





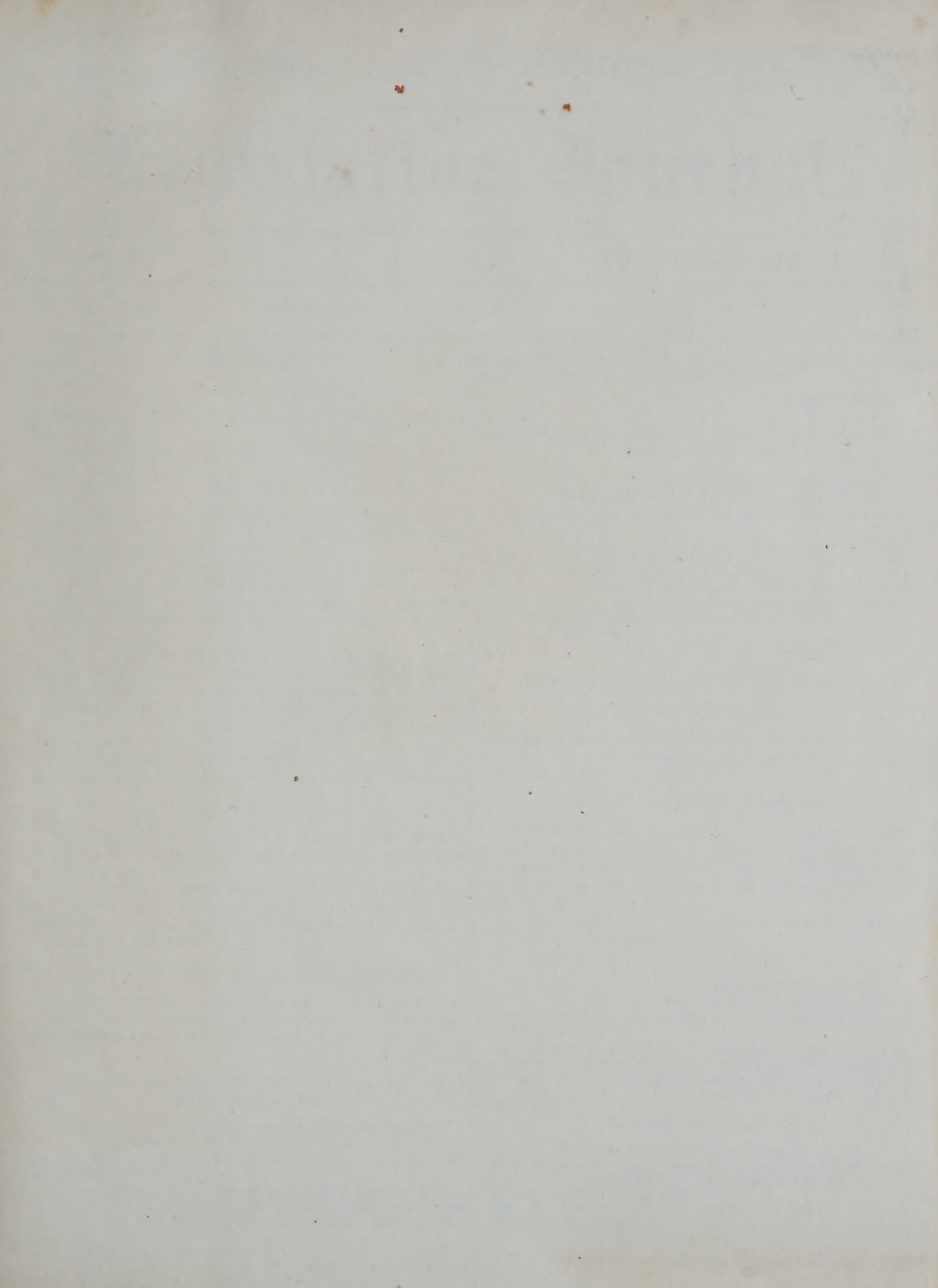
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COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

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HARRISBURG, PA., THURSDAY, JUNE 21, 1951.

No. 62.

SENATE

THURSDAY, June 21, 1951.

The Senate met at 9:00 o'clock, a. m., Eastern Standard Time.

The PRESIDING OFFICER (T. Newell Wood) in the Chair.

PRAYER

The Chaplain, Rev. FRANCIS E. REINBERGER, Pastor of Trinity Lutheran Church, Camp Hill, Pennsylvania, offered the following prayer:

We thank Thee, O God, for the night that has past, and for the renewal of our bodies and minds. Bring us now to the duties of this new day with vigor and zeal, that all things may be accomplished in accordance with Thy will.

Our lives are in Thy hands, Lord. Use us for Thine eternal purposes. With Thee, we can do all things; without Thee, we can do nothing that is lasting and constructive. Inspire us by Thy presence now that we may fulfill those things that have been entrusted to us. In Thy name, we pray. Amen.

The PRESIDING OFFICER. I have been asked by the President pro tempore to preside at today's Session.

JOURNAL APPROVED

The PRESIDING OFFICER. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. MALLERY, further reading was dispensed with, and the Journal was approved.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

APPROVED AND SIGNED SENATE BILL No. 556,
PRINTER'S No. 259

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 20, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 556, Printer's No. 259, entitled "An Act making an appropriation out of the

Motor License Fund to the Department of Public Instruction to promote highway safety education."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 578,
PRINTER'S No. 261

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 20, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 578, Printer's No. 261, entitled "An Act making an appropriation from the Motor License Fund to the Department of Property and Supplies for the payment of costs incurred by that department in acting as purchasing agent for the Department of Highways."

JOHN S. FINE.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on June 21, 1951.

Mr. MALLERY. Mr. President, I second the motion. The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 21, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Andrew M. Cole, Pittsburgh, 16 Perry St.
Miss Dolores F. Kern, Pittsburgh, 521 Frick Bldg.
Charles La Vallee, Pittsburgh, 3530 Forbes St.
James W. O'Connell, Wall.
Mrs. E. Herb Scholl, Pittsburgh, 5451 Penn Ave.
Miss Minnie Wegener, Carnegie.

BUTLER COUNTY

H. A. Overand, Butler Twp., Butler.

DELAWARE COUNTY

John E. Jones, Media.

MERCER COUNTY

A. Bullano, Farrell.

MONTGOMERY COUNTY

Andrew F. E. Furey, Abington Twp., Glenside.
R. A. Ritter, Jenkintown.

PHILADELPHIA COUNTY

Scott P. Bickel, 2052 Wheatsheaf Lane.
Miss Catherine C. De Santo, 4665 Frankford Ave.
Nicholas Parras, 927 Locust St.
Miss Charlotte M. Wagner, 413 Locust St.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. MALLERY,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.	Stevenson.
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Propert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Crowe,	Mahanay,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McMenamin,	Snowden,	Wood,
Haluska,			Presiding Officer.

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

HOUSE MESSAGE

HOUSE CONCURS IN AMENDMENTS TO
HOUSE BILL No. 535

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 535, entitled:

An Act to further amend section 701 of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "The Game Law," by eliminating certain restrictions on the possession of game and other birds and animals.

HOUSE CONCURS IN AMENDMENTS TO
HOUSE BILL No. 711

He also presented communication from the House of Representatives informing the Senate that the House has

concurred in amendments made by the Senate to House Bill No. 711, entitled:

An Act to further amend subsections (a) and (b) of section 16 of the act approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 487), entitled "The Permanent Registration Act for Boroughs Towns and Townships," by further providing for hours of registration, and removing certain obsolete provisions.

HOUSE CONCURS IN AMENDMENTS TO
HOUSE BILL No. 712

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 712, entitled:

An Act to further amend subsections (a) and (b) of section 17 of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 849), entitled "The Permanent Registration Act in Cities of the Third Class," by further providing for hours of registration.

HOUSE CONCURS IN AMENDMENTS TO
HOUSE BILL No. 866

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 866, entitled:

An Act to further amend section 622 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "First Class Township Law" by increasing the allowance for expenses of township officers at annual meeting of the State association.

HOUSE INSISTS UPON ITS AMENDMENTS NON-
CONCURRED IN BY THE SENATE TO
SENATE BILL No. 126

He also presented communication from the House of Representatives informing the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 126, entitled:

An Act to amend the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by further regulating insurance companies, associations and inter-insurance exchanges and their investments, policy provisions, joint policies, premium tax returns, the licensing of foreign companies and repealing existing law.

SENATE INSISTS UPON ITS NON-CONCURRENCE IN
THE AMENDMENTS MADE BY THE HOUSE TO
SENATE BILL No. 126

Mr. WALKER. Mr. President, I move that the Senate insist upon its non-concurrence in the amendments made by the House to Senate Bill No. 126, and that a Committee of Conference on the part of the Senate be appointed.

Mr. MALLERY. Mr. President, I second the motion. The motion was agreed to.

COMMITTEE OF CONFERENCE APPOINTED ON
SENATE BILL No. 126

The PRESIDING OFFICER. The Chair announces on behalf of the President pro tempore the appointment of Messrs. WATKINS, WADE and HALUSKA, as a committee of conference on the part of the Senate to confer with a similar committee of the House (if the House shall appoint such committee) to consider the differences existing between the two houses in relation to Senate Bill No. 126.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 714, entitled:

An Act to provide for minimum compensation and increments for administrators and members of the faculty of State Teachers Colleges; providing for leaves of absence; imposing certain duties upon the Boards of Trustees and Presidents of State Teachers Colleges and the Superintendent of Public Instruction and repealing inconsistent laws.

Which was committed to the Committee on Education.

House Bill No. 802, entitled:

An Act to add a new section 1309 to the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," by creating a Bureau of Higher Education in the Department of Public Instruction.

Which was committed to the Committee on Education.

House Bill No. 968, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by requiring conformance of buildings, transportation and joint schools and departments to county plans for reorganization of school districts.

Which was committed to the Committee on Education.

House Bill No. 1123, entitled:

An Act to provide for the registration and protection of trademarks and to secure the rights, property, and interests therein, providing for the assignment, cancellation and revocation thereof, and imposing penalties for violations, conferring powers and imposing duties upon the Secretary of the Commonwealth in the administration thereof, and to repeal all acts inconsistent therewith.

Which was committed to the Committee on State Government.

House Bill No. 1182, entitled:

An Act to further amend Section 20 of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "Fish Law of 1925," by prescribing penalties for violation of closed seasons.

Which was committed to the Committee on Forests and Waters, Game and Fish.

House Bill No. 1238, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by further regulating reimbursement by the Commonwealth to certain school districts on account of pupil transportation.

Which was committed to the Committee on Education.

House Bill No. 1303, entitled:

An Act to provide revenue for State purposes by imposing a property tax, for a limited period of time, on the net incomes derived from sources within the Commonwealth of certain corporations, joint-stock associations and limited partnerships; excluding certain income; providing for the assessment, collection, settlement and re-settlement of taxes, and reviews and appeal therefrom; conferring powers, and imposing duties on certain persons, corporations, joint-stock associations, limited partnerships, State, and county officers, boards, and departments; making an appropriation; and providing penalties.

Which was committed to the committee on Judiciary General.

House Bill No. 1348, entitled:

An Act to amend Section 1 of the act, approved the eighth day of May, one thousand nine hundred one (P. L. 150) entitled "An act providing for the raising of revenue for State purposes, by imposing upon certain foreign corporations, limited partnership and joint stock associations a bonus of one-third of one per centum upon the capital actually employed in Pennsylvania, and requiring the filing of certain reports in the office of the Auditor General," by exempting from the provisions thereof foreign nonprofit corporations.

Which was committed to the Committee on Finance.

House Bill No. 1366, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by further providing for the payment of expenses of teachers' meetings by the county treasurer.

Which was committed to the Committee on Education.

House Bill No. 1367, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by further providing for payment of the expenses of the annual convention of school directors out of county funds.

Which was committed to the Committee on Education.

REPORT FROM COMMITTEE

BILL RE-REFERRED

Mr. STEVENSON, from the Committee on Local Government, reported as committed, House Bill No. 556, entitled:

An Act to amend Section 625 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "The Penal Code," by authorizing municipalities to grant special permits for the discharge of flobert rifles and other types of firearms in such municipalities for particular purposes.

which was re-referred to the Committee on Judiciary General.

REPORT FROM COMMITTEE ON EXECUTIVE
NOMINATIONS

Mr. WATSON from the Committee on Executive Nominations reported with a favorable recommendation the following nominations, made by His Excellency, the Governor:

MEMBERS OF THE COMMISSION FOR THE OBSERVANCE OF THE 175TH ANNIVERSARY OF THE
ADOPTION OF THE DECLARATION OF
INDEPENDENCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Commission for the Observance of the 175th Anniversary of the Adoption of the Declaration of Independence to serve until terminated:

Hon. M. Harvey Taylor, Grayco Apartments, Harrisburg, Dauphin County.

Hon. Herbert P. Sorg, 431 North Michael Street, Saint Marys, Elk County.

Charles Weissman, 155 West River Street, Wilkes-Barre, Luzerne County.

JOHN S. FINE.

CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. WATSON, asked and obtained unanimous consent for immediate consideration of the nominations read by the Clerk.

EXECUTIVE SESSION

A motion was made by Mr. WATSON and Mr. WALKER, That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. WATSON and Mr. MALLERY,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	Meade,	Stiefel,
Barr,	Holland,	Neff,	Taylor,
Barrett,	Kephart,	Pechan,	Toole,
Berger,	Kessler,	Peelor,	Wade,
Blass,	Lane,	Propert,	Wagner,
Byrne,	Leader,	Robinson,	Walker,
Chapman,	Letzler,	Rosenfeld,	Watkins,
Crowe,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Yosko,
Fleming,	McGinnis,	Snowden,	Wood,
Freed,	McMenamin,	Stevenson,	Presiding Officer
Haluska,	McPherson, Jr.,		

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. WATSON. Mr. President, I move that the Executive Session do now rise.

Mr. MALLERY. Mr. President, I second the motion. The motion was agreed to.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 289, as follows:

A Joint Resolution proposing an amendment to article two section four of the Constitution of the Commonwealth of Pennsylvania by providing for annual sessions of the General Assembly

The General Assembly of the Commonwealth of Pennsylvania hereby resolves as follows

Section 1 The following amendment to the Constitution of the Commonwealth of Pennsylvania be and the same is hereby proposed in accordance with the provisions of the eighteenth article thereof

That section four article two of the Constitution of the Commonwealth of Pennsylvania is hereby amended to read as follows

Section 4 Upon adoption of this amendment the General Assembly shall meet at twelve o'clock noon on the first Tuesday of January of the year following such adoption and shall meet annually thereafter and at other times when convened by the Governor except that in every year following the election of Governor it shall meet at twelve o'clock noon on the first Monday after the first day of March

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE
HOUSE TO SENATE BILL No. 289

Mr. WALKER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 289.

Mr. MALLERY. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.,	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Propert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Crowe,	Mahart,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McMenamin,	Snowden,	Wood,
Haluska,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 296, as follows:

An Act to further amend the act approved the nineteenth day of June one thousand nine hundred thirty-one (P. L. 589) entitled as amended "An act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering regulating barber shops and barber schools and apprentices and students therein regulating compensation for service rendered conferring certain powers and duties on the Department of Public Instruction and providing penalties" by changing the provisions as to fees charged apprentices and students and as to the powers of municipalities removing the limitation on the payment of wages to apprentices and transferring the administration of several provisions of this act to the State Board of Barber Examiners

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 Section 3 of the act approved the nineteenth day of June one thousand nine hundred thirty-one (P. L. 589) entitled as amended "An act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering regulating barber shops and barber schools and apprentices and students therein regulating compensation for service rendered conferring certain powers and duties on the Department of Public Instruction and providing penalties" as last amended by the act approved the twenty-third day of May one thousand nine hundred forty-seven (P. L. 279) and amended in part by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 862) is hereby further amended to read as follows

Section 3 (a) Any person not holding a certificate of registration under the provisions of the preceding section and desiring to obtain a license under this act shall make application under oath or affirmation in such form as the [department] State Board of Barber Examiners hereinafter referred to as the board shall prescribe Such application shall be accompanied by an affidavit which shall be made by a practicing physician and shall set forth that the applicant was examined that a test of his or her blood was made and that he or she is free from all contagious and infectious disease is a citizen of the United States or has filed a declaration of intention The applicant at the time of filing such application and affidavit shall pay to the department an examination fee of five dollars or such other fee as may be fixed by the [department] board and shall present himself or herself at the next examination of applicants as hereinafter provided The [department] board shall thereupon proceed to examine such person after being satisfied that he or she is above the age of sixteen years free from contagious and infectious disease has a certificate showing graduation from an eighth grade school or its equivalent and has either (1) studied the occupation for a period of two years covering a period of at least two thousand five hundred (2500) hours as a registered apprentice under a qualified and practicing barber as hereinafter provided or (2) studied the occupation and trained as a registered student in a registered and properly appointed and conducted barber school under the instruction of a registered teacher for a period of at least nine months and served at least fifteen months covering a period of at least one thousand two hundred fifty (1250) hours as an apprentice with a registered barber Under no circumstances shall a student [or apprentice] receive wages directly or indirectly for service rendered If the [department] board is satisfied as a result of the examination the applicant is possessed of

requisite skill in said occupation to properly perform all the duties thereof including his or her knowledge and ability in the antiseptic preparation of tools shaving hair cutting and all the duties and services incident thereto and is possessed of sufficient knowledge concerning the common diseases of the face and skin to avoid the aggravation and spreading thereof in the practice of said occupation and the knowledge of the Barber's Licensing Laws and rules and regulations of the department adopted thereunder it shall enter his or her name in the register hereinafter provided for and shall issue a certificate of registration to him or her authorizing him or her to practice such occupation or to teach in registered barber schools as the case may be Any person holding a certificate as a teacher may practice as a barber in any registered barber shop

(b) Any person who has been honorably discharged from service with the armed forces of the United States and who takes an examination for licensure under the provisions of this act shall have ten per centum added to his or her examination score

(c) Any person registered as an apprentice barber prior to induction into the armed forces of the United States may be admitted to an examination for licensure under the provisions of this act upon presentation of his or her certificate of honorable discharge from such service within one year from date thereof

(d) For any person to be registered as a teacher in a barber school he must be at least twenty-three years of age a graduate from an approved high school or its equivalent and have had at least five years' experience as a registered barber in a registered barber shop in the State of Pennsylvania The examination for a teacher's certificate shall differ from the examination for a barber's certificate in that it shall be of a more exacting nature and require higher standards of knowledge of the practice and theories of barbering including ability to teach properly the various practices and theories of barbering physiology hygiene elementary chemistry relating to sterilization and antiseptics massaging and manipulating the muscles of the face neck scalp hair cutting bobbing shaving and trimming the beard dyeing the hair and the barber laws of this State and the rules and regulations adopted by the [department and advisory committee] board The registration fee for teachers shall be five dollars and the annual renewal fee shall be five dollars

Section 2 Section 4 of said act as last amended by the act approved the twenty-fifth day of May one thousand nine hundred forty-five (P. L. 1040) is hereby further amended to read as follows

Section 4 (a) Any person who is at least eighteen years of age and of good moral character and temperate habits and has a certificate showing graduation from an eighth grade school or an equivalent education as determined by an examination conducted by the department and either (1) Has a license or certificate of registration as a practicing barber from another state or country which has substantially the same requirements for licensing or registering barbers as required by this act or (2) can prove by sworn affidavits that he has practiced as a barber for at least five years prior to making application in this State shall upon the payment of the required fee be granted permission to take an examination to determine his fitness to receive a certificate of registration to practice barbering Should he fail to pass the examination upon payment of the required fee he may take one other examination if he so desires In no event shall he or she be permitted to practice barbering until he or she has received a certificate of registration as a registered barber

Section 3 Section 5 of said act as last amended by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 862) is hereby further amended to read as follows

Section 5 Nothing in this act shall prohibit any person from serving as an apprentice in such occupation under a registered barber of this Commonwealth or from serving as a student in any barber school for the training of students in said occupation under the training of a duly

registered teacher authorized to teach such occupation in this Commonwealth Provided That such apprentice or student shall apply to the department to have his or her name registered with the department in a book which shall be kept by the [department] board and secure a permit upon the payment of a fee of one dollar which permit shall be valid for two years to practice as an apprentice under a duly registered barber or as a student under a duly registered teacher such permit to be displayed in front of his or her working chair Students upon graduation from a registered barber school and having served fifteen months' apprenticeship in a barber shop and apprentices upon completion of two years' apprenticeship in a barber shop as hereinbefore specified shall make application for examination at the next regular period specified in this act In case the applicant fails to pass such examination he or she shall secure a new apprentice permit upon the payment of a fee of one dollar which shall be valid until the next succeeding examination

Apprentice permits not exceeding four to practice as an apprentice barber may be issued at the discretion of the [department] board

Section 4 Section 5.1 of said act as added by the act approved the twenty-third day of May one thousand nine hundred forty-seven (P. L. 278) is hereby amended to read as follows

Section 5.1 Any person who practiced barbering during any period of service with the armed services of the United States shall receive credit for such period of practice toward the two-year registered apprentice or registered student-apprentice period required by this act upon furnishing affidavits from his or her former immediate commanding officer or officers or such other official documents as may be proof to the [department] board that he or she did practice barbering for such period whether or not such person was registered with the [department] board prior to his entry into the armed forces of the United States

Section 5 Section 6 of said act as amended by the act approved the twenty-fifth day of May one thousand nine hundred forty-five (P. L. 1040) is hereby further amended to read as follows

Section 6 The [department] board shall hold public examinations on the second Mondays in March June September and December in the cities of Philadelphia Pittsburg Scranton Harrisburg and Erie at such hours as the board shall prescribe

Section 6 Section 8 of said act as last amended by the act approved the twenty-third day of May one thousand nine hundred forty-seven (P. L. 279) is hereby further amended to read as follows

Section 8 The certificate shall be renewed on or before the thirtieth day of April in each year and the holders of said certificates of registration shall pay to the department the sum of two dollars or such other sum as may be fixed by the department for a renewal card Any holder of a certificate of registration who shall fail to apply for a renewal of his or her certificate on or before the thirtieth day of April in each year and who continues the practice of barbering or any of its branches shall on conviction thereof before any magistrate alderman or justice of the peace be subject to a fine of not more than ten dollars to be collected by summary conviction as like fines are collected by law or in case of non-payment of the fine to undergo an imprisonment for a period not exceeding ten days Any such person shall have the right of appeal as in other cases of summary conviction

Section 7 Section 9 10 and 11 of said act as last amended by the act approved the twenty-fifth day of May one thousand nine hundred fifty-five (P. L. 1040) are hereby further amended to read as follows

Section 9 The [department] board may suspend or revoke any permit or certificate of registration granted by [it] the department under this act to any person who (a) habitually indulges in the use of ardent spirits narcotics or other stimulants to such an extent as in the

opinion of the [department] board incapacitates such person from the duties of a barber (b) has or imparts any contagious or infectious disease to any recipient of such person's services as a barber (c) performs work in an unsanitary or filthy manner or place of business (d) who is grossly incompetent (e) who conducts his business of barbering on Sundays (f) who displays any price list for barber services in or upon any part of premises of a barber shop in such manner that such list shall be visible from the outside of the barber shop (g) unethical or dishonest practice or conduct (h) employing an unlicensed person Before any such permit or certificate shall be suspended or revoked for any of the reasons contained in this section the holder thereof shall have notice in writing of the charge or charges against him or her and shall at a day specified in said notice which shall be at least five days after the service thereof be given a public hearing before a duly authorized representative of the [department] board with a full opportunity to produce testimony in his or her behalf and to confront the witnesses against him or her Any person whose permit or certificate of registration has been so suspended or revoked may on application have the same reissued to him or her upon satisfactory showing that the disqualification has ceased except where such certificate was suspended or revoked for having or imparting any contagious or infectious disease in which case a new certificate shall not be issued for a period of at least one year and then only after the provisions of this act have been fully complied with by such person in the same manner as if he or she had never been registered

Section 10 The [department] board may adopt reasonable rules and regulations prescribing the sanitary requirement of each barber shop or barber school in co-operation with the Department of Health and shall cause the rules and regulations so approved to be printed in a suitable form and may transmit a copy thereof to the proprietor or person operating such barber shop or school which shall at all times be kept conspicuously displayed in such shop or school It shall be unlawful for any person to open either a new barber shop or move his shop to another place or take over as owner an existing barber shop until he or she has filed an application with the [department] board for the inspection [and] approval and registration of such shop It is further provided that no barber shop may open for business until said inspection has been had and the shop approved It shall be unlawful for any person to sleep in or for any owner or manager to permit any person to sleep in or use for residential purposes any room used as a barber shop or a school of barbering All rooms used for such purposes shall be used for barbering purposes manicuring shoe shining and such allied business as may be approved by the [department] board Any officer or duly authorized agent of the [department] board may enter and make reasonable examination of any barber shop or barber school during the business hours for the purpose of ascertaining the sanitary conditions thereof and ascertaining whether the shop or school and all persons working therein are properly licensed and registered Any barber shop barber school or tools appliances and furnishings in use therein kept in an unclean and unsanitary condition as to be a danger to health or to the creation and spreading of infectious and contagious diseases is hereby declared to be a public nuisance and the [department] board may suspend or revoke the certificate of the proprietor thereof or any person operating in such barber shop or school or the permit hereinafter required for such shop or school or both the certificate and permit

Section 11 The department shall keep a register in which shall be entered the names and addresses of the barber shops to which and the names of all persons to who certificates of registration or permits for serving apprenticeship or as students are issued under this act which register shall be open to public inspection during the business hours of the department

Section 8 Section 12 of said act as last amended by the act approved the twenty-third day of May one thousand nine hundred forty-seven (P. L. 279) and amended in

part by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 862) is hereby further amended to read as follows

Section 12 (a) All barber shops shall at all times be under the immediate supervision of a registered barber. In no barber shop shall there be more than one apprentice who must be at all times under the supervision of a barber authorized under this act to practice such occupation. All barber schools shall keep prominently displayed at every entrance to said school a sign reading "Barber School". Any copartnership corporation or person desiring to operate or conduct a barber shop or barber school shall first secure from the [department] board a permit or registration certificate to do so and shall keep the same prominently displayed. The fee for registration of each barber shop shall be two dollars for each permit and the annual renewal fee shall be one dollar and the fee for registration of each barber school shall be fifty dollars and the annual renewal fee therefor shall be twenty-five dollars. The [department] board may pass upon the qualifications, appointments and course of study in said school which shall be not less than [six] nine months. All barber schools shall have not less than one registered teacher for every twenty students and in no case less than one full-time teacher who shall be in attendance at all times during the hours the school is open for instruction.

(b) No school of barbering shall be granted a certificate of registration unless it requires as a prerequisite to admission thereto graduation from an eighth grade school or its equivalent as determined by an examination conducted by the department and it shall attach to its staff as a part-time teacher a person licensed by the Commonwealth to Practice medicine and employ and maintain a sufficient number of competent teachers registered as such and shall possess apparatus and equipment sufficient for the proper and full teaching of all subjects of its curriculum shall keep a daily record of the attendance of each student shall maintain regular class and instruction hours which shall not be less than seven nor more than eight hours per day the school is open for instruction shall establish grades and hold examination before issuance of diplomas and shall be required to maintain a course of study requiring not less than one thousand two hundred fifty hours for completion in not less than nine months and shall comprise all of the subjects pertaining to barbering the barber laws of this State and the rules and regulations adopted by the [department] board and shall include practical demonstrations and theoretical studies and studies in sanitation sterilization and the use of antiseptics cosmetics and electrical appliances consistent with the practical and theoretical requirements as applicable to barbering or any practice thereof.

(c) No school of barbering shall permit its students to practice barbering on the public under any circumstances except by way of clinical work upon persons willing to submit themselves to such practice after first being properly informed that the operator is a student. No school of barbering shall directly or indirectly charge any money whatsoever for treatment by its students or for materials used in such treatment.

Section 9 Section 13 of said act as last amended by the act approved the twenty-fifth day of May one thousand nine hundred forty-five (P. L. 1040) is hereby further amended to read as follows

Section 13 To shave or trim the beard to cut hair to shape the eyebrows to give facial and scalp massaging facial and scalp treatment with any preparations made for this purpose either by hand or by mechanical or electrical appliances to singe and shampoo the hair or apply any makes of hair lotions or hair tonics and to dye hair of any person for compensation direct or indirect the person performing such service shall be construed as practicing the occupation of barbering within the meaning of this act. No person shall practice or attempt to practice barbering for compensation directly or indirectly in any place other than a registered barber shop except that any registered barber in a registered

barber shop may furnish barber services to persons at their place of residence or in institutions in cases of sickness incapacitation confinement and other emergencies. Provided however That nothing contained in this section shall be construed to include hospitals or colleges and private schools for children so-called beauty shops or hairdressing parlors or schools of beauty culture except that it shall be unlawful and a violation of this act for any person to employ or to accept employment in any such shops parlors or schools who has been refused a certificate by the [department] board.

Section 10 Section 15 of said act as last amended by the act approved the fifth day of June one thousand nine hundred thirty-seven (P. L. 1689) and amended in part by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 862) is hereby further amended to read as follows

Section 15 (a) Any barber teacher apprentice or student who shall practice the occupation of barber while suffering from contagious or infectious disease or who shall knowingly serve any person afflicted with such disease shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one hundred dollars or undergo an imprisonment not exceeding thirty days or both at the discretion of the court.

(b) Any barber teacher apprentice or student who shall infect any person or who shall impart any contagious or infectious disease by reason of carelessness or negligence in the practice of such occupation shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding five hundred dollars or to undergo an imprisonment not exceeding six months or both at the discretion of the court.

(c) Nothing contained in this act or the act to which this is an amendment shall be construed as prohibiting any municipality from adopting appropriate ordinances not inconsistent with the provisions of this act or the rules and regulations adopted thereunder as may be deemed necessary to promote the public health and safety and regulate the conduct of barber shops and schools and any municipality shall have power by proper ordinances to fix the days and hours during which barber shops in the said cities may be open for business. [Provided however That in any such ordinance provisions shall be made that a designated local health or police official may upon application of the proprietor of any barber shop and upon proof that barber service to the public so requires issue a permit effective for a limited time for the operation of a particular barber shop at such times outside of and beyond those fixed in the said ordinances as is required by temporary public necessity with the power to renew the said permit upon further proof of public necessity.] All municipalities with proper ordinances shall have power to enforce the provisions of this act and its amendments.

(d) It shall be unlawful

[(a)] (1) To own manage operate or control any barber shop unless continuously hot and cold running water be provided for therein except in communities lacking such facilities

[(b)] (2) To own manage operate or control any barber school or part or portion thereof whether connected therewith or in a separate building wherein the practice of barbering is engaged in or carried on unless all entrances to the place wherein the practice of barbering is so engaged in or carried on shall display a sign indicating that the work is done by students exclusively

[(c)] (3) To own manage control or operate any barber shop or school unless the same displays a recognized sign indicating that it is a registered barber shop or school which shall be clearly visible at the main entrance to said shop

[(d)] (4) For the owner of any barber shop to display a permit or certificate of registration of any barber not employed in such shop

[(e)] (5) For the owner of any barber school to display a certificate of registration of any teacher not employed in such school

(e) The [department and advisory committee] board shall have power to make such other rules and regulations and prescribe such other sanitary requirements as shall be deemed necessary to carry out the provisions of this act.

(f) Any person who shall violate any of the provisions of this act except as herein otherwise provided shall upon summary conviction thereof be sentenced to pay a fine of not less than ten dollars nor more than ninety dollars or to undergo an imprisonment of not less than ten days nor more than sixty days or both at the discretion of the court. Any such person shall have the right of appeal as in other cases of summary conviction.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 296

Mr. WALKER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 296.

Mr. MALLERY. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.,	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Probert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Crowe,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DISilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McMenamin,	Snowden,	Wood,
Haluska,			Pres. Pro Tem.

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 325, as follows:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Harrisburg State Hospital to sell and convey certain tracts of land used in connection with the Harrisburg State Hospital.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 The Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Harrisburg State Hospital is hereby authorized on behalf of the Commonwealth to sell at public sale to the highest bidder any one or all of the following described tracts of land used by the Harrisburg State Hospital which are situated on the southern side of

Route No. 1 Spur connecting Cameron Street and Herr Street in the Seventh Ward of the City of Harrisburg Dauphin County Pennsylvania

The tracts are described as follows

Tract No. 1 Beginning at an iron fence post at the northeastern corner of Muench and Cameron Streets thence along Cameron Street N 06°—00' W 307.63 feet to a stake at intersection with southern line of state highway (commonly known as By-Pass Route No. 22) as ordained to a width of sixty feet thence along said state highway curving to the right with a radius of thirty feet a distance of 66.95 feet to a stake thence continuing along said state highway S 58°—10' E 223.33 feet to a stake at western line of other property of the Harrisburg State Hospital thence along last mentioned property S 7°—13' E 170.0 feet to a stake along northern line of Muench Street and thence along Muench Street S 77°—33' W 229.75 feet to an iron fence post the place of beginning containing 1.373 acres more or less

All of the above described tract subject to the following restrictions conditions and agreement providing that no existing "road side planting" north of Asylum Run shall be removed on or destroyed without the written consent of the Secretary of State Highways

Tract No 2 Beginning at a stake at the intersection of the eastern line of the Harrisburg State Hospital with southern line of state highway (commonly known as By-Pass Route No. 22) as ordained to a width of sixty feet said intersection point beginning approximately along line of Seventeenth Street thence S 0°—29' W 230.9 feet to an iron pin within the bed of Seventeenth street thence along properties of Joseph H Miller and Edward R Blandy S 79°—14' W 387.4 feet to a stone monument along approximate eastern line of Sixteenth Street thence along last mentioned line N 11°—44' W 277.71 feet to a stone monument thence S 71°—33' W 181.92 feet to a stake along eastern line of May Alley thence along May Alley N 11°—13' W 853.7 feet to a stake at its intersection with western line of aforementioned state highway thence along said state highway S 31°—58' E 335.2 feet to a stake thence continuing along state highway southeastwardly curving to the left with a radius of 985 feet a distance of 777.64 feet to a stake the place of beginning containing 6.26 acres more or less

Subject however to the opening and use of Seventeenth Street as ordained to a width of sixty feet

Tract No. 3 Beginning at an iron pipe at the intersection of southern line of the Harrisburg State Hospital with western line of state highway (commonly known as By-Pass Route No. 22) as ordained to a width of sixty feet thence along other property of the Commonwealth S 77°—34' W 108.0 feet to a stake thence along property of Edwin Longenecker Jr et al N 46°—51' W 333.41 feet to a stake along ordained western line of aforementioned state highway and thence southeastwardly along said state highway the following courses and distances curving to the right with a radius of 925 feet a distance of 300.3 feet to a stake and continuing S 52°—44' E 107.7 feet to an iron pipe the place of beginning containing 0.32 acres more or less

Section 2 Any and all moneys received by the Commonwealth as consideration for the sale and conveyance of said lands shall be credited to the General Fund of the State Treasury

Section 3 The provisions of this act shall become effective immediately upon final enactment

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 325

Mr. WALKER. Mr. President, I move that the Senate

do concur in the amendments made by the House to Senate Bill No. 325.

Mr. MALLERY. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.,	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Probert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Crowe,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McMenamin,	Snowden,	Wood,
Haluska,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 631, as follows:

An Act making appropriations from the Motor License Fund to the Board of Finance and Revenue to meet interest sinking fund and service requirements on the State debt

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of four million four hundred ninety-three thousand eight hundred sixty-six dollars and sixty-seven cents (\$4,493,866.67) is hereby specifically appropriated from the Motor License Fund to the Board of Finance and Revenue for payment into the Sinking Fund to meet interest and sinking fund requirements on the State debt for the two fiscal years commencing June first one thousand nine hundred fifty-one The amount hereinbefore appropriated shall be transferred by the Auditor General and the State Treasurer upon requisition of the Board of Finance and Revenue from the Motor License Fund to the Sinking Fund on or before the date and in the manner set forth in the following schedule

Date of Payment	Principal	Interest	Total
July 1, 1951		\$375,000.00	\$375,000.00
August 2, 1951		292,200.00	292,200.00
Sept. 1, 1951..	\$1,700,000.00	80,000.00	1,780,000.00
October 1, 1951		40,000.00	40,000.00
Dec. 1, 1951 ..		40,000.00	40,000.00
March 1, 1952 ..		40,000.00	40,000.00
April 1, 1952 ..		40,000.00	40,000.00
April 1, 1952 ..	1,700,000.00	26,666.67	1,726,666.67
Sept. 1, 1952 ..		40,000.00	40,000.00
October 1, 1952		40,000.00	40,000.00
March 1, 1953 ..		40,000.00	40,000.00
April 1, 1953 ..		40,000.00	40,000.00

Totals \$3,400,000.00 \$1,093,866.67 \$4,493,866.67

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution.

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 631

M. WALKER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 631.

Mr. MALLERY. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.,	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Probert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Crowe,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McMenamin,	Snowden,	Wood,
Haluska,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

THIRD READING CALENDAR

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 129, as follows:

An Act to further amend Section 7 of the act approved the twenty-sixth day of June one thousand nine hundred thirty-one (P. L. 1379) entitled "An act creating in counties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors a solicitor engineers and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities" by further providing for omitted assessments

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 7 of the act approved the twenty-sixth day of June one thousand nine hundred thirty-one (P. L. 1379) entitled "An act creating in counties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor pur-

poses authorizing the appointment of subordinate assessors a solicitor engineers and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities" as amended by the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1848) is hereby further amended to read as follows

Section 7 The said board shall before the fifteenth day of September examine and revise the said annual assessments and valuations increasing or decreasing the same as in their judgment may seem proper and shall add thereto and assess such property or persons taxable upon occupations as may have been omitted and may also add thereto the names of any persons subject to a school per capita tax or poll tax as may have been omitted and such added assessments may be used for the taxation of the property and persons only for the current year and the preceding three years if there was liability for such taxes under existing law

The board shall before the first day of October prepare an assessment roll or list of persons and property subject to local taxation together with the value placed upon each person each parcel or tract of real property and the personal property of each person The board shall at the same time prepare a list of all property exempted by law from taxation

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.,	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Propert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Crowe,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McMenamin,	Snowden,	Wood,
Haluska,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 160, as follows:

An Act to further amend the act approved the fifth day of May one thousand nine hundred eleven (P. L. 198) entitled "An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" by conferring upon said court certain jurisdiction in the trial of criminal causes and suits for penalties granting powers to said court for trial of such causes and suits conferring powers and imposing duties on the clerk of courts of Allegheny county and providing for the disposition of fees the appointment of officers and employees and for jurors The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 5 of the act approved the fifth day of

May one thousand nine hundred eleven (P. L. 198) entitled "An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" as amended by the act approved the fourteenth day of May one thousand nine hundred fifteen (P. L. 505) and as repealed in part by the act approved the fifth day of July one thousand nine hundred forty-seven (P. L. 1308) is hereby further amended to read as follows

Section 5. (a) The prothonotary and the clerk of courts of Allegheny County shall be the [clerk] clerks of the court hereby created, and each shall assume and perform all of the duties of [clerk] clerks thereof to the same extent and in the same manner as is now required for the court of common pleas and the court of oyer and terminer and quarter sessions of the county, respectively, or as directed by the judges of the court. At each place designated for the holding of said court there shall be established an office, in charge of a clerk, or clerks, appointed by the prothonotary or the clerk of courts, with the approval of the majority of the judges of said court who shall have the custody of the seal to be kept in such place as well as of the docket of the court and of all papers pertaining to the particular business of the court at such place the number [duties] and compensation of said clerks to be fixed by [a majority of the judges of said court] the salary board of Allegheny County and such compensation to be paid out of the Treasury of Allegheny County in the manner in which other county expenses are now paid by law all other necessary assistants shall be appointed by a majority of the judges of said court and their number [duties] and compensation shall be fixed by [a majority of the judges of said court] the salary board of Allegheny County and their compensation shall be paid out of the Treasury of Allegheny County in the manner in which other county expenses are now paid by law the duties of all clerks and assistants shall be prescribed by a majority of the judges of said court

(b) All fees received by the prothonotary and the clerk of courts from the business of the County Court, may, as in the case of other fees received by them, be applied to the payment of the salaries of said officers respectively, their clerks and assistants, and any other expenses in connection with the discharge of their duties.

All fees or other sums received by any clerk or employee of said court shall be paid into the treasury of Allegheny County.

(c) The Board of Judges of said County Court may appoint such stipstaves and officers, or employees, as are reasonably necessary to perform the duties usually pertinent to such officers in and about the court-rooms or elsewhere. Their number and compensation shall be determined, from time to time, by the salary board of Allegheny county.

The court shall appoint such official stenographers as shall be necessary. Said stenographers shall be appointed, and discharge their duties, and be paid compensation as provided by law.

Section 2 Section 6 of said act as amended by the act approved the second day of April one thousand nine hundred thirteen (P. L. 21) and as amended in part by the acts approved the twenty-fourth day of April one thousand nine hundred thirty-five (P. L. 51) the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 515) the tenth day of April one thousand nine hundred forty-five (P. L. 183) and the tenth day of April one thousand nine hundred forty-five (P. L. 184) is hereby further amended to read as follows

Section 6 The court hereby created shall have jurisdiction

(a) In all civil actions wherein only a money judgment is sought to be recovered and in all actions of replevin in which the sum demanded or the value of the property does not exceed twenty-five hundred dollars except in cases where the title to lands or tenements may come in question

(b) In all proceedings brought against any husband or father wherein it is charged that he has without rea-

sonable cause separated himself from his wife or children or from both or has neglected to maintain his wife or children and in all proceedings where any child of full age has neglected or shall neglect to maintain his or her parents not able to work or of sufficient ability to maintain themselves The court shall have authority to issue writs of habeas corpus in all proceedings provided for in this clause

(c) In all cases of appeals from summary convictions and from judgments in suits for a penalty before a magistrate or court not of record as provided by law

(d) The jurisdiction hereby conferred in clauses (b) and (c) shall be exclusive

(e) In cases where money has been paid into court or the court acquires control over specific personal property and conflicting claims arise thereto the court may add to the record parties interested by voluntary intervention or by service of process and may cause the necessary parties to interplead for the purpose of determining their respective rights and the money or property in question shall thereupon be paid or delivered over to the person found to be entitled thereto The parties shall file such statements of their respective claims as may be necessary to define the issue as the court may by rule or otherwise prescribe The court shall have power to require the parties to such interpleader to stay proceedings in this or other courts until such interpleader is finally determined The court shall have power to order such sale or disposition of property or money within its control as may seem proper either pending such interpleader or after its determination

(f) In all such civil actions as may be transferred to it by order of the Court of Common Pleas of Allegheny County upon consent of counsel for all parties where the sum demanded or the value of the property replevied does not exceed the sum of twenty-five hundred dollars except in cases where the title to lands or tenements may come in question

(g) In all cases involving the support of a child born out of wedlock where the father admits parentage and where he is willing to support the child

(h) In all complaints informations proceedings and in all criminal suits indictments and actions except that it shall not have jurisdiction in the trial of indictments for arson burglary murder voluntary manslaughter treason or misprision of treason or for violation or conspiracy to violate the election or registration laws of this Commonwealth or for embezzlement by any public officer or any offense involving breach of official duties by any public officer Nothing contained in this paragraph shall be construed to deprive the court of exclusive jurisdiction in any case where such jurisdiction is granted by this section

The judges of said County Court shall be ex officio justices of the peace When defendants are bound over for trial in any case indictments may be presented against them before the grand jury in accordance with existing laws which indictments may be tried either in existing courts or in the County Court as the case may be

All cases of desertion and nonsupport instituted in the court of quarter sessions pursuant to authority of the existing law which are pending and undisposed of in said court at the time this amendment takes effect together with all orders decrees judgments or sentences are hereby transferred to the County Court The said County Court is hereby authorized to hear determine and dispose of the cases hereby transferred and shall have full power and authority to enforce any and all orders decrees judgments or sentences heretofore entered or imposed in such cases by the court of quarter sessions with the same power and effect as if such cases had been originally instituted in the County Court

Section 3 Section 8 of said act as last amended by the act approved the twentieth day of June one thousand nine hundred nineteen (P. L. 535) is hereby further amended to read as follows

Section 8. (a) In any case brought in this court in which the parties are entitled by the Constitution and laws of this Commonwealth to a trial by jury, the plaintiff, if he desires a trial by a jury, shall, at the time of

filing his statement, indorse thereon, or file separately, a written demand for a jury trial, in substantially the words, "Jury trial demanded," signed by himself or his counsel, and, if no such demand is made by the plaintiff, but a trial by jury is desired by the defendant, he shall in like form, at the time of filing his answer, demand a trial by jury (except a municipality, not being required to file an answer, shall, when defendant, make its demand at least three days exclusive of Sunday before the time fixed for the hearing by the writ). If neither party shall make a demand in writing for a trial by jury, he shall be deemed to have waived his right to trial by jury, and the court shall proceed to try the case without a jury. The party making demand for trial by jury may withdraw the same with the written consent of the other side, filed in the case, and the parties shall be deemed to have waived their right to trial by jury, and the court or any judge thereof may proceed to try the case without a jury the same as if the demand had never been made.

(b) Cases tried by the court without a jury shall be tried under such rules of procedure as the court shall prescribe: Provided, That at the trial in the county court of cases before a judge, without a jury, either party may present to the trial judge such requests for findings of law or fact as he may desire, which requests shall be answered by the trial judge; to which answer either party may, within the time prescribed by the court, except; and thereupon such requests for findings and the answers of the court thereto shall become part of the record. The testimony shall be taken stenographically at the expense of the county, and transcribed at the expense of the party desiring such transcript, or at the expense of the county, if the court so orders; and such testimony, when transcribed and certified by the trial judge, shall also become part of the record.

(c) When a jury trial is demanded by either party, the court shall direct trial by jury in the manner now provided by law, [the jurors to be summoned and paid as they are for the courts of common pleas of said county: Provided, further, That when a jury trial is demanded the court] and shall make a separate list of such cases, from time to time, as are put at issue and proceed to the trial and determination of said cases at the county-seat. It shall be the duty of the proper officers of Allegheny County to provide such jurors for service in the County Court as may from time to time be requested by order of the president judge, or as may be fixed by general order of the president judge. Jurors shall be summoned as provided by law, and shall receive the same compensation and be subject to the same duties and liabilities as jurors summoned to serve in the courts of common pleas of said county.

Section 4 Said act is hereby amended by adding after section 14 thereof a new section to read as follows

Section 14.1 It shall be the duty of the presiding judge of said court to assign sufficient judges to the trial of criminal cases so that all cases exclusively triable in the said court in which prosecutions may be begun therein or which may be brought therein for trial by the district attorney shall be tried and disposed of as soon as possible after indictment found

It shall be the duty of the district attorney of said county to prosecute all cases in which prosecutions have been begun in the County Court or which have been returned to court by aldermen or justices of the peace for trial and which are exclusively triable in the County Court or which the district attorney elects to try in said court Fees and costs shall be allowed and imposed by said court in criminal cases as fixed by law in cases arising in the courts of oyer and terminer and quarter sessions of the peace in Allegheny County

In desertion and nonsupport cases there shall be no preliminary hearings but the person accused shall be immediately brought before the court for trial

Except as modified by this act or by its own rules duly adopted by a majority of the judges the practice and procedure shall be the same in the County Court in all matters of which it has jurisdiction as in similar matters

prosecuted and determined in courts of oyer and terminer and quarter sessions of the peace of the county of Allegheny

Section 5 Section 15 of said act is hereby amended to read as follows

Section 15 The said court shall have power to establish rules for the conduct of business of the court and from time to time alter and change the same but no rule shall require the parties to file written pleadings other than as required by the provisions of this act Subject to the provisions of this act the court shall have all the powers of a court of quarter sessions of the peace and oyer and terminer in the county of Allegheny including the power to issue writs of habeas corpus Any clerk of said court shall be empowered to administer oaths or affirmations

Section 6. The provisions of this act shall become effective immediately upon final enactment.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.,	Stiefel,
Barr,	Holland,	Meade,	Silvert,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Propert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Crowe,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed	McMenamin,	Stevenson,	Wood,
Haluska,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 213, on third reading, entitled:

An Act to further amend section one of the act approved the twenty-eighth day of June one thousand nine hundred thirty-five P. L. 477) entitled as amended "An act providing for the payment of the salary medical and hospital expenses of policemen and firemen by cities boroughs towns and townships who are injured in the performance of their duty and providing that absence during such injury shall not reduce any usual sick leave period" by adding a presumption of relationship to employment of diseases of the heart and tuberculosis of the respiratory system and providing disability benefits for such conditions

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 238, as follows:

An Act to amend Section 256 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by authorizing fish wardens to make certain arrests with warrants under certain circumstances

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 256 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" is hereby amended to read as follows

Section 256 Powers of Fish Wardens A fish warden shall have power

(a) To enforce all the laws of the Commonwealth relating to fish (b) to execute all warrants and search-warrants for the violation of the fish laws (c) to serve subpoenas issued for the examination investigation and trial of all offenses against the laws relating to fish (d) carry firearms or other weapons in the performance of his duties (e) to search without warrant any boat conveyance vehicle fish-box bag coat basket or other receptacle for fish when he has reason to believe that any provision of any law of this Commonwealth relating to fish has been violated (f) to seize and take possession of any and all fish which may have been caught taken or killed at any time in any manner or for any purpose or had in possession or under control or have been shipped or about to be shipped contrary to the laws of this Commonwealth fish so seized shall be disposed of in any manner as the Commissioner may direct (g) to enter upon any land or water in the performance of his duty (h) to demand and secure proper assistance in case of emergency (i) to purchase fish for the purpose of securing evidence (j) to arrest with a warrant any person found in the act of doing any of the following offenses without permission of the owner or in pursuit immediately following the doing of any such offenses (1) obstructing an owner or his tenant ingress egress or regress to his property or cattle ways (2) digging in or driving upon fields under cultivation (3) leaving garbage bottles cans rubbish or any other type of debris in or along streams or adjacent lands (4) leaving gates open breaking or cutting down fences

Any person convicted of committing any of the offenses set forth above shall be sentenced to pay a fine of ten dollars (\$10) and costs for each such offense and upon a second conviction for any such offense shall have his license revoked for a period of one year

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.,	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Propert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Crowe,	Mahany,	Rosenfeld,	Watkins,

Diehm,
DiSilvestro,
Fleming,
Freed,
Haluska,

Mallery,
McCreesh,
McGinnis,
McMenamin,

Ruth,
Scarlett,
Silvert,
Snowden,

Watson,
Wolfe,
Yosko,
Wood,
Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill in the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 343, as follows:

An Act to further amend section eleven of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending service allowance of certain employees

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section eleven of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as last amended by the act approved the fifth day of July one thousand nine hundred forty-seven (P. L. 1352) is hereby further amended to read as follows

Section 11 In computing the length of service of a contributor for retirement purposes under the provisions of this act full credit shall be given to each contributor by the retirement board for each school year of service as an employe as defined in section one paragraph seven of this act and for each school year or fraction thereof for which credit is not otherwise provided for in this act and during which the contributor was [a member of the American Expeditionary Force in the World War or in activities connected therewith approved by the retirement board or who were] either granted a commission enlisted or drafted into the Army Navy Marine Corps [or the] Enlisted Nurses Corps or other branch of the military forces of the United States during World War I and for each school year during the contributor was prior to the eighteenth day of July one thousand nine hundred seventeen a teacher instructor or supervisor in any State or semi-State orphan school Under such rules and regulations as the retirement board shall adopt each employe shall file with the retirement board a detailed statement of all such service rendered by him or her As soon as practicable thereafter the retirement board shall verify such statement as to prior service and shall issue to each employe a certificate certifying to the aggregate length of his or her prior service Such certificate shall be final and conclusive as to his or her prior service

unless thereafter modified (a) by the retirement board upon application by employe or (b) by the State Superintendent of Public Instruction upon application by the employe or by the retirement board provided such application for modification be made to said State Superintendent of Public Instruction within one year after the issuance of a certificate or a modified certificate by the retirement board A certificate for prior service issued to a present employe shall certify the total number of completed years of prior service allowances for said present employe [to and including the thirtieth day of June nineteen hundred nineteen The time during which an employe is absent without pay shall not be counted in computing the prior service the total service or the average of a contributor unless allowed by the employer by whom said contributor was employed at the time said leave absence was granted and further unless said allowance is approved by the retirement board]

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,
Barr,
Barrett,
Berger,
Blass,
Byrne,
Chapman,
Crowe,
Diehm,
DiSilvestro,
Fleming,
Freed,
Haluska,

Hare,
Holland,
Kephart,
Kessler,
Lane,
Leader,
Letzler,
Mahany,
Mallery,
McCreesh,
McGinnis,
McMenamin,

McPherson, Jr.,
Meade,
Neff,
Pechan,
Peelor,
Probert,
Robinson,
Rosenfeld,
Ruth,
Scarlett,
Silvert,
Snowden,
Stevenson,
Stiefel,
Taylor,
Toole,
Wade,
Wagner,
Walker,
Watkins,
Watson,
Wolfe,
Yosko,
Wood,
Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 444, on third reading, entitled:

An Act to protect the blind pedestrians on public streets and highways requiring vehicles to come to a full stop in certain cases restricting the use of certain colored canes by other pedestrians and imposing penalties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 545, on third reading, entitled:

An Act to amend Subsection (f) of Section 302 of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and

make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by providing that employers' reserve accounts shall not be charged with compensation paid to certain employes

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 563, on third reading, entitled:

An Act making an appropriation to the Treasury Department out of various funds to pay replacement checks issued in lieu of outstanding checks when presented and to adjust errors

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 343, as follows:

An Act providing that evidence obtained through illegal search and seizure shall not be admissible in the trial of any person in any criminal prosecution

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 No evidence in the trial of any person in any criminal prosecution shall be admissible where the same shall have been procured by through or in consequence of any illegal search or seizure or any search and seizure prohibited by the Declaration of Rights of this Commonwealth

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.,	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Propert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Crowe,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McMenamin,	Snowden,	Wood,
Haluska,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 700, as follows:

An Act relating to records of public officers and businesses authorizing the reproduction photographing photostating and microphotographing of such records providing for the admissibility of such reproductions in evidence and the disposition of original records

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 All photostatic copies photographs microphotographs and photographic films of original records (1) kept by the Governor of this Commonwealth or the head of any department commission bureau or board or political subdivision thereof or by the head of any business or industry or anyone engaged in a profession occupation and calling of every kind and (2) made on durable materials and by such devices that will accurately reproduce and perpetuate the original records in all details shall be deemed to be original records for all purposes and shall be admissible in evidence as original records in all courts or administrative agencies All certified and exemplified copies thereof shall be deemed certified and exemplified copies of originals

Section 2 The Governor the head of any department commission bureau or board or political subdivision may cause all records kept by him to be reproduced in order to give effect to section one of this act

Section 3 Whenever such photostatic copies photographs microphotographs or reproductions on films are placed in conveniently accessible files and provisions are made for preserving examining and using them the original records may be disposed of stored or destroyed

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.,	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Propert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Crowe,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McMenamin,	Snowden,	Wood,
Haluska,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 706, on third reading, entitled:

An Act to add clause (m) to section 108 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and

Industry the Workmen's Compensation Board Workmen's Compensation Referees and dean of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" by designating diseases of the heart and tuberculosis of the respiratory system as occupational diseases when contracted or incurred by firemen or policemen

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 725, as follows:

An Act to further amend Section 3 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitled as amended "An act relating to the support of indigent persons providing for the support of such persons by certain relatives and for the recovery of public moneys expended for care and assistance from the property and estates of such persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" by providing that the petition for support in certain cases shall be prepared by the executive director of the assistance board of the county where the relative liable and financially able to support resides imposing duty on district attorneys to file such petitions and further modifying such procedure

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 3 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitled as amended "An act relating to the support of indigent persons providing for the support of such persons by certain relatives and for the recovery of public moneys expended for care and assistance from the property and estates of such persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" as last amended by the acts approved the twenty-third day of May one thousand nine hundred forty-five (P. L. 864) and the twenty-third day of May one thousand nine hundred forty-five (P. L. 865) is hereby further amended to read as follows

Section 3 Relatives Liable for the Support of Indigent Persons Procedure to Enforce Support (a) The husband wife child father and mother of every indigent person whether a public charge or not shall if of sufficient financial ability care for and maintain or financially assist such indigent person at such rate as the court of the county where such [indigent person] relative liable for support resides shall order or direct

(b) The courts shall [have power to] hear determine and make orders and decrees in such cases upon the petition of such indigent person or of other person or any public body or public agency having any interest in the care maintenance or assistance of such indigent person In the event the indigent person is applying for public assistance and support is sought from any of the relatives liable therefore under the provisions of this act the petition shall be prepared by the executive director of the county board of assistance where such relative resides against whom the order for support is sought The executive director shall first ascertain in so far as

possible the financial ability of such relative to support in part or whole such indigent relative All such petitions shall be presented to the court by the District Attorney of the county where the person against whom the petition is directed resides At the hearing on any such petition the indigent relative need not be required either to appear or to testify An order fixed by the court of one county shall be enforceable in any other county of this Commonwealth to which a relative liable under a support order has moved

(c) In all cases where an order has been made by the court for the care and maintenance or assistance of a husband wife father mother or child whether or not confined in any public institution and the said order has not been complied with the court or any judge thereof upon affidavit or petition filed setting forth that the person on whom the said order has been made has not complied with the said order shall issue an attachment directed to the sheriff or other proper officer of the county directing and commanding that the person named as having failed to comply with order be brought before the court at such time as the court may direct If it shall appear to the court after hearing that the person on whom the said order was made has wilfully neglected or refused to comply with said order the court may adjudge said person in contempt of court and in its discretion may commit said person to the county jail for a period not exceeding six months

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.,	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Probert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Crowe,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silver,	Yosko,
Freed,	McMenamin,	Snowden,	Wood,
Haluska,			

Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 734, as follows:

An Act to amend sections one and two of the act approved the twentieth day of May one thousand nine hundred forty-nine (P. L. 1511) entitled "An act defining cold storage requiring licenses to operate cold storage warehouses and locker plants requiring records reports marking wrapping protecting limiting time of storage disposition sale return or transfer of foods in cold storage conferring powers on the Department of Agriculture including adoption of rules and regulations special permits for storage of feeding stuffs for animal use and providing penalties for violation of this act" by redefining the term "Cold Storage Warehouse" and reducing the license fee

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the twentieth day of May one thousand nine hundred forty-nine (P. L. 1511) entitled "An act defining cold storage requiring licenses to operate cold storage warehouses and locker plants requiring records reports marking wrapping protecting limiting time of storage disposition sale return or transfer of foods in cold storage conferring powers on the Department of Agriculture including adoption of rules and regulations special permits for storage of feeding stuffs for animal use and providing penalties for violation of this act" is hereby amended to read as follows

Section 1 Definitions For the purpose of this act the following terms and words shall mean as follows

"Cold Storage" shall mean the storage or keeping of articles of food at/or below a temperature of forty-five (45) degrees Fahrenheit in a cold storage warehouse or locker plant

"Cold Storage Warehouse" shall mean any place artificial or mechanically cooled to/or below a temperature of forty-five (45) degrees Fahrenheit in which articles of food except fresh unprocessed fruits and vegetables are placed and held for thirty (30) days or more except a restaurant [store] home or eating club using its cold storage space exclusively for club or club members' purposes only [or a place or structure used exclusively for the storage of articles of food for the occupant owner or maintainer thereof which storage place or space is not principally used for renting sale or profit]

"Locker Plant" shall mean any cold storage warehouse or portion thereof which provides separate individual lockers cabinets boxes baskets or other receptacles for the storage of food products for home or personal use only and not for purpose of sale

"Department" shall mean the Department of Agriculture and its employees or agents

"Licensees" shall mean the owner or operator of a cold storage warehouse and/or locker plant

Section 2 Section two of said act is hereby amended to read as follows

Section 2 Licenses Application Investigation Fee No person firm or corporation shall maintain or operate a cold storage warehouse or locker plant without a license so to do issued by the Department of Agriculture Any person firm or corporation desiring such a license shall make written application to the department for that purpose or purposes stating the location of the cold storage warehouse and/or locker plant

The department thereupon shall cause an examination to be made of said cold storage warehouse or locker plant and if it be found to be in a proper sanitary condition and otherwise properly equipped for its intended use the department shall issue a license authorizing the applicant to operate the same as a cold storage warehouse or locker plant during one (1) year The license shall be issued upon payment by the applicant of a license fee of [fifty dollars (\$50)] twenty-five dollars (\$25) to the department and shall thereafter be paid by the department into the State Treasury through the Department of Revenue for the use of the Commonwealth Provided That all licenses now in effect shall continue in full force for the period for which the license was paid if the licensee complies with all of the other provisions of this act

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.,	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Probert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Crowe,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DISilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McMenamin,	Snowden,	Wood,
Haluska,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 736, as follows:

An Act providing for the registration of professional bondsmen in cities of the first class providing for criminal offenses and penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Definition The words "professional bondsman" when used in this act apply to any person who in more than two criminal cases in the next preceding calendar year has become a surety or has indemnified or agreed to indemnify a surety or who has for profit engaged in soliciting or arranging for the placing of such surety

Section 2 Registration (a) The Clerk of the Court of Quarter Sessions of any county of the first class upon payment by any person of an annual fee of ten dollars (\$10) shall issue to such person a certificate showing that such person is registered as a professional bondsman until the following December thirty-first

(b) In any criminal case no professional bondsman shall become a surety or indemnify or agree to indemnify a surety or for profit engage in soliciting or arranging for the placing of such surety unless he is at such time registered as a professional bondsman in the office of the Clerk of the Court of Quarter Sessions as herein provided

Section 3 Suspension or Revocation of License Upon application by the District Attorney of any county of the first class the Court of Quarter Sessions may issue a rule upon any registered professional bondsman to show cause why his registration should not be suspended or revoked returnable not less than ten (10) days after the issuance thereof A hearing shall be held on the rule and for good cause the court may revoke or suspend the registration Any registration which is revoked may not be reissued by Clerk of the Court of Quarter Sessions within a period of five (5) years from the date of revocation

Section 4 Premiums In any criminal case the total amount paid by or on behalf of any person or persons or received by or on behalf of any professional bondsman or bondsmen in connection with the entry of surety for any person shall not exceed ten per centum (10%) of the total amount of the surety entered

Section 5 Penalties Whoever wilfully violates any of the provisions of this act shall be guilty of a misdemeanor and shall in addition to any other penalty provided by law be sentenced to imprisonment for a term not exceeding one (1) year or be fined not exceeding one thousand dollars (\$1000) or both

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Propert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Crowe,	Mahanay,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McMenamin,	Snowden,	Wood,
Haluska,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 738, as follows:

An Act to further amend subsection (g) of Section 1110 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by eliminating requirement that the form and arrangement of ballot labels on voting machines be approved by the Secretary of the Commonwealth

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (g) of Section 1110 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" as amended by the act approved the twenty-fourth day of April one thousand nine hundred forty-seven (P. L. 68) is hereby further amended to read as follows

Section 1110 Form of Ballot Labels on Voting Machines

(g) The form and arrangement of ballot labels shall be prepared by the county election board [and submitted by said board to the Secretary of the Commonwealth for approval. If the Secretary of the Commonwealth shall approve the form and arrangement submitted the county election board shall procure such further copies of the same as may be necessary at the cost of the county. If the Secretary of the Commonwealth shall disapprove the form and arrangement of ballot labels submitted he shall indicate the changes to be made and the county election board after having made the changes indicated by the Secretary of the Commonwealth shall

procure further copies of the same as may be necessary at the cost of the county]

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Propert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Crowe,	Mahanay,	Rosenfeld,	Watkins,
DiSilvestro,	Mallery,	Ruth,	Watson,
Diehm,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McMenamin,	Snowden,	Wood,
Haluska,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 789, as follows:

An Act to amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by prohibiting any mortgagee or pledgee from requiring that property securing a loan be insured by a particular insurance company

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" is hereby amended by adding immediately after Section 689 a new section to read as follows

Section 689.1 Unlawful Coercion in Contracting Insurance Who ever being engaged in the business of financing the purchase of real or personal property or of lending money on the security of real or personal property requires as a condition precedent to financing the purchase of such property or to lending money upon the security of a mortgage thereon or as a condition prerequisite for the renewal or extension of any such loan or mortgage or for the performance of any other act in connection therewith that the person for whom such purchase is to be financed or to whom the money is to be loaned or for whom such extension renewal or other act is to be granted or performed shall negotiate any policy of insurance or renewal thereof covering such property through a particular insurance company agent or broker shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars (\$1000) and in the case of individuals or the responsible officers agents or employees of a corporation partnership or association to undergo imprisonment not exceeding one (1) year or both

Nothing contained in this section shall prevent any person from approving or disapproving the insurance company selected to underwrite such insurance

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McMenamin,	Stevenson,
Bert,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Probert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Crowe,	Mahanay,	Rosenfeld,	Watkins,
Diehn,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McPherson, Jr.	Snowden,	Wood,
Haluska,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 794, as follows:

An Act to further amend the act approved the fifth day of May one thousand nine hundred eleven (P. L. 198) entitled "An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" by enlarging the jurisdiction of said court in certain cases of appeals and making said jurisdiction exclusive

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 Section 6 of the act approved the fifth day of May one thousand nine hundred eleven (P. L. 198) entitled "An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" as amended by the act approved the second day of April one thousand nine hundred thirteen (P. L. 21) and as amended in part by the acts approved the twenty-fourth day of April one thousand nine hundred thirty-five (P. L. 51) the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 515) the tenth day of April one thousand nine hundred forty-five (R. L. 183) and the tenth day of April one thousand nine hundred forty-five (P. L. 184) is hereby further amended to read as follows

Section 6 The court hereby created shall have jurisdiction

(a) In all civil actions wherein only a money judgment is sought to be recovered and in all actions of replevin in which the sum demanded or the value of the property replevied does not exceed twenty-five hundred dollars except in cases where the title to lands or tenements may come in question

(b) In all proceedings brought against any husband or father wherein it is charged that he has without reasonable cause separated himself from his wife or children or from both or has neglected to maintain his wife or children and in all proceedings where any child of full age has neglected or shall neglect to maintain his

or her parents not able to work or of sufficient ability to maintain themselves The court shall have authority to issue writs of habeas corpus in all proceedings provided for in this clause

(c) In all cases of appeals from summary convictions and from judgments in suits for a penalty before a magistrate or court not of record as provided by law

[(d) The jurisdiction hereby conferred in clauses (b) and (c) shall be exclusive]

(e) In cases where money has been paid into court or the court acquires control over specific personal property and conflicting claims arise thereto the court may add to the record parties interested by voluntary intervention or by service of process and may cause the necessary parties to interplead for the purpose of determining their respective rights and the money or property in question shall thereupon be paid or delivered over to the person found to be entitled thereto The parties shall file such statements of their respective claims as may be necessary to define the issue as the court may by rule or otherwise prescribe The court shall have power to require the parties to such interpleader to stay proceedings in this or other courts until such interpleader is finally determined The court shall have power to order such sale or disposition of property or money within its control as may seem proper either pending such interpleader or after its determination

(f) In all such civil actions as may be transferred to it by order of the Court of Common Pleas of Allegheny County upon consent of counsel for all parties where the sum demanded or the value of the property replevied does not exceed the sum of twenty-five hundred dollars except in cases where the title to lands or tenements may come in question

(g) In all cases involving the support of a child born out of wedlock where the father admits parentage and where he is willing to support the child

(h) In all cases of appeal by any person whose operator's license or learner's permit has been suspended or who has been deprived of the privilege of applying for an operator's license or learner's permit under the provisions of section six hundred sixteen of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) known as "The Vehicle Code" and its amendments

(i) In all cases of appeal from the Board of Property Assessment Appeals and Review in counties of the second class where the amount of taxes for one year which may be levied on the assessment in controversy does not exceed the sum of twenty-five hundred dollars

(j) In all cases of appeal from the Pennsylvania Labor Relations Board.

(k) In all cases of appeal from zoning boards or commissions or boards of adjustment or boards of appeals under the various zoning laws of counties cities boroughs and townships where appeal to courts of common pleas are now provided for by law

(l) In all cases of appeal from decisions of the receiver of school taxes or school treasurer in the administration and enforcement of the act of Assembly imposing a mercantile license tax for school purposes in school districts of the first class A

(m) In all cases of appeal from the Civil Service Board or Commission of any city borough or township where appeals are provided for by existing law

(n) The jurisdiction hereby conferred in clauses (b) (c) (h) (i) (j) (k) (l) and (m) shall be exclusive within the territorial limits of its jurisdiction

All cases of appeals except those appeals specified in clause (i) of this section instituted in the court of common pleas pursuant to the authority of the existing law which are pending and undisposed of in said court at the time this amendment takes effect together with all other decrees or judgments are hereby transferred to the county court The said county court is hereby authorized to hear determine and dispose of the cases hereby transferred and shall have full power and authority to

enforce any and all orders decrees or judgments heretofore entered in such cases by the court of common pleas with the same power and effect as if such cases had been originally instituted in the county court

Section 2 Said act is hereby amended by adding after Section 14 thereof a new section to read as follows

Section 14.1 Except as modified by this act or by its own rules duly adopted by a majority of the judges the practice and procedure shall be the same in the county court in all matters of which it has jurisdiction as in similar cases brought and determined in the courts of common pleas of the county of Allegheny

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McMenamin,	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Propert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Crowe,	Mahanay,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McPherson, Jr.	Snowden,	Wood,
Haluska,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 795, as follows:

An Act to further amend Section 12 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 626) entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class creating and prescribing the powers and duties of a Board of Property Assessment Appeals and Review imposing duties on certain county and city officers abolishing the board for the assessment and revision of taxes in such counties and prescribing penalties" by conferring exclusive jurisdictions on the county court of Allegheny County in cases of appeals from the Board of Property Assessment Appeals and Review The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 12 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 626) entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class creating and prescribing the powers and duties of a Board of Property Assessment Appeals and Review imposing duties on certain county and city officers abolishing the board for the assessment and revision of taxes in such counties and prescribing penalties" as amended by the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 510) is hereby further amended to read as follows

Section 12 After action on such assessments by the board any taxpayer dissatisfied with the assessment of

his property may appeal therefrom to the court of common pleas of the county within sixty (60) days from the date of notice of the assessment as provided by existing law and it shall be the duty of the court to hear and determine said appeal and if necessary to make such changes in the assessment as may be right and proper provided however that where the amount of taxes for one year which may be levied on such assessment does not exceed the sum of twenty-five hundred dollars (\$2500) such appeal shall be taken to the county court of Allegheny County and it shall be the duty of said court to hear and determine said appeal and if necessary to make such changes in the assessment as may be right and proper Any taxpayer or the Board of Property Assessment Appeals and Review may appeal from the judgment order or decree of the court of common pleas or county court of Allegheny County as the case may be of such county to the Supreme or Superior Court in the same manner as appeals are taken in other cases to the said Supreme or Superior Court [Provided That where such judgment order or decree of the court of common pleas was made affecting a 1943 assessment prior to the effective date of this act appeals to the Supreme or Superior Court] [may be taken at any time within three (3) calendar months after such effective date] Only one such appeal may be taken during the period of any triennial assessment unless the assessed valuation of the property has been changed during such period The jurisdiction of the county court of Allegheny County conferred hereby shall be exclusive within the territorial limits of its jurisdiction

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McMenamin,	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Propert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Crowe,	Mahanay,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McPherson, Jr.	Snowden,	Wood,
Haluska,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 796, as follows:

An Act to further amend Section 616 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the

powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by conferring exclusive jurisdiction on the county court of Allegheny County in cases of appeals by persons whose operator's license or learner's permit has been suspended or who has been deprived of the privilege of applying for an operator's license or learner's permit The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 616 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1135) is hereby further amended to read as follows

Section 616 Right of Appeal to Court from Suspension Any person whose operator's license or learner's permit has been suspended or who has been deprived of the privilege of applying for an operator's license or learner's permit under the provisions of this act shall have the right to file a petition within thirty (30) days thereafter for a hearing in the matter in the court of common pleas of the county in which the operator or permittee resides [and such court is] other than Allegheny County and in Allegheny County in the county court of Allegheny County Such courts are hereby vested with jurisdiction and it shall be [its] their duty to set the matter down for hearing upon thirty (30) day's written notice to the secretary and thereupon to take testimony and examine into the facts of the case and to determine whether the petitioner is subject to suspension of operator's license or learner's permit or whether he may be deprived of the privilege of applying for an operator's license or learner's permit by the secretary under the provision of this act The jurisdiction of the county court of Allegheny County conferred hereby shall be exclusive within the territorial limits of its jurisdiction

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McMenamin,	Stevenson.
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Probert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Crowe,	Mahanay,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McPherson, Jr.	Snowden,	Wood,
Haluska,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 797, as follows:

An Act to amend subsection (b) of Section 8 of the act approved the twentieth day of June one thousand nine hundred forty-seven (P. L. 745) entitled "An act to provide revenue for school districts of the first class by imposing a temporary mercantile license tax on persons engaging in certain occupations and businesses therein providing for its levy and collection for the issuance of mercantile licenses upon the payment of fees therefor conferring and imposing powers and duties on boards of public education receivers of school taxes and school treasurers in such districts saving certain ordinances of council of certain cities and providing compensation for certain officers and employes and imposing penalties" by conferring exclusive jurisdiction on the county court of Allegheny County in cases of appeals from decisions of the collector in administering and enforcing the provisions of the act The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (b) of Section 8 of the act approved the twentieth day of June one thousand nine hundred forty-seven (P. L. 745) entitled "An act to provide revenue for school districts of the first class by imposing a temporary mercantile license tax on persons engaging in certain occupations and businesses therein providing for its levy and collection for the issuance of mercantile licenses upon the payment of fees therefor conferring and imposing powers and duties on boards of public education receivers of school taxes and school treasurers in such districts saving certain ordinances of council of certain cities and providing compensation for certain officers and employes and imposing penalties" as reenacted and made permanent by the act approved the twelfth day of May one thousand nine hundred forty-nine (P. L. 1238) is hereby amended to read as follows

Section 8 Powers and Duties of Collector

* * * * *

(b) The collector is hereby charged with the administration and enforcement of the provisions of this act and is hereby empowered to prescribe adopt promulgate and enforce rules and regulations relating to any matter pertaining to the administration and enforcement of this act including provision for the re-examination and correction of returns and payments alleged or found to be incorrect or as to which an over-payment is claimed or found to have occurred Any person aggrieved by any decision of the collector shall have the right of appeal to the [court of common pleas as in other cases provided] county court of Allegheny County

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McMenamin,	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Probert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Crowe,	Mahanay,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McPherson, Jr.	Snowden,	Wood,
Haluska,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 798, as follows:

An Act to further amend subsections (a) and (b) of Section 9 of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employes to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employes be the exclusive representatives of all the employes authorizing the board to conduct hearings and elections and certify as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" by conferring exclusive jurisdiction on the County Court of Allegheny County in cases of appeals from the Labor Relations Board

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (a) and (b) of Section 9 of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employes to organize and bargain collectively declarfng

certain labor practices by employers to be unfair further providing that representatives of a majority of the employes be the exclusive representatives of all the employes authorizing the board to conduct hearings and elections and certify as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" as last amended by the act approved the eighteenth day of May one thousand nine hundred forty-five (P. L. 656) are hereby further amended to read as follows

Section 9 Judicial Review (a) The board shall have power to petition the court of common pleas of any county wherein the unfair labor practice in question occurred or wherein any person charged with the commission of any unfair labor practice resides or transacts business other than Allegheny County and in Allegheny County the County Court of Allegheny County for the enforcement of such order and for appropriate temporary relief or restraining order and shall certify and file in the court of transcript of the entire record in the proceeding including the pleadings and testimony upon which such order was entered and the findings and order of the board Upon such filing the court shall cause notice thereof to be served upon such person and thereupon have jurisdiction of the proceeding and of the question determined therein and shall have power to grant such temporary relief or restraining order as it deems just and proper and to make and enter upon the pleadings testimony and proceedings set forth in such transcript a decree enforcing modifying and enforcing as so modified or setting aside in whole or in part the order of the board The parties before the court shall be the board and the person charged with the commission of any unfair labor practice No objection that has not been urged before the board its members or agents shall be considered by the court unless the failure or neglect to urge such objection shall be excused because of extraordinary circumstances The findings of the board as to the facts if supported by evidence shall be conclusive If either party shall apply to the court for leave to adduce additional evidence and shall show to the satisfaction of the court that such additional evidence is material and that there were reasonable grounds for the failure to adduce such evidence at the hearing before the board its members or agent the court may order such additional evidence to be taken before the board its members or agent and to be made a part of the transcript The board may modify its findings as to the facts or make new findings by reason of additional evidence so taken and filed and it shall file such modified or new findings which if supported by evidence shall be conclusive and shall file its recommendations if any for the modification or setting aside of its original order The jurisdiction of the court of common plaes or of he County Court of Allegheny County as the case may be shall be exclusive within the territorial limits of its jurisdiction and its judgment and decree shall be final except that the same shall be subject to review by the Supreme Court on appeal by the board or any party in interest irrespective of the nature of the decree or judgment or the amount involved Such appeal shall be taken and prosecuted in the same manner and form and with the same effect as is provided in other cases of appeal to the Supreme Court and the record so certified shall contain all that

was before the court of common pleas or of the County Court of Allegheny County as the case may be

(b) Any person aggrieved by a final order of the board granting or denying in whole or in part the relief sought or by an order certifying a collective bargaining agent of employees may obtain a review of such order in the court of common pleas of any county where the unfair labor practice in question was alleged to have been engaged in or wherein such person resides or transacts business other than Allegheny County and in Allegheny County in the County Court of Allegheny County by filing in such court within sixty days after the final order has issued by the board a written petition praying that the order of the board be modified or set aside. A copy of such petition shall be forthwith served upon the board and the board shall file in the court a transcript of the entire record in the proceeding certified by the board including the pleadings and testimony and order of the board. Upon such filing the court shall proceed in the same manner as in the case of an application by the board under subsection (a) and shall have the same exclusive jurisdiction to grant to the board such temporary relief or restraining order as it deems just and proper, and in like manner to make and enter a decree enforcing modifying and enforcing as so modified or setting aside in whole or in part the order of the board and the findings of the board as to the facts if supported by substantial and legally credible evidence shall in like manner be conclusive. The parties before the court shall be any person aggrieved by a final order of the board as aforesaid and the board. The jurisdiction of the court of common pleas or of the County Court of Allegheny County as the case may be shall be exclusive within the territorial limits of its jurisdiction and its judgment and decree shall be final except that the same shall be subject to review by the Supreme Court on appeal by the person aggrieved or the board irrespective of the nature of the decree or judgment or the amount involved. Such appeal shall be taken and prosecuted in the same manner and form and with the same effect as is provided in other cases of appeal to the Supreme Court and the record so certified shall contain all that was before the court of common pleas or the County Court of Allegheny County as the case may be.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Probert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Crowe,	Mahanay,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McMenamin,	Snowden,	Wood,
Haluska,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 872 on third reading entitled:

An Act validating and confirming acquisition and holding heretofore consummated by certain municipal corporations of other states of real property and appurtenances attached thereto in this Commonwealth necessary to the beneficial use of certain real property and appurtenances attached thereto acquired and held by such municipal corporations in such other states and defining certain of their rights and liabilities in connection therewith

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order

The Senate proceeded to the third reading and consideration of House Bill No. 1037 as follows:

An Act providing for the merger of certain existing railroad corporations into street passenger railway corporations setting forth the procedure to be followed the effect of the merger upon property and franchises and defining the rights powers and privileges of the surviving company

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Merger Authorized It shall be lawful for any railroad corporation heretofore formed under the act approved the fourth day of April 1868 (P. L. 62) entitled "An act to authorize the formation and regulation of railroad corporations" its amendments and supplements which conducts its transportation operations through the use of electric power exclusively whose lines of railroad do not exceed fifty miles in length and are entirely within the Commonwealth of Pennsylvania and which owns at least 90% of the outstanding capital stock of a street passenger railway corporation now or hereafter organized under any act of Assembly authorizing the formation of such corporations to merge its corporate rights franchises powers and privileges (whether acquired by gift purchase condemnation municipal grant or otherwise) with and into those of such street passenger railway corporation so that by virtue of this act such corporations may merge and so that all the property rights franchises and privileges then by law vested in either of such corporations so merged shall be transferred to and vested in such street passenger railway corporation into which such merger shall be made as the surviving corporation in the manner provided in this act

Section 2 Approval of Plan of Merger

(a) The board of directors of each of the corporations which desire to merge shall by resolution adopted by at least a majority vote of all of the members of each board approve a plan of merger setting for the terms and conditions of the merger and mode of carrying the same into effect the manner and basis of converting the shares of each corporation into shares or other securities or obligations of the surviving corporation and such other details and provisions as are deemed necessary

(b) The board of directors of each corporation upon approving such plan of merger shall by resolution direct that the plan be submitted to a vote of the shareholders of such corporation entitled to vote thereon at an annual or special meeting of the shareholders. Written notice shall not less than thirty days before such annual or special meeting be given to each shareholder of record of such corporation whether or not entitled to vote on such plan unless the plan of merger contemplates an increase in the aggregate of the authorized capital stock of the merging corporations in which event sixty days' notice of such meeting shall be given to each shareholder. The notice shall state the place day hour and purpose of the meeting and a copy or a summary of the plan of merger shall be included in or enclosed with such notice

(c) The plan of merger shall be approved upon receiving the affirmative vote of the holders of at least sixty-six and two-thirds per centum of the outstanding shares entitled to vote thereon of each of the merging corporations unless any class of shares of any of such corporations is entitled to vote thereon as a class in which event as to such corporation the plan of merger shall be approved upon receiving the affirmative vote of the holders of at least sixty-six and two-thirds per centum of the outstanding shares of each class of shares entitled to vote thereon as a class and the affirmative vote of the holders of at least sixty-six and two-thirds per centum of all outstanding shares entitled to vote thereon

Section 3 Articles of Merger Upon the approval of the plan of merger by the shareholders of the corporations desiring to merge articles of merger shall be executed under the seal of each corporation signed and verified by two duly authorized officers of each corporation and shall set forth

(1) The name and location of the registered office of the surviving corporation

(2) The time and place of the meeting of the shareholders of each corporation at which the plan of merger was adopted the kind and period of notice given to the shareholders and the total vote by which the plan was adopted

(3) Any changes desired to be made in the articles of the surviving corporation

(4) The number names and addresses of the persons to be the first directors of the surviving corporation

(5) The plan of merger

Section 4 Advertisement Each of the merging corporations shall advertise its intention to file articles of merger with the Department of State one time in two newspapers published in the English language one of which shall be a newspaper of general circulation and the other the legal newspaper if any designated by the rules of the court for the publication of legal notices otherwise in two newspapers of general circulation published in the county in which the initial registered office of the corporation is to be located Where there is but one newspaper of general circulation published in any county advertisement in such newspaper shall be sufficient Advertisement shall appear at least three days prior to the day on which the articles of merger are presented to the Department of State and shall set forth briefly

(1) The name and the location of the registered office of each of the corporations intending to merge

(2) The name and the location of the proposed registered office of the surviving corporation

(3) A statement that the articles of merger are to be filed under the provisions of this act

(4) The time when the articles of merger will be delivered to the Department of State

Section 5 Filing of Articles of Merger

(a) The articles of merger shall be submitted to the Pennsylvania Public Utility Commission which commission shall unless it finds that the proposed merger is detrimental to the interests of the riding public issue to the surviving corporation a Certificate of Public Convenience authorizing the ownership and operation of all of the transportation facilities then owned and operated by each of the merging corporations

(b) The articles of merger and proof of the advertisement required by the preceding section shall be delivered to the Department of State If the Department of State finds that such articles conform to this act and that the Pennsylvania Public Utility Commission has issued an appropriate order or Certificate of Public Convenience it shall forthwith but not prior to the day specified in the advertisement required by the preceding section endorse its approval thereon and upon payment of the filing fee for issuing a certificate of merger it shall file the articles of merger to which shall be attached a copy of the approved articles

Section 6 Effective Date of Merger Upon the approval of the certificate of merger by the Department of State the merger shall be effective The certificate of merger

shall be conclusive evidence of the performance of all conditions precedent to such merger and the existence of the surviving corporation except as against the Commonwealth

Section 7 Effect of Merger Upon the merger becoming effective the corporations which are parties to the plan of merger shall be a single corporation which shall be that corporation designated in the plan of merger as the surviving corporation The separate existence of all corporations parties to the plan of merger shall cease except that of the surviving corporation All the property real personal and mixed and all of the rights rights of way franchises municipal and other grants powers and privileges of each of the corporations parties to the plan of merger and all debts due on whatever account to any of them including subscriptions to shares and other choses in action belonging to any of them shall be taken and deemed to be transferred to and vested in the surviving corporation without further act or deed and thereafter the surviving corporation may own hold enjoy and exercise all of the same as fully as could have the corporation entitled thereof prior to the merger but the surviving corporation shall not thereafter by virtue of the provisions of said act approved the 4th day of April 1868 (P. L. 62) or its supplements or amendments acquire any rights rights of way franchises municipal or other grants powers or privileges not belonging to either of the merging corporations prior to the merger which it could not acquire as a street passenger railway and the surviving corporation shall not by virtue of the merger acquire authority to engage in any business or exercise any right which a corporation may not be formed under the laws of the Commonwealth to engage in or exercise The surviving corporation shall henceforth be responsible for all liabilities and obligations of each of the corporations so merged but the liabilities of the merging corporations or of their shareholders directors or officers shall not be affected nor shall the rights of the creditors thereof or of any persons dealing with such corporations or any liens upon the property of such corporations be impaired by such merger and any claim existing or action or proceeding pending by or against any of such corporations may be prosecuted to judgment as if such merger had not taken place or the surviving corporation may be proceeded against or substituted in its place The articles of incorporation of the surviving corporation shall be deemed to be amended to the extent if any that changes in its articles are stated in the articles of merger and the aggregate amount of the net assets of the merging corporations which was available for the payment of dividends immediately prior to such merger to the extent that the value thereof is not transferred to stated capital by the issuance of shares or otherwise shall continue to be available for the payment of dividends by such surviving corporation

Section 8 Rights of Dissenting Shareholders

(a) If any shareholder of any corporation which becomes a party to a plan of merger shall file with such corporation prior to the vote at the meeting of shareholders at which the plan of merger is submitted to a vote a written objection to such plan of merger and shall not vote in favor thereof and such shareholder within twenty days after the merger was effected shall also make written demand on the surviving corporation for the payment of the fair value of his shares the merger without regard to any depreciation or appreciation thereof in consequence of the merger the surviving corporation shall pay to such shareholder the fair value of his shares upon surrender of the share certificate or certificates representing his shares The demand of the shareholder shall state the number and class of the shares owned by him Unless a shareholder files such written objection and also makes such demand within the twenty-day period he shall be conclusively presumed to have consented to the merger and shall be bound by the terms thereof If within thirty days after the date on which such merger was effected the value of such shares shall be agreed upon between the dissenting shareholder and the surviving corporation payment thereof shall be made in cash within ninety days

after the date on which such merger was effected upon the surrender of the share certificate or certificates representing his shares. Upon payment of the agreed value the dissenting shareholder shall cease to have any interest in such shares or in the corporation.

(b) If within such period of thirty days the shareholder and the surviving corporation do not so agree then the dissenting shareholder may within sixty days after the expiration of the thirty-day period apply by petition to the court of common pleas in equity within the county in which the registered office of the surviving corporation is situated for the appointment by the court of three disinterested persons to appraise the fair value of his shares without regard to any depreciation or appreciation thereof in consequence of the merger. The award of the appraisers or of a majority of them shall be submitted to the court for determination and the judgment of the court thereon shall be final and conclusive. The costs of such appraisal including a reasonable fee to the appraisers shall be fixed by the court and shall be borne by the surviving corporation unless in the opinion of the court the action of any shareholder in refusing the offer of the corporation has been arbitrary, vexatious or in bad faith in which case the costs shall be assessed in the discretion of the court. The award shall be payable only upon and simultaneously with the surrender to surviving corporation of the share certificate or certificates representing the shares of the dissenting shareholder. If the award shall not be paid by the surviving corporation within thirty days after the order of the court thereon the amount of the award shall be a judgment against the surviving corporation and may be collected as other judgments in such court are by law collectible. Upon the payment of the award or judgment the dissenting shareholder shall cease to have any interest in such shares or in the surviving corporation. Such shares may be held and disposed of by the surviving corporation as it may see fit. Unless the dissenting shareholder shall file a petition within the time herein limited such shareholder and all persons claiming under him shall be conclusively presumed to have approved and ratified the merger and shall be bound by the terms thereof.

(c) The rights and remedies at law or in equity of any shareholder who desires to object to or to dissent any merger shall be limited to those prescribed under this section and such rights and remedies under this section shall be exclusive.

(d) A copy of this section shall be enclosed with the written notice mentioned in subsection (b) of section 2 of this act and said written notice shall state that this section sets forth the exclusive rights and remedies of shareholders who object to the plan of merger.

Section 9 All acts and parts of act are hereby repealed insofar as they are inconsistent with the provisions of this act.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McMenamin,	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Probert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Crowe,	Mahanay,	Rosenfeld,	Watkins,
Diehm,	Mallory,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McPherson, Jr.	Snowden,	Wood,
Haluska,			Pres Pro. Tem.

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1091, as follows:

An Act to further amend section two of the act approved the second day of June one thousand eight hundred and eighty-three (P. L. 61) entitled "An act supplementary to an act entitled 'An act for the incorporation and regulation of corporations' approved April twenty-ninth one thousand eight hundred and seventy-four authorizing the incorporation of pipe lines for the transportation of petroleum and providing for the exercise of the right of eminent domain in taking lands and property for such purposes" by clarifying and enlarging the powers of pipe line companies to acquire use and dispose of property including shares of stock of other pipe line companies authorizing such companies to exercise powers of eminent domain outside the Commonwealth clarifying provisions concerning consents of stockholders and approvals of Pennsylvania Public Utility Commission.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 Section two of the act approved the second day of June one thousand eight hundred and eighty-three (P. L. 61) entitled "An act supplementary to an act entitled 'An act for the incorporation and regulation of corporations' approved April twenty-ninth one thousand eight hundred and seventy-four authorizing the incorporation of pipe lines for the transportation of petroleum and providing for the exercise of the right of eminent domain in taking lands and property for such purposes" as last amended by the act approved the twenty-first day of May one thousand nine hundred and forty-three (P. L. 550) is hereby further amended to read as follows:

Section 2 (a) [All companies] Every company incorporated or hereafter to be incorporated under the provisions of the act to which this is a supplement and its supplements for the purpose of the transportation and storage or distribution of oil or any petroleum product by means of pipe lines pumps and tanks or other equipment and appurtenances for the public shall have the power to [take hold] construct purchase take lease or otherwise acquire hold operate maintain [and] sell [and] transfer lease or otherwise dispose of [such] pipe lines tanks pumps pump houses structures easements rights of way franchises lands and other facilities whether real [and] or personal property [and franchises] and whether located inside or outside of the United States of America including the power to acquire or dispose of the shares of stock in [any] other pipe line [company or] companies [whether] wheresoever incorporated [under any such act or under the laws of any other state or states] as the purposes of the [corporation] company or national interests may require [with] but the consent of the holders of a majority of the voting stock of the [corporation respecting any sale of] company shall be obtained before it shall sell all its assets.

(b) Every such company shall have the [right] power to appropriate and condemn lands easements and rights of way within this Commonwealth for locating and constructing or laying and operating necessary pipes pumps tanks pump houses structures and offices and making connections and extending branches necessary and incident to the carrying on of its local or interstate business [for the benefit of the public within and without this Commonwealth] and may exercise such similar powers outside this Commonwealth as may be conferred by the laws of the appropriate authority.

(c) [The powers of any] Every such company shall [include any transportation and storage or distribution of]

also have power to transport and store or distribute any petroleum product or oil by means of the use of [connecting] pipe lines and equipment [belonging to] of other pipe line companies or [to] of any producers or refiners of oil or petroleum products [and with the right to construct or purchase maintain and operate and to sell or dispose of any connecting pipe lines or branches and necessary pumps tanks and other equipment located partly or wholly without this Commonwealth with like consent of the holders of a majority of its voting stock or] to sell or exchange any of its stock with any other pipe line company or companies [subject to the approval of the Pennsylvania Public Utility Commission of either the purchase or sale or exchange of any such stock as an incident of the extended purposes of the corporation and including in all cases the right] to cross railroads and [the right] to appropriate a right of way and locate its pipe lines or branches upon and over under and across any lands waters streams rivulets roads turnpike roads canal or other public highway or property or private lands not however passing through any burying ground or place of public worship or any warehouse mill manufactory store school or dwelling house hospital or institutional home within this Commonwealth without the consent of the owner or owners thereof being first had and obtained

(d) When any such pipe line is located through over under or upon the streets lanes alleys or highways within the corporate limits of any city or borough of this Commonwealth the consent of the municipal authorities to said location shall be first had and obtained which consent said municipal authorities within this Commonwealth are hereby empowered to give upon terms to be agreed upon by said city or borough authorities and said corporation. In case said pipes cross any railroad or canal within this Commonwealth the same shall be located under or above the same so as not to interfere with the use of the same or to endanger the traffic thereon or thereover

(e) Corporations organized under this act and its supplements shall not take a fee in any lands within this Commonwealth acquired under any of its provisions except such as are acquired by actual purchase. Upon the abandonment for the purposes of transporting and storing or distributing oil or petroleum products any such lands taken by any company otherwise than by actual purchase shall revert to the original owners or their successors

(f) Any pipe line company domestic or foreign including any company incorporated by the Act of Congress so laying its pipes in occupying any lands within this Commonwealth cleared and used for agricultural purposes shall bury the same at least twenty-four inches below the surface. If any line of pipe shall be laid over or through any waste or woodland which shall afterwards be changed to farming land then it shall be the duty of the pipe line company to immediately bury the pipe to the depth of at least twenty-four inches as aforesaid. All pipe lines shall be laid above the flood lines or beneath the bed in crossing creeks and rivulets within this Commonwealth

(g) Any company laying a pipe line within this Commonwealth shall be liable for all damages occasioned by leakage breaking of pipes or tanks or any negligence in the construction maintenance or operation thereof. All tanks erected within this Commonwealth for the storage or transportation or distribution of oil or any petroleum products shall be protected and surrounded by proper ditches and embankments so that in case said tanks shall break or be broken the oil or petroleum products stored cannot damage adjoining or adjacent property

[The construction maintenance and operation or removal of every part of an interstate pipe line or branches thereof located within this Commonwealth shall remain subject to the Public Utility Laws of the Commonwealth notwithstanding any ownership or control of such property or franchises by any pipe line company incorporated under the laws of any other state]

(h) The powers herein conferred shall be subject to

approval of Pennsylvania Public Utility Commission whenever the same is required by the Public Utility Law

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Proper,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Crowe,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McMenamin,	Snowden,	Wood,
Haluska,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1167, as follows:

An Act to provide for the expenses of the Joint State Government Commission of the General Assembly beginning June first one thousand nine hundred and fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and fifty one

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of fifteen thousand dollars (\$15,000) or as much thereof as may be necessary is hereby specifically appropriated from the General Fund to the Joint State Government Commission of the General Assembly for the payment of wages and other compensation of employees and for the payment of general expenses necessary for the proper conduct of the work of the Joint State Government Commission beginning June first one thousand nine hundred and fifty-one and until such time as moneys appropriated for such commission for the 1951-1953 biennium shall become available and for the payment of bills incurred by said Commission and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and fifty-one to be paid on warrants of the Auditor General in favor of the Chairman of said Commission on the presentation of his requisition for the same. The Chairman shall file an accounting of said expenses with the Auditor General

Section 2 Effective Date This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Probert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Crowe,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McMenamin,	Snowden,	Wood,
Haluska,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1236, as follows:

An Act to amend subsection (d) of Section 804 of the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 512) entitled "An act relating to the administration and distribution of decedents' estates trust estates minors' estates and absentees' estates both as to real and personal property and the procedure relating thereto including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases the appointment bond removal and discharge of fiduciaries of such estates their powers duties and liabilities the rights of persons dealing with such fiduciaries ad the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees and containing provisions concerning guardians of the person of minors the powers duties and liabilities of sureties and of foreign fiduciaries the abatement survival and control of actions and rights of action and the presumption of death and also generally dealing with the jurisdiction powers and procedure of the orphans' court and of the register of wills in all matters relating to fiduciaries" by making an editorial correction

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (d) of Section 804 of the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 512) entitled "An act relating to the administration and distribution of decedents' estates trust estates minor's estates and absentees' estates both as to real and personal property and the procedure relating thereto including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases the appointment bond removal and discharge of fiduciaries of such estates their powers duties and liabilities the rights of persons dealing with such fiduciaries and the rights of persons claiming an interest in such estate or in property distributed therefrom whether as claimants or distributees and containing provisions concerning guardians of the person of minors the powers duties and liabilities of sureties and of foreign fiduciaries the abatement survival and control of actions and rights of action and the presumption of death and also generally dealing with the jurisdiction powers and procedure of the orphans' court and of the register of wills in all

matters relating to fiduciaries" is hereby amended to read as follows

Section 804 Presumption of Payment Release or Extinction

* * * * *

(d) Irrecoverable After Twenty Years If such evidence does not appear of record and is not indexed as herein provided within a period of twenty years or within the periods provided for a renewal thereof then said dower recognizance legacy annuity instalment or other charge shall be [irrevocable] irrecoverable from any purchaser mortgagee or other lien creditor

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Probert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Crowe,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McMenamin,	Snowden,	Wood,
Haluska,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1388, as follows:

An Act making an appropriation to the State Veterans' Commission for the expenses of the commission furnishing certain assistance to needy Pennsylvania veterans of any war or their dependents for participation in certain defense activities for the rehabilitation and care of veterans including the acquisition of land by purchase condemnation or gift and construction of buildings for such purpose

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one hundred thousand dollars (\$100,000) or as much thereof as may be necessary is hereby appropriated to the State Veterans' Commission for the two fiscal years beginning June first one thousand nine hundred fifty-one for the payment of traveling expenses and other authorized disbursements of the commission salaries wages and expenses of its employes for furnishing funds to provide the necessities of life for and to assist otherwise such Pennsylvania veterans of any war or the widows and infant children or dependents of such veterans as are sick disabled or indigent and who are without means for planning and providing for the rehabilitation and care of veterans and for the acquisition of land by purchase condemnation or gift and the construction of buildings with the approval of the Governor as may be deemed necessary for the rehabilitation and care of veterans

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. WALKER. Mr. President, for the information of the gentlemen of the Senate—this is probably collateral on the bill—the Department of Military Affairs is very anxious to have the passage of this bill accelerated so that this very fine program can be continued. They contacted the Senate and immediately the bill was brought out of Committee, put on the Calendar, and today it is before us on final passage. It was done just as expeditiously as possible. There has not been a legislative day lost since the request was made by the Department of Military Affairs.

Now, Mr. President, it is just a coincidence that I cannot help mentioning, because of the wear and tear on senatorial nerves when you get to this point in our legislative duties. The first day that veterans could get applications for bonuses, a young man that lives in my home town filed his bonus application. On the first day that we were in Session I appealed to the Department of Military Affairs to expedite that application. Every week that we have been in Session, I have sent a memorandum to the Department of Military Affairs asking them to expedite that application. This morning a representative from the Department of Military Affairs came in and presented me with a memorandum, advising me that they have now expedited the application and the young man who filed his bonus application on the first day that you could file them will probably get his check by the last of July.

Now, Mr. President, maybe if we would give the Department of Military Affairs the same fine service they are giving us, they might be more interested in the things that the General Assembly is interested in. I just say this by way of collateral because this is an experience that I think every Member of the General Assembly goes through, and for the life of me I cannot understand why expeditious service not only has taken all the weary months we have been down here, and believe me I have been pushing to get that one application through, and now due to their valiant efforts over there, this kid will probably get his check around the first of August, and that is the kind of service we are extending from that department to the people of Pennsylvania.

Mr. YOSKO. Mr. President, I want to add to the remarks that the Majority Leader made. I just got a letter this morning from a veteran, outlining in his letter the same facts that Senator Walker just told the Members of the Senate. I certainly hope the Soldiers' Bonus Veterans Bureau will do something to expedite the payment of these bonuses. I do not see any reason for this long delay in making these payments.

Mr. HOLLAND. Mr. President, I, too, want to raise my voice because I have a young man who put his application on the first day. He flew one hundred missions over in Europe, and left Europe and went to the Pacific. He has lived all his life in Pittsburgh, from the first day until now, and the Veterans Bureau is trying to prove that his residence is in Pittsburgh. He has not had his check even up until today, after his family has been one of the old-time settlers of Pittsburgh, and he has gone to all of the Pittsburgh schools and worked in the Pittsburgh district. They have taken all that time

to try to prove that his residence is in Pittsburgh, and he enlisted even from Pittsburgh.

Mr. WALKER. Mr. President, the point I wanted to make with Senator Holland is he fails to realize that the young man I am discussing is getting special service.

Mr. HOLLAND. Mr. President, I had three letters from the Veterans Bureau, telling me that they are giving their immediate attention to my request.

And the question recurring,

Will the Senate agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Probert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Crowe,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McMenamin,	Snowden,	Wood,
Haluska,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1396, as follows:

An Act making an appropriation to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of sixty thousand dollars (\$60,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947" for the one month beginning June first one thousand nine hundred fifty-one

And said bill having been read at length he third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.,	Stevenson,
Berger,	Holland,	Meade,	Stiefel,
Barr,	Kephart,	Neff,	Taylor,
Barrett,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wagner,
Byrne,	Leader,	Probert,	Walker,
Chapman,	Letzler,	Robinson,	Watkins,
Crowe,	Mahany,	Rosenfeld,	Watson,
Diehm,	Mallery,	Ruth,	Wolfe,

DiSilvestro,
Fleming,
Freed,
Haluska,

McCreesh,
McGinnis,
McMenamin,

Scarlett,
Silvert,
Snowden,

Wood,
Wade,
Yosko,
Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

SECOND READING CALENDAR

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 46, entitled:

An Act to add section 452 to the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by authorizing the board of county commissioners in counties of the seventh and eighth classes to appropriate money to certain borough fire departments and volunteer fire companies located within the county

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 98, on second reading, entitled:

An Act regulating the appointment, promotion, suspension, reduction, removal and reinstatement of employees (except superintendents assistant superintendents inspectors and chief clerks) in bureaus of police in cities of the second class and defining the powers and duties of civil service commissions in such cities for such purposes

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 101, entitled:

A Joint Resolution proposing an amendment to article nine section eight of the Constitution of the Commonwealth of Pennsylvania to increase the debt limit of the city of Philadelphia.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 110, entitled:

An Act to facilitate in the northern section of the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point on the Erie extension to a point on the Scranton extension of the Pennsylvania Turnpike or to a point on the Northeastern Extension of the Pennsylvania Turnpike at such points as the Pennsylvania Turnpike Commission may decide are the most feasible and practicable for the further extension of the Pennsylvania Turnpike from or near the City of Erie in Erie County to or near the City of Scranton in Lackawanna County conferring powers and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike and to issue notes or other evidences of indebtedness providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds notes or other evidences of indebtedness and for the cost of maintenance operation and repair of the Turnpike making such turnpike bonds notes or other evidences of indebtedness exempt from taxation constituting such bonds legal investments in certain instances requiring suits against the commission to be brought in Dauphin County prescribing conditions on which such turnpike shall become free providing for grade separations grade changes relocations restoration and vacation of public roads and State highways affected by the turnpike providing for the purchasing or condemnation of land and procedure for determining damages in condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 119, on second reading, entitled:

An Act to prohibit the calling of any tax assessed or levied by any political subdivision a "poll tax" and making taxes so designated invalid and uncollectible.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 218, entitled:

An Act to further amend section 30 of the act approved the eleventh day of May one thousand nine hundred twenty-one (P. L. 522) entitled as amended "An act relating to dogs and the protection of live stock poultry and game birds raised in captivity from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock poultry and game birds by dogs and for live stock killed by or dying from rabies and for the illegal killing of licensed dogs

and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State Treasury and providing penalties" by increasing the maximum amounts of payments by the State and requiring additional proof of claims in certain cases

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 224, on second reading, entitled:

An Act to further amend section 7 of the act, approved the twenty-sixth day of June, one thousand nine hundred thirty-one (P. L. 1379), entitled "An act creating in counties of the third class a board for the assessment and revision of taxes; providing for the appointment of the members of such board by the county commissioners; providing for their salaries, payable by the county; abolishing existing boards; defining the powers and duties of such boards; regulating the assessment of persons, property, and occupations for county, borough, town, township, school, and poor purposes; authorizing the appointment of subordinate assessors, a solicitor, engineers, and clerks; providing for their compensation, payable by such counties; abolishing the office of ward, borough, and township assessors, so far as the making of assessments and valuations for taxation is concerned; and providing for the acceptance of this act by cities," by further providing for the preparation of assessment rolls and lists.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 230, on second reading, entitled:

An Act to amend sections one thousand one hundred sixty-six and one thousand one hundred sixty-nine of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for sabbatical leaves of absence for professional employes

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 249, on second reading, entitled:

An Act to amend subsection (a) of section 411 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulation of public utilities including to a limited extent municipalities engaging in public utility business by prescribing defining and limiting their duties powers and liabilities and regulating the exercise surrender or abandonment of their powers privileges and franchises defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates

placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervising of financial and contractual relations between public utilities and affiliated interests and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant costs and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporations (except municipal corporations) subject to regulation the cost of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and superseded by or inconsistent with this act" by relieving cities of the second class A and third class and the counties in which they are located from payment of damages occasioned by and costs of construction reconstruction repair and maintenance of certain bridges and viaducts

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 511, on second reading, entitled:

An Act to further amend Sections 614 and 615 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by increasing the penalty provisions and providing for fines and imprisonment

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 554, on second reading, entitled:

An Act authorizing political subdivisions other than cities of the first class and second classes, and school districts of the first class and first class A to appoint and pay the compensation of employes to make an assessment list of all inhabitants or residents thereof, over twenty-one years of age, for taxation purposes.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 597, on second reading, entitled:

An Act to provide for the establishment, functioning, maintenance and discontinuance of joint public service units between two or more boroughs, towns or townships, to perform the duties of such boroughs, towns or townships relating to police and fire protection, roads and bridges.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 598, on second reading, entitled:

An Act to further amend Section 10 of the act approved the twenty-ninth day of May one thousand eight hundred eighty-five (P. L. 29) entitled "An act to provide for the incorporation and regulation of natural gas companies" by providing that natural gas companies shall have the right of eminent domain for underground storage of natural gas or manufactured fuel gas and regulating the exercise of such right

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 615, on second reading, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing annual registration fees for certain commercial motor vehicles truck tractors trailers and semi-trailers prescribing additional equipment requirements for certain vehicles increasing the maximum gross weights and axle loads allowed for certain vehicles changing the requirements for weighing vehicles and removal of excess loads and prescribing and changing penalties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 616, on second reading, entitled:

An Act to further amend the act approved the fourth day of April one thousand nine hundred twenty-five (P. L. 127) entitled "An act relating to Adoption" by reducing the period during which an abandonment must have existed clarifying the requirements of and eliminating certain consents necessary to an adoption empowering orphans' courts and in counties of the first class municipal courts to establish investigative staffs with respect to adoptions requiring all persons societies agencies institutions or similar organizations or corporations receiving or placing children for adoption to make certain reports to the court conferring jurisdiction upon orphans' courts and in counties of the first class municipal courts to determine the custody of certain children prohibiting the receipt of compensation for the placement of children for adoption and prescribing penalties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 621, on second reading, entitled:

An Act to further amend section 2 of the act approved the first day of June one thousand nine hundred thirty-three (P. L. 1172) entitled "An act establishing certain streets in boroughs and incorporated towns as State highways and providing for their construction and maintenance at the expense of the Commonwealth" by adding a new route in Luzerne County

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 628, on second reading, entitled:

A Joint Resolution proposing an amendment to section ten, article one of the Constitution of the Commonwealth of Pennsylvania by limiting the prohibition on proceeding by information to certain cases in cities and counties of the first class

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 653, entitled:

An Act to further amend the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessor and other employees providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" by providing for a permanent record system uniform throughout the Commonwealth among boards for the assessment and revision of taxes providing for a committee to prepare such system and conferring powers and imposing duties upon the boards for the assessment and revision of taxes the chairman of the Local Government Commission and chief assessors

The first section was read and agreed to.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. MALLERY offered the following amendments:

Amend Sec. 2, (Sec. 307), page 6, line 18, by inserting after the word "the" where it appears the first time in said line the following: "uniform"; amend Sec. 2, (Sec. 307), page 7, line 3, by striking out the word "nine" and in-

serting in lieu thereof: "ten"; amend Sec. 2, (Sec. 307), page 7, lines 7 and 8, by striking out the words "the remaining four members" and inserting in lieu thereof: "four of whom"; amend Sec. 2, (Sec. 307), page 7, line 12, by inserting after the word "Senate" the following: "One of whom shall be the chairman of the Local Government Committee"; amend Sec. 2, (Sec. 307), page 7, line 20 by inserting after the word "committee" the following: "performing the duties set forth in this section."

They were agreed to.

The section was agreed to as amended.

The third section was read and agreed to.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. MALLERY offered the following amendments:

Amend title, page 2, 10th line of title, by inserting after the word "a" the following: "uniform"; amend title, page 2, 11th and 12th lines of title, by striking out the words "uniform throughout the Commonwealth among" and inserting in lieu thereof: "in the".

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. MALLERY. Mr. President, I ask unanimous consent that Senate Bill No. 653, on second reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 656, entitled:

An Act to amend section 401 of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employees providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" by changing the provisions relating to the appointment of chief assessors requiring that the chief assessor devote full time to his office imposing duties and conferring power on the Department of Internal Affairs providing for examinations for chief assessors and creating a committee to prepare such examinations

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. MALLERY offered the following amendments:

Amend Sec. 1 (Sec. 401), page 4, line 1, by striking out the words "his full time to his office and" and inserting in lieu thereof "the major portion of his time to the duties of his office as chief assessor until a uniform permanent records system has been established and thereafter so much of his time as the board shall determine and shall"; amend Sec. 1 (Sec. 401), page 4, lines 7 and 8, by striking out the words "Department of Internal Affairs The Department of Internal Affairs" and inserting in lieu thereof "committee hereinafter named which committee"; amend Sec. 1 (Sec. 401), page 4, line 17, by inserting after the word "by" the following "and held under the supervision of"; amend Sec. 1 (Sec. 401), page 4, line 18, by striking out the word "five" and inserting in lieu thereof "ten"; amend Sec. 1 (Sec. 401), page 4, line 18, by inserting after the word "members" the following "five of whom shall be members"; amend Sec. 1 (Sec. 401), page 4, line 19, by inserting after the part-word "sioners" the following: "four of whom shall be members of the General Assembly"; amend Sec. 1 (Sec. 401), page 4, line 19, by striking out the words "Secretary of Internal Affairs or his agent who shall be"; amend Sec. 1 (Sec. 401), page 5, lines 1 and 2, by striking out all of said lines and inserting in lieu thereof "Chairman of the Local Government Commission"; amend Sec. 1 (Sec. 401), page 5, line 6, by inserting after the word "and" the following: "of the four members of the General Assembly, two shall be appointed by the President Pro Tempore of the Senate and two shall be appointed by the Speaker of the House of Representatives and all"; amend Sec. 1 (Sec. 401), page 5, line 6, by inserting after the word "but" the following: "the members of the Pennsylvania State Association of County Commissioners, and the members of the General Assembly including the Chairman of the Local Government Commission"; amend Sec. 1 (Sec. 401), page 5, line 6, by inserting after the word "reimbursed" the following: "respectively"; amend Sec. 1 (Sec. 401), page 5, line 7, by inserting after the word "Commissioners" the following: "or the Local Government Commission".

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. MALLERY offered the following amendments:

Amend title, page 2, line 12 of title, by striking out the word "full" and inserting in lieu thereof: "the major portion of his"; amend title, page 2, lines 12 and 13 of title, by striking out the words "imposing duties and conferring power on the Department of Internal Affairs"; amend title, page 2, next to last line of title, by inserting after the word "prepare" the following: "and supervise".

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILLS OVER IN ORDER

Mr. MALLERY. Mr. President, I ask unanimous consent that Senate Bill No. 656, on second reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 667, on second reading, entitled:

An Act to amend subsection (c) of Section 2 of the act approved the twenty-seventh day of June one thousand nine hundred forty-seven (P. L. 1046) entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts creating a State Tax Equalization Board and prescribing its powers and duties imposing duties on certain local officers agents boards commissions and departments and making an appropriation" by increasing the compensation of the members of board go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 675, on second reading, entitled:

An Act to further amend the act approved the sixth day of May one thousand eight hundred seventy-four (P. L. 125) entitled "An act regulating State tax on certain county offices" by increasing the maximum amount of fees that certain county officers may retain before being required to pay over half the excess to the county treasurer

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 676, on second reading, entitled:

An Act to amend the act approved the twenty-eighth day of June one thousand nine hundred forty-seven (P. L. 1144) entitled "An act relating to the annual salaries of certain county officers of counties of the second class" by increasing the salaries of certain county officers

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 677, on second reading, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 973) entitled "An act relating to the annual salaries of certain county officers of counties of the third class" by increasing the salaries of certain county officers

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 678, on second reading, entitled:

An Act to further amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 947) entitled "An act relating to the annual salaries of certain county officers of counties of the fourth class" by increasing the salaries of certain county officers

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 679, on second reading, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 972) entitled "An act relating to the annual salaries of certain county officers of counties of the fifth class" by increasing the salaries of certain county officers

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 680, on second reading, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 928) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the sixth class" by increasing the salaries of certain county officers

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 680, entitled:

An Act to further amend Sections 4 and 5 of the act approved the twenty-eighth day of May, one thousand nine hundred fifteen, (P. L. 596), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions," by increasing the amount of pension in certain cases, increasing the contributions required from certain employes and establishing certain minimum and maximum pensions.

The first section was read and agreed to.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. WALKER offered the following amendment:

Amend Bill, page 9, by adding after line 13, the following section: "Section 3. The provisions of this act shall become effective immediately upon final enactment"

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 680, on second reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 681, on second reading, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 971) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the eighth class" by increasing the salaries of certain county officers

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 682, on second reading, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 938) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the seventh class" by increasing the salaries of certain county officers

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 688, on second reading, entitled:

An Act to further amend Section 303 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2017) entitled "An act creating in each county (except of the first class) as a separate corporation and in each city of the first and second class as a part of the city government an institution district for the care and maintenance of certain indigent persons and children prescribing the powers and duties of county commissioners county treasurers city departments of public welfare the State Department of Welfare and the State Department of Public Assistance in respect thereto abolishing certain poor districts and terminating the terms of directors overseers guardians and managers of the poor and poor district auditors and providing for the temporary employment of certain of them providing for the transfer vesting sale and disposition of the property of poor districts and the payment of their obligations imposing certain existing obligations on institution districts and on the Commonwealth regulating the affairs of poor districts until abolished revising amending changing and consolidating the law relating to the care of the poor and repealing existing laws" by directing that an allowance be paid to certain county controllers for the expenses pertaining to the institution district for a temporary period

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 691, on second reading, entitled:

An Act to further amend Section 444 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by increasing the maximum appropriation which may be made for agricultural extension work

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 693, on second reading, entitled:

An Act to reenact revise and amend the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto"

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 699, on second reading, entitled:

An Act to further amend Section 1917 of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by permitting lands or buildings to be set aside or acquired as recreation places and to provide for the supervision operation and maintenance thereof without approval by the electors

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 705, on second reading, entitled:

An Act prohibiting the use of sirens similar to those employed by fire companies in sounding fire alarms and prescribing penalties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 708, on second reading, entitled:

An Act requiring certain non-profit and cooperative associations and corporations to obtain the approval of the Pennsylvania Public Utility Commission before beginning to furnish telephone service on a cooperative or non-profit basis or to furnish such service in areas not theretofore served; providing for regulation of such service after approval; and conferring powers and imposing duties upon the Pennsylvania Utility Commission.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 712, entitled:

An Act to further amend Section 1 of the act approved the twenty-fifth day of July one thousand nine hundred seventeen (P. L. 1209) entitled "An act to authorize the acquisition by purchase or condemnation of lands for a park and the erection of a monument commemorative of Washington crossing the River Delaware and for the appointment of a commission to acquire said lands and erect such monument and making an appropriation for the purpose of this act" by taking away powers of commission to fix boundaries of park

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 718, entitled:

An Act to further amend section thirteen of the act approved the fourth day of June one thousand nine hundred and thirty-seven (P. L. 1625) entitled "An act providing for the creation maintenance and operation of a county employes' retirement system in counties of the third class and imposing certain charges on counties" by extending and further regulating such retirement systems

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 721, entitled:

An Act authorizing and empowering the Pennsylvania Turnpike Commission to combine the turnpike and its extensions now constructed and to be constructed or parts thereof for financing purposes under the provisions of this act authorizing the issuance of turnpike revenue bonds of the Commonwealth notes or other obligations to pay the cost of such combined authorizing the commission to construct and finance as a whole or in sections turnpike and its extensions authorizing the commission to refund any bonds notes or other obligations theretofore issued by the commission under the provisions of any act including the payment of any redemption premium thereon notwithstanding any limitations or restrictions as to time of refunding or rate of interest contained in any act heretofore approved whether or not any of the projects in respect of which such securities being refunded were issued are combined authorizing the commission to fix tolls from time to time for the use of the projects so combined providing for preliminary or interim financing through the issuance of notes or other obligations constituting the same legal investments in certain instances and exempting the same from taxation providing for bonds to be given by each appointed member of the commission and the Secretary and Treasurer thereof conditioned upon the faithful performance of the duties of his office in the administration of the Pennsylvania Turnpike System and providing for salaries for the appointed members of the commission in lieu of the salaries heretofore authorized by law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 729, entitled:

An Act to repeal Sections 2 and 3 of the act approved the eleventh day of April one thousand eight hundred sixty-six (P. L. 635) entitled "A further supplement to the act consolidating the city of Philadelphia for the purpose of introducing a sufficient supply of fresh and pure water for the use of the citizens of said city" eliminating the right of the City of Philadelphia to enter upon or take certain land in adjoining counties by eminent domain proceedings for water supply purposes and the manner of ascertaining damages for such taking

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 731, on second reading, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by permitting the appointment of boards of health and health officers prescribing their powers and duties providing for the enforcement of the administration of health laws by such board and officers providing for a president and secretary of such boards imposing duties on the Secretary of Health and providing for payments of expenses by townships.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 733, entitled:

An Act concerning mutual military aid and assistance by and between the Commonwealth of Pennsylvania and other states in an emergency and agreeing to approving and authorizing and empowering the Governor to enter into a compact with the State of New Jersey and the State of New York and any other state concurring therein or otherwise approving thereof for such purpose

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 752, on second reading, entitled:

An Act to add Section 3 to the act approved the nineteenth day of May one thousand eight hundred eighty-seven (P. L. 138) entitled "An act providing for payment of costs in criminal cases by the proper county" by fixing the time for making costs payable by the county to aldermen and justices of the peace due and payable

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 754, on second reading, entitled:

An Act to amend Section 1 of the act approved the eleventh day of May one thousand eight hundred seventy-four (P. L. 132) entitled "An act relating to payment of costs in cases of felony" by fixing the time for making costs payable by the county to aldermen or justices of the peace due and payable

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 931, on second reading, entitled:

An Act to further amend Section 719 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by changing the dog training period

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 955, on second reading, entitled:

An Act to amend section 10 of the act, approved the twenty third day of May, one thousand nine hundred forty-five (P. L. 903) entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities," by removing the limitations on contributions by the city.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 958, on second reading, entitled:

An Act to further amend subsections (a) of Sections 1016 and 1112 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by changing the requirements for stop signs.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 993, entitled:

An Act authorizing the Secretary of Property and Supplies, with the approval of the Governor and the Board of Trustees of the Woodville State Hospital, to sell and convey a certain tract of land in the township of Collier, Allegheny County, Pennsylvania, owned by the Commonwealth, to the Universal Concrete Pipe Company, and providing for the disposition of the proceeds of the purchase moneys.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 996, entitled:

An Act authorizing the Secretary of Property and Supplies, with the approval of the Governor and the Board of Trustees of the Woodville State Hospital, to sell and convey a certain tract of land in Collier Township, Allegheny County, Pennsylvania, owned by the Commonwealth of Pennsylvania, to the Duquesne Light Company, and providing for the disposition of the proceeds of the purchase monies.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1052, on second reading, entitled:

An Act to further amend the title and Section 1 of the act, approved the sixteenth day of April, one thousand nine hundred seven (P. L. 92), entitled, as amended, "An act defining the duty of coroners, where death is sudden or violent, or is of a suspicious nature and character, and of police, and health authorities, in this Commonwealth, in reference to the disposition of bodies of persons whose cause of death may be the subject of inquiry by the coroner, but where it appears the cause of death is not surrounded by suspicious circumstances," by prescribing duties of coroners and deputy coroners when death occurs to a person in any institution for juvenile delinquents and dependents.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1071, on second reading, entitled:

An Act to amend the title and Section 1 of the act, approved the twelfth day of July, one thousand nine hundred thirty-five (P. L. 708) entitled "An act empowering the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School, to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School, on certain conditions," by authorizing the relocation of the right of way or easement by agreement of the interested parties.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1114, on second reading, entitled:

An Act to further amend Section 3 of the act, approved the nineteenth day of July, one thousand nine hundred thirty-five (P. L. 1356), entitled "An act to regulate the sale and delivery of solid fuel, as herein defined; providing for appointment of licensed weighmasters; prescribing their powers and duties; authorizing substitute licensed weighmasters; imposing certain duties on the Department of Internal Affairs; and providing penalties," by requiring different types of solid fuels in one vehicle to be separated, and requiring separate weighmaster's certificates for each type.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

FIRST READING CALENDAR

BILL RECOMMITTED

Mr. WALKER. Mr. President, I move that House Bill No. 587, on first reading, entitled:

An Act providing a method for the reestablishment of townships of the first class from any city to which they have been annexed and regulating the proceedings pertaining thereto and reestablishing the same as separate school districts

be recommitted to the Committee on Local Government, for the purpose of further study.

Mr. BARR. Mr. President, I second the motion. The motion was agreed to.

PERMISSION TO ADDRESS SENATE

Mr. HOLLAND asked and obtained unanimous consent to address the Senate.

Mr. HOLLAND. Mr. President, in introducing this bill, I want to announce that the millennium has arrived. Here is a bill sponsored by every Senator, both Democratic and Republican, in Allegheny County. So, if anybody says this Assembly is not cooperating strictly on a nonpartisan basis, this bill certainly serves to prove that we are cooperating on a nonpartisan basis.

BILL INTRODUCED AND REFERRED

Mr. HOLLAND. Mr. President, I ask unanimous consent to introduce a bill at his time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Messrs. HOLLAND, BARR, FLEMING, BARRETT and MCGINNIS read in place and presented to the Chair Senate Bill No. 759, entitled:

An Act to promote the uniform development of Allegheny County creating the Metropolitan Study Commission of Allegheny County defining its powers and duties conferring powers and imposing duties upon the Governor and the governing bodies of political subdivisions

Which was committed to the Committee on Local Government.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

BILL SIGNED

The President pro tempore (M. Harvey Taylor) an-

nounced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 535, entitled:

An Act to further amend section 701 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "The Game Law" by eliminating certain restrictions on the possession of game and other birds and animals.

House Bill No. 711, entitled:

An Act to further amend subsections (a) and (b) of section 16 of the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "The Permanent Registration Act for Boroughs Towns and Townships" by further providing for hours of registration and removing certain obsolete provisions

House Bill No. 712, entitled:

An Act to further amend subsections (a) and (b) of section 17 of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 849) entitled "The Permanent Registration Act in Cities of the Third Class" by further providing for hours of registration

House Bill No. 866, entitled:

An Act to further amend section 622 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "First Class Township Law" by increasing the allowance for expenses of township officers at annual meeting of the State association

Whereupon,

The President pro tempore (M. Harvey Taylor) in the presence of the Senate signed the same.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Monday, June 25, 1951, at 2:00 o'clock, p. m., Eastern Standard Time.

Mr. MALLERY. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 10:01 o'clock, a. m., Eastern Standard Time, until Monday, June 25, 1951, at 2:00 o'clock, p. m., Eastern Standard Time.

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HARRISBURG, PA., MONDAY, JUNE 25, 1951.

No. 63.

SENATE

MONDAY, June 25, 1951.

The Senate met at 2:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

PRAYER

The Chaplain, Rev. FRANCIS E. FEINBERGER, Pastor of Trinity Lutheran Church, Camp Hill, Pennsylvania, offered the following prayer:

We remember before Thee this day, O Lord, the Commonwealth to which we belong; that in righteousness and truth we may be established. Extend Thy blessing to this our land. Grant that peace and prosperity may reign, but not without the love of right and justice.

May our agreements be greater than our differences, and may our unity in Thee be stronger than our diversities of opinions. Reconcile all classes and groups of people to one another and to Thee, and grant that here may be open ways to peace and brotherhood from one end of our State to the other. This we pray in Thy name. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. WATSON, further reading was dispensed with, and the Journal was approved.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

RECALLING NOMINATION OF MEMBER OF THE COMMISSION FOR THE OBSERVANCE OF THE 175TH ANNIVERSARY OF THE ADOPTION OF THE DECLARATION OF INDEPENDENCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 25, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated June 18, 1951, for the appointment of Walter E. Alessandrini, Esq., 5854 Overbrook Avenue,

Philadelphia, Philadelphia County, as a member of the Commission for the Observance of the 175th Anniversary of the Adoption of the Declaration of Independence, to serve until terminated.

I respectfully request the return to me of the official message of nomination in the premises.

JOHN S. FINE.

The PRESIDENT. The Communication will be laid on the table.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on June 25, 1951.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 25, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

BRADFORD COUNTY

R. L. Dieffenbach, Le Raysville.

LEHIGH COUNTY

Mrs. Evelyn M. Crissinger, Allentown.

PHILADELPHIA COUNTY

Mrs. Pauline Brooks, 2610 Deacon St.
Miss Ruth E. Hentz, 1319 Vine St.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. WATKINS, That he Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.,	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

BILLS SIGNED

The President (Lieutenant-Governor Lloyd H. Wood) announced that he Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 289, entitled:

A Joint Resolution proposing an amendment to article two, section four of the Constitution of the Commonwealth of Pennsylvania by providing for annual sessions of the General Assembly.

Senate Bill No. 296, entitled:

An Act to further amend the act approved the nineteenth day of June one thousand nine hundred thirty-one (P. L. 589) entitled as amended "An act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering regulating barber shops and barber schools and apprentices and students therein regulating compensation for service rendered conferring certain powers and duties on the Department of Public Instruction and providing penalties" by changing the provisions as to fees charged apprentices and students and as to the powers of municipalities and transferring the administration of several provisions of this act to the State Board of Barber Examiners

Senate Bill No. 325, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of the Harrisburg State Hospital, to sell and convey certain land used in connection with the Harrisburg State Hospital and appropriating the proceeds from the sale of such land for the purpose of acquiring other land for use in connection with such hospital.

Senate Bill No. 631, entitled:

An Act making appropriations from the Motor License Fund to the Board of Finance and Revenue to meet interest, sinking fund and service requirements on the State debt.

Whereupon,

The President (Lieutenant-Governor Lloyd H. Wood) in the presence of the Senate signed the same.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. WATSON. Mr. President, I report from the Committee on Executive Nominations the following nomination made by His Excellency, the Governor, and ask that it be returned to the Governor at his request.

The nomination was read as follows:

MEMBER OF THE COMMISSION FOR THE OBSERVANCE OF THE 175TH ANNIVERSARY OF THE ADOPTION OF THE DECLARATION OF INDEPENDENCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following person for appointment as Member of the Commission for the Observance of the 175th Anniversary of the Adoption of the Declaration of Independence to serve until terminated:

Walter E. Alessandrini, Esq., 5854 Overbrook Avenue, Philadelphia, Philadelphia County.

JOHN S. FINE.

NOMINATION RETURNED TO THE GOVERNOR

Mr. WALKER. Mr. President, I move that the nomination just read by the Clerk, be returned to His Excellency, the Governor of the Commonwealth of Pennsylvania.

Mr. WATSON. Mr. President, I second the motion.

The motion was agreed to.

BILLS INTRODUCED AND REFERRED

Mr. CHAPMAN read in his place and presented to the Chair Senate Bill No. 760, entitled:

An Act creating a Dormitory Authority as a body corporate and politic defining its powers and duties authorizing State Teachers Colleges to enter into contracts to lease authorizing and regulating the issuance of bonds and providing for the payment of bonds and the rights of the holders thereof making bonds of the authority legal investments permitting public or private sale of bonds providing for certain tax exemptions and making an appropriation

Which was committed to the Committee on Education.

Mr. YOSKO read in his place and presented to the Chair Senate Bill No. 761, entitled:

An Act to further amend section 7 of the act approved the twenty-sixth day of June one thousand nine hundred thirty-one (P. L. 1379) entitled "An act creating in counties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors a solicitor engineers and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities" by requiring that the description for the assessment roll of real property located in any city or borough which makes separate assessments be the same as that used by the city or borough

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 762, entitled:

An Act to amend clause (d) of Section 603 of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessor and other employes providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" by requiring that the description for the assessment roll of real property located in any city or borough which makes separate assessments be the same as that used by the city or borough

Which was committed to the Committee on Local Government.

Mr. STEVENSON read in his place and presented to the Chair Senate Bill No. 763, entitled:

An Act to amend Section 6 of the act approved the fifth day of June one thousand nine hundred forty-seven (P. L. 422) entitled "An act authorizing the Department of Forests and Waters to provide for stream clearance and stream channel rectifications to construct and maintain dams reservoirs lakes and other works and improvements for impounding flood waters and conserving the water supply of the Commonwealth and for creating additional recreational areas to acquire by purchase condemnation or otherwise certain lands for such purposes to construct and maintain flood forecasting and warning systems" by extending the powers of the department in consulting cooperating negotiating and entering into contracts and agreements for planning constructing financing maintaining and operating works or facilities

Which was committed to the Committee on Forests and Waters, Game and Fish.

PETITIONS AND REMONSTRANCES

Mr. YOSKO. Mr. President, when I picked up the newspaper on Saturday morning, I noticed an article which had incorporated therein a statement issued by someone from the Governor's Office, who did not have the courage to permit his name to be used, and among other things he made an attack upon one of the Members of this Senate, the distinguished Majority Leader, Senator Walker. He said that Senator Walker was performing magnificently for the Democrats because of the position he has taken on the budget and on the income tax bill. Mr. President, I wish that statement was true because we Democrats, at least in my opinion, could use a capable person like Senator Walker, and if he was in collaboration with the Democrats, maybe we Democrats over here could get a few of our bills out of committee and get a little more than perhaps we are getting now.

I want to say, from my experience in this Chamber during this Session, that Senator Walker has protected the Republican Party at every opportunity. He said time and again that he would permit nothing here in this Chamber to divide the party. He defended the Budget Director at a time when I did not think that he ought to be defended. He defended the Governor the other day, and he has defended various of the members of the Governor's Cabinet every time we criticized them here.

Mr. President, everybody knows that there are no politics in this income tax issue and on this budget issue. It is simply a matter of economy against extravagance and nothing else. That is the issue here, and has been the issue since this Legislature convened. Perhaps this person that issued this statement—and I say again did not have the courage to use his name—was one of those who helped to form this billion dollar budget, \$1,220,000,000 budget, and to enact and saddle an income tax, an unnecessary income tax, an unpopular income tax, upon the people of Pennsylvania.

Mr. President, I just want to say this by way of suggestion to the Governor, since someone in the Governor's Office issued this statement, perhaps he ought to take inventory of those who surround him, of those who have had him in hot water on every issue that came before this Legislature at this Session and replace those that have misinformed him, and in that manner bring about the necessary harmony between the Legislative and the Executive Branch of the State Government. I say to you, Mr. President, that this budget is inflated. That is what it is, and I am just going to give you a few examples of what I mean.

Mr. President, the other day we approved a stop-gap appropriation to the Tax Equalization Board. I did a little bit of checking, and I found that in the 1947-1949 Session we appropriated \$500,000 to the Tax Equalization Board. A little later, maybe in a few days, I am going to talk a little more about the Tax Equalization Board and its value and its worth, but, anyway, of that \$500,000, \$244,145.81 was not used. Where did they get the \$500,000 figure? You know and I know that if the individual appropriations to the departments are inflated, then the sum total of those figures compose the total budget figure, and, of course, if that is inflated, then we have got to levy more taxes to meet that inflated figure than we would if the figure was correct.

Mr. President, in 1949-1951, at the last Session, we appropriated \$550,000 to the Tax Equalization Board, and I understand there is an \$82,000 balance over there, ready to lapse into the General Fund. Where did they get the \$550,000 figure? It was inflated.

Mr. President, we passed two other stopgap appropriations the other day. One had to do with House Bill No. 1387. Two years ago we appropriated \$1,150,000. Right now there is \$576,206.96 left over, which will lapse into the General Fund. How did the Budget Bureau get this figure of \$1,150,000? Was it taken out of the air or was it arrived at because of diligent research and examination, which the Budget Director ought to go into before he submits a budget to this Legislature to approve. We approved another bill on a stopgap basis, House Bill No. 1389. Two years ago we appropriated \$100,000 for the purpose indicated in the bill. There is \$94,824.78 left over

of that \$100,000. Where did the Budget Director get that \$100,000 figure? Did he get it out of the air or did he get it because of study and proper examination before the item was included in the budget?

Mr. President, I asked to hold up a bill here the other day, and this is no reflection or attack on the Treasurer. It is Senate Bill No. 563, to provide funds to replace checks. Two years ago out of the General Fund we appropriated \$10,000, and the whole \$10,000 is still there. We appropriated \$10,000 from the Motor License Fund, and there is \$7,813.45 still there. Out of the Liquor License Fund, we appropriated twenty-five hundred dollars. All of it is still there. Out of the Fire Insurance Tax Fund, we appropriated one thousand dollars. It is still there. Out of the Fish Fund, one hundred fifty dollars. It is still there. Out of the School Employees Retirement Fund, ten thousand dollars. There is still \$8,471.68 in that fund. Out of the Milk Control Fund, five hundred dollars. The five hundred dollars is still there. Out of the State Stores Fund, ten thousand dollars. There is \$9,307.09 there. Out of the State School Fund, five hundred dollars. It is still there. Out of the State Farm Show Fund, one hundred dollars. None of it has been used. Out of the State Employees Retirement Fund, five thousand dollars, and there is a balance in that fund of \$4,738.59. Out of the Flood Control Fund, ten thousand dollars, and there is \$9,997.50, and yet we are called upon in view of this, to appropriate similar sums for the same purpose.

What I would like to know, Mr. President, is where the Budget Director got these figures, and all of the figures that enter into the total budget. It is an indication, Mr. President, and Members of this Senate, that the Budget Director does not use the diligence and make the research that ought to be made in the compilation of the budget before he presents it here. Therefore, why shouldn't we Members of the Senate, including the Leader of the Majority, take exception to figures in the budget, prepared by the Budget Director and approved by the Governor's Office?

I just want to say this one more thing. Go ahead, pass the income tax bill. Pass it, and I will guarantee you now that this Fall in all these local elections, we will sweep Pennsylvania and we will sweep Pennsylvania next year, and the next time this Legislature convenes you will find the majority here of Democrats rather than Republicans, and I defy them to pass this income tax bill in the face of what has been disclosed by both the Majority Leader and the Minority Leader of this Senate, and by leaders over in the House.

Mr. WALKER. Mr. President, it is always very difficult to rebut an argument in which the gentleman from Northampton has very conservatively praised the Majority Leader. I want to say this to him in all seriousness, that the newspaper comment that he mentioned should not alarm him unduly. I want to reassure him, Mr. President, and anybody else in the Senate who is the least bit concerned, that up to this point nobody is asking for any waivers on my contract, Mr. President, and I do not think that there is any danger of being sold into the minor leagues by the Majority Party.

I know we have had some differences of opinion. Occasionally the gentleman from Northampton and I have

a difference of opinion, but that has not destroyed the very fine friendship that exists between us. We have had some serious discussions on this side of the aisle and, Mr. President, as I have said over and over and over, the differences of opinion that exist within the Republican Caucus will be adjusted there to the best interests of the ten million people in Pennsylvania.

Mr. President, the gentleman from Northampton would like to carry out his vision of sweeping Pennsylvania. By the same theory or using the same logic and, of course, every time you make a statement that even points the faintest finger of suspicion to the National Capitol, immediately there is a human outcry that we ought to stick to Pennsylvania; let's not bring up the National picture, and then we always say on this side of the aisle, "We do not blame you for not wanting to bring it up." It is a little difficult for us to reconcile our thinking sometimes in the light of what goes on in the National Capitol.

Mr. President, if the gentleman would like to see the philosophy of government of the Republican Party, as far as taxation is concerned, I would like to refer him to the Congressional Record of June 22nd, 1951, beginning at page 7131 Now, Mr. President, nothing would make me happier than to read the remarks of the distinguished gentleman from Massachusetts, The Honorable Joseph Martin, Republican Floor Leader in the Halls of Congress, but the minute I start to read this page and a half into the record, somebody will remind me as to how much it costs the taxpayers of Pennsylvania, and that always makes me look bad when I am trying to represent an economic point of view, but, Mr. President, if I might extend the remarks in absentia, I refer the gentlemen of the Senate to Congressman Martin's speech on the floor of the Halls of Congress.

Now, Mr. President, the tax program has been a difficult one; it always is. Every seventeen years we have a locust swarm, and every now and then we have difficulty with the budget. The budget is the problem, primarily, of the Administration and the Majority Party. I do not mean by that, Mr. President, that it is a closed book, because it isn't. I do not mean by that that we do not welcome constructive criticism from both sides of the aisle, because we do. I say, as far as the personalities are concerned, we have tried desperately to keep this strictly off a personality basis. It has been discussed very frankly on this side of the aisle on the basis of tax needs and tax anticipations and it will be continued to be discussed on that high basis as long as the difference of opinion exists.

Mr. President, I appreciate the concern of the gentleman from Northampton. I know that he meant the scolding to somebody in the Governor's Office sincerely, but I want to say to him, "Be of good cheer." They have no intention, as I said on the threshold of my remarks, of asking for waivers on my contract.

Mr. DENT. Mr. President, I just want to say to the Majority Floor Leader that he need not worry about anybody asking waivers on him because he just stretched a clean single into a nice clean double. While he was on his feet, before I could reach the microphone, he kept on his feet and was doubly recognized, and I doubt whether anyone will ask waivers on him. If they do I

am sure there will be plenty of clubs that will be bidding for him.

Mr. President, I am very glad that he has read the Congressional Record. I find it very difficult to read the Legislative Journal during the Session and keep up to date with what is happening in Pennsylvania, without going into the Federal Congress to get strength for my arguments.

I know, and I think that every Member of the Senate knows, that there is not a student of the fiscal policy of the Commonwealth in this Senate who is more astute or more equipped to handle the problems of the fiscal budget than Senator Joseph Yosko. For the many years that he has served in the Treasurer's and Auditor General's Office, he has learned some of the things that we Members of the General Assembly ought to know. I think the Members of this Assembly should listen to the remarks that he makes, especially when he takes and reads into the Journal the record of the various departments, the amounts of moneys that have been appropriated heretofore, then compares the balances in those budgets at the end of two years, the amounts of money that lapsed at the end of two years and then the new appropriations, which in every case, in almost every case, are as great or greater than the amount appropriated the previous two years. Now, in a sense, all that does is build up that great amount of money that every two years lapses in the various departments, and shows up at the end of the biennium as loose spending money for the benefit of political parties. That happens everywhere. I am not taking away from the Federal Government any blame, if blame is due the Federal Government, but at this moment I am not supposed to be looking after the affairs of the Federal Government. At this moment I am supposed to look after the affairs of my constituency in the Senate of Pennsylvania, and in the Senate of Pennsylvania, as I see my duties, I see that we must do something to stop this same procedure from continuing on and on. Every year we appropriate a great deal more money than ought to be spent, and then spend over our appropriations the last six months of the biennium.

Mr. President, somewhere along the line someone has to put their foot down, although we have not the votes to stop anything, and as the Majority Leader has so ably said, the question of the budget and the question of the taxes may be resolved in the Governor's Office. That may be true, but if that is the truth and if that is the only way to look at the picture of fiscal problems, then Congressman Martin ought not be talking in Washington, because he belongs to the minority party in Washington, and if his remarks, as he said, are so important and give such a clear picture of the Republican philosophy and the Republican policy, maybe they ought to be sent to the front office. I have not read them, but I will venture to say that if you will read the remarks of Congressman Martin, they do not coincide with the situation in Pennsylvania. I venture to say that he is talking economy. I venture to say that he is calling for a lower budget than what President Truman is demanding. I think that you will find in there that he is asking for tax cuts. I am only assuming that that is what he said, because that is the position they ought to take, and

that is the position that we ought to take and that is the position that we are taking, and I want to announce to the Members of the Senate that tomorrow evening at seven o'clock, over the same station network that the Governor of Pennsylvania is talking upon the budget tonight, I am going to be privileged to give an answer to whatever questions he may propound on the air tonight.

Mr. HOLLAND. Mr. President, the Majority Leader seems to dwell a great deal on being traded. I want to advise him that a man with his seniority would have a right to choose the team he would be traded to. I might also point out, being a good Pittsburgher, that Wesley woke up one morning and found he was traded down the river to the Cardinals.

Mr. WALKER. Mr. President, if I have an election as to what team I am privileged to serve on, may I advise my distinguished neighbor, Senator Holland, I have made my election. I am perfectly satisfied with my team, and I am perfectly willing to pitch for them or be bat boy.

Mr. HOLLAND. Mr. President, I know he is catching it right now. He is making a good catcher.

The PRESIDENT. That reminds the Chair of the story I heard of two teams that were playing, and as a workman was walking through the outfield, he made inquiry as to the score, and the outfielder told him it was 43 to 0. He said, "That is kind of one-sided, isn't it?" The outfielder said, "Well, I don't know. We haven't been to bat yet."

REPORT FROM COMMITTEE

BILL RE-REFERRED

Mr. KEPHART. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. KEPHART, from the Committee on Judiciary General, reported as committed, House Bill No. 1303, entitled:

An Act to provide revenue for State purposes by imposing a property tax, for a limited period of time, on the net incomes derived from sources within the Commonwealth of certain corporations, joint-stock associations, and limited partnerships; excluding certain income; providing for the assessment, collection, settlement and re-settlement of taxes, and reviews and appeal therefrom; conferring powers, and imposing duties on certain persons, corporations, joint-stock associations, limited partnerships, State, and county officers, boards, and departments; making an appropriation; and providing penalties.

which was re-referred to the Committee on Finance.

CALENDAR

THIRD READING CALENDAR

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 46, as follows:

An Act to add section 452 to the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by authorizing the board of county commissioners in counties of the seventh and eighth classes to appropriate money to certain borough fire departments and volunteer fire companies located within the county

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" is hereby amended by adding after section 451 thereof a new section to read as follows

Section 452 Appropriations to Borough Fire Departments and Volunteer Fire Companies The board of county commissioners of any county of the seventh or eighth class may appropriate annually except as hereinafter provided a sum not in excess of six hundred dollars (\$600) to the fire department of any borough in the county or to any volunteer fire company located within a borough in said county which actually gives fire protection of approximately all parts of the county or may appropriate up to one-half of such amount to each of two such departments or two such companies or one such department and one such company when each gives fire protection to approximately one-half of the entire county All moneys appropriated to any such fire department or fire company shall be used for the purchase maintenance and repair of fire fighting equipment This section shall not authorize the appropriation of any money to any fire department or fire company which receives contributions or appropriations from any township in the county

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.,	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 101, as follows:

A Joint Resolution proposing an amendment to article nine section eight of the Constitution of the Commonwealth of Pennsylvania to increase the debt limit of the city of Philadelphia

The General Assembly of the Commonwealth of Pennsylvania hereby resolves as follows

Section 1 The following amendment to the Constitution of the Commonwealth of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That article nine section eight of the Constitution of Pennsylvania is hereby amended to read as follows

Section 8 The debt of any county city borough township school district or other municipality or incorporated district except as provided herein and in section fifteen of this article shall never exceed seven (7) per centum upon the assessed value of the taxable property therein nor shall any such county municipality or district incur any debt or increase its indebtedness to an amount exceeding two (2) per centum upon such assessed valuation of property without the consent of the electors thereof at a public election in such manner as shall be provided by law The debt of the city of Philadelphia may be increased in such amount that the total debt of said city shall not exceed thirteen and one-half (13½) per centum of the average of the annual assessed valuations of the taxable realty therein during the ten years immediately preceding the year in which such increase is made but said city shall not increase its indebtedness to an amount exceeding three (3) per centum upon such average assessed valuation of realty without the consent of the electors thereof at a public election held in such manner as shall be provided by law No debt shall be incurred by or on behalf of the county of Philadelphia

In ascertaining the debt-incurring capacity of the city of Philadelphia at any time shall be deducted from the debt of said city so much of such debt as shall have been incurred or is about to be incurred and the proceeds thereof expended or about to be expended upon any public improvement or in construction purchase or condemnation of any public utility or part thereof or facility therefor if such public improvement or public utility or part thereof or facility therefor whether separately or in connection with any other public improvement or public utility or part thereof or facility therefor may reasonably be expected to yield revenue in excess of operating expenses sufficient to pay the interest and sinking fund charges thereon The method of determining such amount so to be deducted shall be as now prescribed or which may hereafter be prescribed by the General Assembly

In incurring indebtedness for any purpose the city of Philadelphia may issue its obligations maturing not later than fifty (50) years from the date thereof with provision for a sinking fund to be in equal or graded annual or other periodical installments Where any indebtedness shall be or shall have been incurred by said city of Philadelphia for the purpose of the construction or improvement of public works or utilities of any character from which income or revenue is to be derived by said city or for the reclamation of land to be used in the construction of wharves or docks owned or to be owned by said city such obligations may be in an amount sufficient to provide for and may include the amount of the interest and sinking fund charges accruing and which may accrue thereon throughout the period of construction and until the expiration of one year after the completion of the work for which said indebtedness shall have been incurred and said city shall not be required to levy a tax to pay said interest and sinking fund charges as required by section ten of this article until the expiration of said period of one year after the completion of said work

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.,	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silver,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 110, as follows:

An Act to facilitate traffic in the northern section of the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point on the Erie extension to a point on the Scranton extension of the Pennsylvania Turnpike or to a point on the northeastern extension of the Pennsylvania Turnpike at such points as the Pennsylvania Turnpike Commission may decide are the most feasible and practicable for the further extension of the Pennsylvania Turnpike from or near the City of Erie in Erie County to or near the City of Scranton in Lackawanna County or to a point on the northeastern extension of the Pennsylvania Turnpike conferring powers and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike and to issue notes or other evidences of indebtedness providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds notes or other evidences of indebtedness and for the cost of maintenance operation and repair of the turnpike making such turnpike bonds notes or other evidences of indebtedness exempt from taxation constituting such bonds legal investments in certain instances requiring suits against the commission to be brought in Dauphin County prescribing conditions on which such turnpike shall become free providing for grade separations grade changes relocations restoration and vacation of public roads and State highways affected by the turnpike providing for the purchasing or condemnation of land and procedure for determining damages in condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 This act shall be known and may be cited as the "Pennsylvania Turnpike Northern Extension Act."

Section 2 In order to facilitate vehicular traffic in the western section of the Commonwealth the Pennsylvania Turnpike Commission heretofore created by virtue of the provisions of the act approved the twenty-first day of May one thousand nine hundred thirty-seven (P. L. 774) is hereby authorized and empowered to construct operate and maintain a turnpike at such location as shall be approved by the Governor and the Department of Highways from a point on the Erie extension to a point

on the Scranton extension of the Pennsylvania Turnpike or to a point on the northeastern extension of the Pennsylvania Turnpike at such points as the Pennsylvania Turnpike Commission may decide are the most feasible and practicable for the further extension of the Pennsylvania Turnpike system from or near the City of Erie in Erie County to or near the City of Scranton in Lackawanna County or to a point on the northeastern extension of the Pennsylvania Turnpike together with connecting roads tunnels and bridges and to issue turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such construction

Section 3 The turnpike revenue bonds notes or other evidence of indebtedness issued under the provisions of this act shall not be deemed to be a debt of the Commonwealth or a pledge of the faith and credit of the Commonwealth but such bonds shall be payable exclusively from the fund herein provided therefor from tolls All such bonds shall contain a statement on their face that the Commonwealth is not obligated to pay the same or the interest thereon except from tolls and that the faith and credit of the Commonwealth is not pledged to the payment of the principal or interest of such bonds The issuance of turnpike revenue bonds under the provisions of this act shall not directly or indirectly or contingently obligate the Commonwealth to levy or to pledge any form of taxation whatever therefor or to make any appropriation for their payment

Section 4 The following words and terms shall have the following meanings

(a) The word "commission" shall mean the Pennsylvania Turnpike Commission heretofore created by the act approved the twenty-first day of May one thousand nine hundred and thirty-seven (P. L. 774) or if said commission shall be abolished any board commission or officer succeeding to the principal functions thereof or upon whom the powers and functions given by this act to said commission shall be given by law

(b) The word "owner" shall include all individuals copartnerships associations or corporations having any title or interest in any property rights easements or franchises authorized to be acquired by this act

(c) The words "the turnpike" shall mean the turnpike to be constructed as hereinafter provided from a point on the Erie extension to a point on the Scranton extension of the Pennsylvania Turnpike or to a point on the northeastern extension of the Pennsylvania Turnpike at such points as the Pennsylvania Turnpike Commission may decide are the most feasible and practicable for the further extension of the Pennsylvania Turnpike system from or near the City of Erie in Erie County to or near the City of Scranton in Lackawanna County or to a point on the northeastern Extension of the Pennsylvania Turnpike and shall be deemed to include not only the turnpike and all connecting roads tunnels and bridges connected therewith but also all property rights easements and franchises relating thereto and deemed necessary or convenient for the construction or the operation thereof

(d) The term "cost of the turnpike" shall embrace the cost of constructing the turnpike and all connecting roads tunnels and bridges the cost of all lands property rights rights of way easements and franchises acquired which are deemed necessary or convenient for such construction the cost of all machinery and equipment financing charges interest prior to and during construction and for one year after completion of construction cost of traffic estimates and of engineering and legal expenses plans specifications surveys estimates of cost and of revenues other expenses necessary or incident to determining the feasibility or practicability of the enterprise administrative and legal expense and such other expenses as may be necessary or incident to the financing herein authorized the construction of the turnpike and connecting roads tunnels and bridges the placing of the same in operation and the condemnation of property necessary for such construction and operation Any obligation or expense contracted for by the commission with the Department of Highways of the Common-

wealth of Pennsylvania or with the United States or any agency thereof for traffic surveys preparations of plans and specifications supervision of construction and other engineering administrative and legal services and expenses in connection with the construction of the turnpike or any of the connecting roads tunnels and bridges shall be regarded as part of the cost of the turnpike and shall be reimbursed or paid out of the proceeds of the turnpike revenue bonds hereinafter authorized

Section 5 The exercise by the commission of the powers conferred by this act in the construction operation and maintenance of the turnpike shall be deemed and held to be an essential governmental function of the Commonwealth

Section 6 The commission shall have the following powers and duties

(a) It shall maintain a principal office at such place as shall be designated by the commission

(b) The commission may contract and be contracted with in its own name

(c) The commission may sue and be sued in its own name plead and be impleaded Provided however That any and all actions at law or in equity against the commission shall be brought only in the proper courts at the county of Dauphin

(d) The commission shall have an official seal

(e) The commission shall make necessary rules and regulations for its own government and shall have power and authority to acquire own use hire lease operate and dispose of personal property real property and interests in real property and to make and enter into all contracts and agreements necessary or incidental to the performance of its duties and the execution of its powers under this act and to employ engineering traffic architectural and construction experts and inspectors and attorneys and such other employees as may in its judgment be necessary and fix their compensation Provided however That all contracts and agreements relating to the construction of the turnpike and connecting roads tunnels and bridges shall be approved by the Department of Highways and the turnpike and connecting roads tunnels and bridges shall be constructed under the supervision of the Department of Highways

(f) The turnpike when completed and opened to traffic shall be maintained and repaired by and under the control of the commission through the Department of Highways of the Commonwealth and all charges and costs for such maintenance and repairs actually expended by said Department of Highways shall be paid to it by the commission upon certification thereof out of tolls Such turnpike shall also be policed and operated by such force of police tolltaker and other operating employees as the commission may in its discretion employ

(g) The commission shall have authority at its own cost to provide grade separations with respect to all public roads and State highways intersected by the turnpike and to change and adjust the lines and grades thereof so as to accommodate the same to the design of such grade separation Provided however That the damages incurred in changing and adjusting the lines and grades of such public roads and State highways shall be ascertained and paid by the commission in the same manner as is provided for by this act in regard to the location and construction of the turnpike

(h) If the commission shall find it necessary to provide a grade separation or change the site of any portion of any State highway or public road or vacate the same it shall cause it to be reconstructed and restored forthwith at the commission's own proper expense on the most favorable location and in as satisfactory a manner as the original road or vacate it as the case may be Provided That the method of acquiring the right-of-way and determining damages incurred in changing the location of or vacating such road or State highway shall be ascertained and paid for by the commission in the same manner as is provided for by this act in regard to the location and construction of the turnpike In such cases

the plan of such reconstruction and restoration or vacation shall be submitted to the supervisors of the proper township for approval and in the event of failure of the supervisors to approve the plan then it shall be submitted to the Department of Highways for final approval In the case of State highways the plan shall be submitted to the Department of Highways for its approval

(i) The commission shall have authority to petition the court of quarter sessions of the county wherein is situate any public road or part thereof affected by the location therein of the turnpike for the vacation relocation or supply of the same or any part thereof with the same force and effect as is now given by existing laws to the inhabitants of any township of such county and the proceedings upon such petition whether it be for the appointment of viewers or otherwise shall be the same as provided by existing law for similar proceedings upon such petitions

(j) The commission shall otherwise have all of the powers and perform all of the duties prescribed by the act approved the twenty-first day of May one thousand nine hundred thirty-seven (P. L. 774)

(k) All public or private property damaged or destroyed in carrying out the powers granted by this act shall be restored or repaired and placed in their original condition as nearly as practicable or adequate compensation made therefor out of the funds provided under the authority of this act

Section 7 (a) Each member of the commission shall be reimbursed for the necessary expenses incurred in the performance of the duties performed under the provisions of this act

(b) All expenses incurred in carrying out the provisions of this act shall be paid solely from funds provided under the authority of this act and no liability or obligation shall be incurred hereunder beyond the extent to which money shall have been provided under the authority of this act

(c) Before the issuance of any turnpike revenue bonds notes or other evidences of indebtedness under the provisions of this act each appointed member of the commission shall execute a bond in the penalty of twenty-five thousand dollars (\$25,000) and the secretary and treasurer shall execute a bond in the penalty of fifty thousand dollars (\$50,000) each such bond to me approved by the Governor and to be conditioned upon the faithful performance of the duties of his office under the provisions of this act which bonds shall be filed in the office of the Secretary of the Commonwealth

Section 8 (a) The commission is hereby authorized and empowered to condemn by resolution any lands interests in lands property rights rights of way franchises easements and other property deemed necessary or convenient for the construction and efficient operation of the turnpike or necessary in the restoration or relocation of of public or private property damaged or destroyed and the date of such resolution shall be the effective date of condemnation

(b) The commission is hereby authorized and empowered to acquire by purchase whenever it shall deem such purchase expedient any lands interests in lands property rights rights of way franchises easements and other property deemed necessary or convenient for the construction and efficient operation of the turnpike or necessary in the restoration or relocation of public or private property damaged or destroyed whether the same had therefore been condemned or otherwise upon such terms and at such price as may be considered by it to be reasonable and can be agreed upon between the commission and the owner thereof and to take title thereto in the name of the commission

Section 9 (a) Whenever a reasonable sum representing the damages cannot be agreed upon or whenever the owner is legally incapacitated or is unable to convey valid title or is absent or unknown either the commission acting through the Department of Justice or any owner or owners shall apply to the court of common

pleas of the county in which the property is located or in the case of property located in two or more counties then in any one of such counties for the appointment of viewers to determine as hereinafter provided the amount of damages resulting from the taking Whereupon said court or any law judge thereof shall appoint three disinterested freeholders to view such property and estimate the value thereof None of the freeholders shall be a resident of the county wherein such application shall be made The court shall fix a time not less than twenty nor more than thirty days thereafter when the viewers shall meet upon the property and view the same The viewers shall cause at least ten days' personal notice of the time and place of such meeting to be given to the Attorney General to the commission and to the owner or owners if resident within said county If the owner is a corporation such notice shall be given to the president secretary or treasurer thereof if such officer resides within said county If neither owner nor any of such officers reside within the county or cannot be found therein or is unknown notice of such first meeting shall be given as the court may direct The viewers having been duly sworn or affirmed faithfully and impartially to perform the duties required of them under the provisions of this act shall at the time fixed for the first meeting proceed to ascertain as accurately as may be the value of such land property rights rights of way easements or franchises and to that end may require the attendance of any person whose testimony may be pertinent thereto and production of any such books or papers as the viewers may deem necessary If any person shall refuse to appear and testify before such viewers or refuse to produce such books and papers when they are required then the court or any judge thereof shall on application of the viewers or a quorum thereof make such order therein as may be necessary Whenever the viewers shall have ascertained the value of the lands property rights rights of way easements or franchises they shall prepare a full report of their labors Upon the completion of the report the viewers shall fix a time when they shall meet and exhibit same Ten days' written notice of the time and place of such meeting together with a copy of said report shall be given to the commission to the Attorney General and to the owner or owners of the property condemned At the time and place mentioned in such notice the viewers shall meet and publicly exhibit the report and hear all exceptions thereto After making any changes in such report as they may deem necessary the same shall be filed in the court Within thirty days after the filing of the report in the court the commission acting through the Department of Justice or any person interested may file exceptions thereto Whereupon the court shall either confirm the report absolutely or modify it or refer it back to the same or to any viewers with like powers and duties of the former viewers Within thirty days after the final action on the report by the court the commission acting through the Department of Justice or any person interested may demand a trial by jury From the action of the court on exceptions or from any judgment after a jury trial an appeal may be taken by any party to the Supreme or Superior Court Each of the viewers shall receive a sum not exceeding ten dollars (\$10) for each day actually and necessarily employed in the performance of the duties herein prescribed and all necessary expenses actually incurred in the performance of his duties Title to any property condemned by the commission shall be taken in the name of the commission Prior to physical entry upon the land the commission shall be under no obligation to accept and pay for any property condemned or any costs incidental to any condemnation proceedings Provided however That in any condemnation proceedings the court having jurisdiction of the suit action or proceeding may make such orders as may be just to the commission and to the owners of the property to be condemned and may require an undertaking or other security to secure such owners against any loss or damage by reason of the failure of

the commission to enter upon accept and pay for the property but neither such undertaking or security nor any act or obligation of the commission shall impose any liability upon the Commonwealth except such as may be paid from the funds provided under the authority of this act

The commission in its discretion may vacate any portion or all of the land condemned either prior to or after physical entry upon the land or any part thereof and prior to final determination of damages in such cases the commission shall be under no obligation to accept and pay for any property condemned and subsequently vacated provided however that in any such case the court having jurisdiction of the suit action or proceeding may make such orders as may be just to the commission and to the owners of the property and may require an undertaking or other security to secure such owners against any and all loss or damages occasioned to the owner from the time of the original condemnation to the time of the modification thereof but neither such undertaking or security nor any act or obligation of the commission shall impose any liability upon the Commonwealth except such as may be paid from the funds provided under the authority of this act

(b) In addition to the foregoing powers the commission and its authorized agents and employees may enter upon any lands waters and premises in the State for the purpose of making surveys soundings drillings and examinations as it may deem necessary or convenient for the purpose of this act and such entry shall not be deemed a trespass nor shall an entry for such purposes be deemed an entry under any condemnation proceedings which may be then pending Provided however That the commission shall make reimbursement for any actual damages resulting to such lands waters and premises as a result of such activities

(c) All counties cities boroughs townships and other political subdivisions and municipalities and all public agencies and commissions of the Commonwealth of Pennsylvania notwithstanding any contrary provision of law are hereby authorized and empowered to lease lend grant or convey to the commission upon its request upon such terms and conditions as the proper authorities of such counties cities boroughs townships other political subdivisions and municipalities or public agencies and commissions of the Commonwealth of Pennsylvania may deem reasonable and fair and without the necessity for any advertisement order of court or other action or formality other than the regular and formal action of the authorities concerned any real property which may be necessary or convenient to the effectuation of the authorized purposes of the commission including public roads and other real property already devoted to public use

Section 10 Whenever the commission has condemned any lands rights rights of way easements and franchises or interests therein as herein before provided and has tendered a bond or other security to secure the owner or owners for damages and the same has been accepted or if the acceptance of said bond has been refused and the same has been filed in and approved by the court of common pleas of the county in which the property is located or in the case of property located in two or more counties then in any one of such counties the commission shall have the right to immediate possession of the property covered by the bond and may enter thereon in the name of the commission If the owner lessee or occupier of any of said premises or any building or structure thereon shall refuse to remove his personal property therefrom or give up possession thereof the commission may proceed to obtain possession in the manner now provided by law for the obtaining possession by the Secretary of Highways of occupied structures

Section 11 (a) The commission is hereby authorized to provide by resolution at one time or from time to time for the issuance of turnpike revenue bonds of the Commonwealth for the purpose of paying the cost as hereinabove defined of the turnpike which resolution

shall recite an estimate of such cost The principal and interest of such bonds shall be payable solely from the special fund herein provided for such payment The bonds shall be dated shall bear interest at such rate or rates not exceeding six per centum per annum payable semi-annually shall mature at such time or times not exceeding forty years from their date or dates as may be determined by the commission and may be made redeemable before maturity at the option of the commission at such price or prices and under such terms and conditions as may be fixed by the commission prior to the issuance of the bonds Provided however That the amount of premium on any bonds shall not cause the yield to be more than six per centum per annum from the date of such bonds to the date of their redemption The bonds may be issued in series with varying provisions as to rates of interest maturity and other provisions not inconsistent with this act but all bonds of whatever series shall share ratably in the tolls hereinafter pledged as security therefor The principal and interest of such bonds may be made payable in any lawful medium The commission shall determine the form of bonds including any interest coupons to be attached thereto and shall fix the denomination or denominations of the bonds and the place or places of payment of principal and interest thereof which may be at any bank or trust company within or without the Commonwealth The bonds shall be signed by the Governor and by the chairman of the commission and the official seal of the commission shall be affixed thereto and attested by the secretary and treasurer of the commission and any coupons attached thereto shall bear the facsimile signature of the chairman of the commission In case any officer whose signature shall appear on any bonds or coupons shall cease to be such officer before the delivery of such bonds such signature shall nevertheless be valid and sufficient for all purposes the same as if he remained in office until such delivery All turnpike revenue bonds issued under the provisions of this act shall have and are hereby declared to have all the qualities and incidents of negotiable instruments under the Negotiable Instruments Law of the Commonwealth The bonds may be issued in coupon or in registered form or both as the commission may determine and provision may be made for the registration of any coupon bond as to principal alone and also as to both principal and interest and registered and coupon bonds shall be interchangeable The commission may sell such bonds in such manner and for such price as it may determine to be for the best interest of the Commonwealth but no such sale shall be made at a price so low as to require the payment of interest on the money received therefor at more than six per centum per annum computed with relation to the absolute maturity of the bonds in accordance with standard tables of bond values The proceeds of such bonds shall be used solely for the payment of the cost of the turnpike and shall be disbursed upon requisition of the chairman of the commission under such restrictions if any as the resolution authorizing the issuance of the bonds or the trust indenture hereinafter mentioned may provide If the proceeds of such bonds by error of calculation or otherwise shall be less than the cost of the turnpike additional bonds may in like manner be issued to provide the amount of such deficit and unless otherwise provided in the resolution authorizing the issuance of the bonds or in the trust indenture shall be deemed to be of the same issue and shall be entitled to payment from the same fund without preference or priority of the bonds first issued If the proceeds of the bonds shall exceed the cost of the turnpike the surplus shall be paid into the fund hereinafter provided for the payment of principal and interest of such bonds Prior to the preparation of definitive bonds the commission may under like restrictions issue temporary bonds with or without coupons exchangeable for definitive bonds upon the issuance of the latter The commission may also provide for the replacement of any bonds which shall become mutilated or be destroyed or lost Such turnpike revenue

bonds may be issued without any other proceedings or the happening of any other conditions or things than those proceedings conditions and things which are specified and required by this act

Such bonds are hereby made securities in which all State and municipal officers and administrative departments boards and commissions of the Commonwealth all banks and bankers savings banks trust companies saving and loan associations investment companies and other persons carrying on a banking business all insurance companies insurance associations and other persons carrying on an insurance business and all administrators executors guardians trustees and other fiduciaries and all other persons whatsoever who now or may hereafter be authorized to invest in bonds or other obligations of the Commonwealth may properly and legally invest any funds including capital belonging to them or within their control and said bonds or other securities or obligations are hereby made securities which may properly and legally be deposited with and received by any State or municipal officers or agency of the Commonwealth for any purpose for which the deposit of bonds or other obligations of the Commonwealth is now or may hereafter be authorized by law

(b) The commission is hereby authorized to provide by resolution from time to time for the issuance of Pennsylvania Turnpike Commission notes or other evidences of indebtedness to provide for preliminary or interim financing up to but not exceeding the estimated total cost of the turnpike and to pledge as collateral for such notes turnpike revenue bonds issued under the provisions of this act all such notes or other evidences of indebtedness shall contain a statement on their face that the Commonwealth is not obligated to pay the same or interest thereon and that the faith and credit of the Commonwealth is not pledged to the payment of the principal or interest of such notes or other evidences of indebtedness the issuance of turnpike notes or other evidences of indebtedness under the provisions of this act shall not directly or indirectly or contingently obligate the Commonwealth to levy or to pledge any form of taxation therefor or make any appropriation for their payment

Section 12 All moneys received from any bonds notes or other evidences of indebtedness issued pursuant to this act shall be applied solely to the payment of the cost of the turnpike or to the appurtenant fund and there shall be and hereby is created and granted a lien upon such moneys until so applied in favor of holders of such bonds notes or other evidences of indebtedness or the trustee hereinafter provided for in respect to such bonds notes or other evidences of indebtedness

Section 13 In the discretion of the commission such bonds notes or other evidences of indebtedness may be secured by a trust indenture by and between the commission and a corporate trustee which may be any trust company or bank having the powers of a trust company within or outside of the Commonwealth Such trust indenture may pledge or assign tolls and revenue to be received but shall not convey or mortgage the turnpike or any part thereof Either the resolution providing for the issuance of such bonds notes or other evidences of indebtedness or such trust indenture may contain such provisions for protecting and enforcing the rights and remedies of the bondholders or holders of notes or other evidences of indebtedness as may be reasonable and proper and not in violation of law including covenants setting forth the duties of the commission in relation to the acquisition of properties and the construction maintenance operation and repair and insurance of the turnpike and the custody safeguarding and application of all moneys It shall be lawful for any bank or trust company incorporated under the laws of this Commonwealth to act as depository of the proceeds of the bonds notes or other evidences of indebtedness or revenues and to furnish such indemnity bonds or to pledge such securities as may be required by the commission Such indenture

may set forth the rights and remedies of the bondholders or holders of notes or other evidences of indebtedness and of the trustee and may restrict the individual right of action of bondholders or holders of notes or other evidences of indebtedness as is customary in trust indentures securing bonds debentures of corporations notes or other evidences of indebtedness. In addition to the foregoing such trust indenture may contain such other provisions as the commission may deem reasonable and proper for the security of bondholders or holders of notes or other evidences of indebtedness. All expenses incurred in carrying out such trust indenture may be treated as a part of the cost of maintenance operation and repair of the turnpike.

Section 14 The accomplishment by the commission of the authorized purposes stated in this act being for the benefit of the people of the Commonwealth and for the improvement of their commerce and prosperity in which accomplishment the commission will be performing essential governmental functions the commission shall not be required to pay any taxes or assessments on any property acquired or used by it for the purposes provided in this act and the bonds or other securities and obligations issued by the commission their transfer and the income therefrom including any profits made on the sale thereof shall at all times be free from taxation within the Commonwealth.

Section 15 The commission is hereby authorized to fix and to revise from time to time tolls for the use of the turnpike and the different parts or sections thereof and to charge and collect the same and to contract with any person partnership association or corporation desiring the use of any part thereof including the right of way adjoining the paved portion for placing thereon telephone telegraph electric light or power lines gas stations garages stores hotels restaurants and advertising signs or for any other purpose except for tracks for railroad or railways use and to fix the terms conditions rents and rates of charges for such use. Such tolls shall be so fixed and adjusted as to provide a fund at least sufficient with other revenues of the turnpike if any to pay (a) the cost of maintaining repairing and operating the turnpike and (b) the bonds notes or other evidences of indebtedness and the interest thereon and all sinking fund requirements and other requirements provided by the resolution authorizing the issuance of the bonds notes or other evidences of indebtedness or by the trust indenture as the same shall become due. Such tolls shall not be subject to supervision or regulation by any other State commission board bureau or agency. The tolls and all other revenues derived from the turnpike except such part thereof as may be required to pay the cost of maintaining repairing and operating the turnpike and to provide such reserve therefor as may be provided for in the resolution authorizing the issuance of the bonds notes or other evidences of indebtedness or in the trust indenture shall be set aside at such regular intervals as may be provided in such resolution or such trust indenture in a sinking fund which is hereby pledged to and charged with the payment of (1) the interest upon such bonds notes or other evidences of indebtedness as such interest shall fall due (2) the principal of the bonds notes or other evidences of indebtedness as the same shall fall due (3) the necessary fiscal agency charges for paying principal and interest and (4) any premium upon bonds retired by call or purchase as herein provided. The use and disposition of such sinking fund shall be subject to such regulations as may be provided in the resolution authorizing the issuance of bonds notes or other evidences of indebtedness or in the trust indenture but except as may otherwise be provided in such resolution or trust indenture such sinking fund shall be a fund for the benefit of all bonds notes or other evidences of indebtedness issued hereunder without distinction or priority of one over another. Subject to the provisions of the resolutions authorizing the issuance of bonds notes or other evidences of indebtedness or of the trust indenture

any moneys in such sinking fund in excess of an amount equal to one year's interest on all bonds notes or other evidences of indebtedness then outstanding may be applied to the purchase or redemption of bonds notes or other evidences of indebtedness. All bonds notes or other evidences of indebtedness so purchased or redeemed shall forthwith be cancelled and shall not again be issued.

Section 16 The commission is hereby authorized to provide by resolution for the issuance of turnpike revenue refunding bonds of the Commonwealth for the purpose of refunding any turnpike revenue bonds notes or other evidences of indebtedness issued under the provisions of this act and then outstanding. The issuance of such turnpike revenue refunding bonds the maturities and other details thereof the rights of the holders thereof and the duties of the Commonwealth and of the commission in respect to the same shall be governed by the foregoing provisions of this act in so far as the same may be applicable and by the following provisions:

(a) No turnpike revenue refunding bonds shall be delivered unless delivered in exchange for turnpike revenue bonds notes or other evidences of indebtedness to be refunded thereby except in the amount necessary to provide for the payment of matured or redeemable turnpike revenue bonds notes or other evidences of indebtedness or turnpike revenue bonds notes or other evidences of indebtedness maturing or redeemable within three months including any redemption premium thereon.

(b) No turnpike revenue refunding bonds shall be issued unless issued to refund turnpike revenue bonds notes or other evidences of indebtedness which have matured or will mature within three months or unless the interest rate of the turnpike revenue refunding bonds shall be at least one-fourth of one per centum less than the interest rate borne by the turnpike revenue bonds notes or other evidences of indebtedness to be refunded.

Section 17 Any holder of bonds notes or other evidences of indebtedness issued under the provisions of this act or any of the coupons attached thereto and the trustee under the trust indenture if any except to the extent the rights herein given may be restricted by resolution passed before the issuance of the bonds notes or other evidences of indebtedness or by the trust indenture may either at law or in equity by suit action mandamus or other proceedings protect and enforce any and all rights granted hereunder or under such resolution or trust indenture and may enforce and compel performance of all duties required by this act or by such resolution or trust indenture to be performed by the commission or any officer thereof including the fixing charging and collecting of tolls for the use of the turnpike.

Section 18 When all bonds notes or other evidences of indebtedness and the interest thereon shall have been paid or a sufficient amount for the payment of all bonds notes or other evidences of indebtedness and the interest to maturity thereon shall have been set aside in trust for the benefit of the holders of such bonds notes or other evidences of indebtedness and shall continue to be held for that purpose the turnpike and the connecting roads tunnels and bridges shall become a part of the system of State highways and shall be maintained by the Department of Highways free of tolls and thereupon the commission shall be dissolved and all funds of the commission not required for the payment of the bonds notes or other evidences of indebtedness and all machinery equipment and other property belonging to the commission shall be vested in the Department of Highways.

Section 19 The foregoing sections of this act shall be deemed to provide an additional and alternative method for the doing of the things authorized thereby and shall be regarded as supplemental and additional to powers conferred by other laws and shall not be regarded as in derogation of any powers now existing. Such sections being necessary for the welfare of the Commonwealth and its inhabitants shall be liberally construed to effect the purposes thereof.

Section 20 All acts and parts of acts inconsistent with this act are hereby repealed.

Section 21 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Toole,
Byrne,	Lane,	Peelor,	Wade,
Chapman,	Leader,	Propert,	Wagner,
Crowe,	Letzler,	Robinson,	Walker,
Dent,	Mahanay,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—1

Berger,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL POSTPONED

Mr. WALKER. Mr. President, I move that House Bill No. 213, on third reading, entitled:

An Act to further amend section one of the act approved the twenty-eighth day of June one thousand nine hundred thirty-five (P. L. 477) entitled as amended "An act providing for the payment of the salary medical and hospital expenses of policemen and firemen by cities boroughs towns and townships who are injured in the performance of their duty and providing that absence during such injury shall not reduce any usual sick leave period" by adding a presumption of relationship to employment of diseases of the heart and tuberculosis of the respiratory system and providing disability benefits for such conditions

be placed on the Third Reading Postponed Calendar.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 218, as follows:

An Act to further amend section 30 of the act approved the eleventh day of May one thousand nine hundred twenty-one (P. L. 522) entitled as amended "An act relating to dogs and the protection of live stock poultry and game birds raised in captivity from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners

providing for the assessment of damages done to live stock poultry and game birds by dogs and for live stock killed by or dying from rabies and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State Treasury and providing penalties" by increasing the maximum amounts of payments by the State and requiring additional proof of claims in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 30 of the act approved the eleventh day of May one thousand nine hundred twenty-one (P. L. 522) entitled as amended "An act relating to dogs and the protection of live stock poultry and game birds raised in captivity from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock poultry and game birds by dogs and for live stock killed by or dying from rabies and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State Treasury and providing penalties" as last amended by the act approved the twenty-eighth day of June one thousand nine hundred forty-seven (P. L. 1060) is hereby further amended to read as follows

Section 30 No payment shall be made for any item which has already been paid by the owner of the dog or dogs doing the injury The fact that no such payment has been made shall be certified by the appraiser

When any payment is made by the State for any live stock including poultry or domestic game birds injured by a dog and live stock dying from or killed because of rabies such payment shall not exceed one hundred dollars for each horse or mule seventy-five dollars for each head of unregistered cattle one hundred twenty-five dollars for each head of registered cattle [fifteen] twenty-five dollars for each head of unregistered swine sheep or goats [twenty-five] fifty dollars for each head of registered swine sheep or goats five dollars for each full-grown goose five dollars for each full-grown turkey or wild turkey and one dollar and fifty cents for each head of other poultry domestic game birds or domesticated hare or rabbit All appraisals under this act shall be at the actual value of the live stock including poultry or domestic game birds killed or injured and no payment shall be made in the amount prescribed for a registered animal unless the certificate of registration for such animal or a certified copy thereof is filed with the claim

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,

Diehm,
DiSilvestro,
Fleming,
Freed

Mallery,
McCreesh,
McGinnis,
McMenamin,

Scarlett,
Silvert,
Snowden.

Wolfe,
Wood,
Yosko.

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 444, on third reading, entitled:

An Act to protect the blind pedestrians on public streets and highways requiring vehicles to come to a full stop in certain cases restricting the use of certain colored canes by other pedestrians and imposing penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 545, on third reading, entitled:

An Act to amend Subsection (f) of Section 302 of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by providing that employers' reserve accounts shall not be charged with compensation paid to certain employes

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. YOSKO. Mr. President, I ask unanimous consent that Senate Bill No. 563, on third reading, entitled:

An Act making an appropriation to the Treasury Department out of various funds to pay replacement checks issued in lieu of outstanding checks when presented and to adjust errors

go over in its order. I am preparing some amendments to this bill.

The PRESIDENT. Is there objection? The Chair hears none.

BILL POSTPONED

Mr. WALKER. Mr. President, I move that Senate Bill No. 706, on third reading, entitled:

An Act to add clause (m) to section 108 of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employe arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for

the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," by designating diseases of the heart and tuberculosis of the respiratory system as occupational diseases when contracted or incurred by firemen or policemen.

be placed on the Third Reading Postponed Calendar.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 712, on third reading, entitled:

An Act to further amend Section 1 of the act, approved the twenty-fifth day of July, one thousand nine hundred seventeen (P. L. 1209), entitled "An act to authorize the acquisition, by purchase or condemnation, of lands for a park, and the erection of a monument commemorative of Washington crossing the River Delaware, and for the appointment of a commission to acquire said lands and erect such monument; and making an appropriation for the purpose of this," by taking away powers of commission to fix boundaries of park.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 718, as follows:

An Act to further amend section thirteen of the act approved the fourth day of June one thousand nine hundred and thirty-seven (P. L. 1625) entitled "An act providing for the creation maintenance and operation of a county employes' retirement system in counties of the third class and imposing certain charges on counties" by extending and further regulating such retirement systems

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section thirteen of the act approved the fourth day of June one thousand nine hundred and thirty-seven (P. L. 1625) entitled "An act providing for the creation maintenance and operation of a county employes' retirement system in counties of the third class and imposing certain charges on counties" as last amended by the act approved the twenty-seventh day of May one thousand nine hundred and forty-three (P. L. 749) is hereby further amended to read as follows

Section 13 Involuntary Retirement Allowances Voluntary Retirement Allowances After Twenty-five Years of Service Should a contributor be discontinued from service not voluntarily or an elected county officer complete his term of office and discontinue service after having completed ten years of total service or voluntarily after having completed twenty-five (25) years of total service but before reaching superannuation retirement age he shall be paid as he may elect as follows (a) The full amount of the accumulated deduction standing to his credit in the members' annuity reserve account or (b) a member's annuity of equivalent actuarial value to his accumulated deductions standing to his credit in the members' annuity reserve account and in addition a

county annuity having a value equal to the present value of a county annuity beginning at superannuation retirement age but based on the period of service up to the date of discontinuance from service and not on the period of service required to reach superannuation retirement age. The same options shall be available to beneficiaries in case of involuntary retirement as provided herein in the case of superannuation retirement.

Section 2 This act shall become effective immediately upon final enactment.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 721, entitled:

An Act authorizing and empowering the Pennsylvania Turnpike Commission to combine the turnpike and its extensions now constructed and to be constructed or parts thereof, for financing purposes under the provisions of this act; authorizing the issuance of turnpike revenue bonds of the Commonwealth, notes or other obligations, to pay the cost of such combined turnpike and its extensions; authorizing the commission to refund any bonds, notes or other obligations theretofore issued by the commission under the provisions of any act, including the payment of any redemption premium thereon notwithstanding any limitations or restrictions as to time of refunding or rate of interest contained in any act heretofore approved, whether or not any of the projects in respect of which such securities being refunded were issued are combined; authorizing the commission to fix tolls from time to time for the use of the projects so combined; providing for preliminary or interim financing through the issuance of notes or other obligations, constituting the same legal investments in certain instances and exempting the same from taxation; providing for bonds to be given by each appointed member of the commission and the Secretary and Treasurer thereof, conditioned upon the faithful performance of the duties of his office in the administration of the Pennsylvania Turnpike System; and providing for salaries for the appointed members of the commission in lieu of the salaries heretofore authorized by law.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. WATSON. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Title, page 1, lines 6, 7 and 8, by deleting after the word "combined" in line 6, the following: "authorizing the commission to construct and finance as a whole or in sections"; amend Title, page 2, line 9, by inserting after the word "combined" the following: "authorizing the commission to construct and finance as a whole or in sections"; amend Sec. 4, page 9, lines 8 and 9, by deleting the following: "Governor and the chairman of the commission and the facsimile of the issued by the commission shall bear the facsimile signatures of the" and inserting in place thereof, the following: "issued by the commission shall bear the facsimile signatures of the Governor and the chairman of the commission and the facsimile of the"

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILLS OVER IN ORDER

Mr. WATSON. Mr. President, I ask unanimous consent that Senate Bill No. 721, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 729, on third reading, entitled:

An Act to repeal Sections 2 and 3 of the act approved the eleventh day of April one thousand eight hundred sixty-six (P. L. 635) entitled "A further supplement to the act consolidating the city of Philadelphia for the purpose of introducing a sufficient supply of fresh and pure water for the use of the citizens of said city" eliminating the right of the City of Philadelphia to enter upon or take certain land in adjoining counties by eminent domain proceedings for water supply purposes and the manner of ascertaining damages for such taking

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 733, as follows:

An Act concerning mutual military aid and assistance by and between the Commonwealth of Pennsylvania and other states in an emergency and agreeing to approving and authorizing and empowering the Governor to enter into a compact with the State of New Jersey and the State of New York and any other state concurring therein or otherwise approving thereof for such purpose

Whereas On the twelfth day of December one thousand nine hundred and fifty the Governor of the State of New York for and on behalf of the State of New York and the Governor of the State of New Jersey for

and on behalf of the State of New Jersey agreed to an interstate compact for mutual military aid and assistance between such respective States in an emergency and

Whereas The aforesaid compact was ratified by the 1951 Sessions of the Legislatures of New Jersey and New York and

Whereas Article II of said compact provides "This compact shall become effective as to the signatory States when the Legislatures thereof have approved it and when the Congress has given its consent either before or after the date hereof Any State not a party to this compact at the date hereof may become a party hereto" and

Whereas It is the purpose and object of said compact to promote the national security and the security of the States signatory thereto and further protect the public health safety and welfare and

Whereas It is the purpose and object of this act to authorize the Commonwealth of Pennsylvania to enter into and become a party of said interstate compact

The General Assembly of the Commonwealth of Pennsylvania enacts as follows

Section 1 The Commonwealth of Pennsylvania does hereby join approve and become a party to a solemn compact with the State of New Jersey and the State of New York and any other State concurring therein or otherwise approving thereof in form and terms as heretofore agreed to by the Governor of the State of New Jersey and the Governor of the State of New York and approved by the respective Legislatures thereof as follows

An Interstate Compact For Mutual Military Aid In An Emergency

Article I

(1) The purposes of this compact are

a to provide for mutual military aid and assistance in an emergency by the military forces of a signatory State to the military forces of the other signatory States or of the United States including among other military missions the protection of interstate bridges tunnels ferries pipe lines communications facilities and other vital installations plants and facilities and the military support of civil defense agencies

b to provide for the fresh pursuit in case of an emergency by the military forces or any part or member thereof of a signatory State into another State of insurrectionists saboteurs enemies or enemy forces or persons seeking or appearing to seek to overthrow the government of the United States or of a signatory State

c to make provision for the powers duties rights privileges and immunities of the members of the military forces of a signatory State while so engaged outside of their own State

(2) a "Emergency" as used in this compact shall mean and include invasion or other hostile action disaster insurrection or imminent danger thereof

b "State" as used in this compact shall include any signatory State

c "Military forces" as used in this compact shall include the organized militia or any force thereof of a signatory State

Article II

This compact shall become effective as to the signatory States when the Legislatures thereof have approved it and when the Congress has given its consent either before or after the date hereof Any State not a party to this compact at the date hereof may become a party hereto

Article III

The Governor of each signatory State or his designated military representative shall constitute the Committee for Mutual Military Aid for the signatory States It shall be the duty of the Committee for Mutual Military Aid to make joint plans for the employment of the military forces of the signatory States for mutual military aid and assistance in case of emergency

Article IV

(1) It shall be the duty of each signatory State to integrate its plan for the employment of its military forces in case of emergency with the joint plans recommended by the Committee for Mutual Military Aid and with the emergency plans of the armed forces of the United States

(2) In case of emergency upon the request of the Governor of a signatory State the Governor of each signatory State to the extent consistent with the needs of his own State shall order its military forces or such part thereof as he in his discretion may find necessary to assist the military forces of the requesting State in order to carry out the purposes set forth in this compact In such case it shall be the duty of the Governor of each signatory State receiving such a request to issue the necessary orders for such use of the military forces of his State without the borders of his State and to direct the commander of such forces to place them under the operational control of the commander of the forces of the requesting State or of the United States which may be engaged in meeting the emergency

(3) The Governor of any signatory State in his discretion may recall the military forces of his State serving without its borders or any part or any member of such forces

Article V

In case of an emergency any unit or member of the military forces of a signatory State which has been ordered into active service by the Governor may upon order of the officer in immediate command thereof continue beyond the borders of his own State into another signatory State in fresh pursuit of insurrectionists saboteurs enemies or enemy forces or persons seeking or appearing to seek to overthrow the government of the United States or of any one of the signatory States until they are apprehended by such unit or member Any such person who shall be apprehended or captured in a signatory State by a unit or member of the military forces of another signatory State shall without unnecessary delay be surrendered to the military or police forces of the State in which he is taken or to the forces of the United States Such surrender shall not constitute a waiver by the State of the military forces making the capture of its right to extradite or prosecute such persons for any crime committed in that State

Article VI

(1) Whenever the military forces or any part thereof of any signatory State are engaged outside of their own State in carrying out the purposes of this compact the individual members of such military forces so engaged shall not be liable civilly or criminally for any act or acts done by them in the performance of their duty

(2) The individual members of such forces shall have the same powers duties rights privileges and immunities as the members of the military forces of the State in which they are engaged but in any event

(3) Each signatory State shall save harmless any member of its military forces wherever serving and any member of the military forces of any other signatory State serving within its borders for any act or acts done by them in the performance of their duty while engaged in carrying out the purposes of this compact

Article VII

(1) Each signatory State shall provide in the same amounts and manner as if they were on duty within their own State for the pay and allowances of the personnel of its military forces and for the medical and hospital expenses disability and death benefits pensions and funeral expenses of wounded injured or sick personnel and of dependents or representatives of deceased personnel of its military forces in case such personnel shall suffer wounds injuries disease disability or death while engaged without the State pursuant to this com-

compact and while going to and returning from such other signatory State. Each signatory State shall provide in the same amounts and manner as if they were on duty within their own State for the logistical support and for other costs and expenses of its military forces while engaged without the State pursuant to this compact and while going to and returning from such other signatory State.

(2) Any signatory State rendering outside aid in case of insurrection or disaster not the result of invasion or hostile action shall if it so elects be reimbursed by the signatory State receiving such aid for the pay and allowances of its personnel logistical support and all other costs and expenses referred to in section one of this article and incurred in connection with the request for aid. Such election shall be exercised by the Governor of the aiding State presenting a statement and request for reimbursement of such costs and expenses to the Governor of the requesting State.

Article VIII

Nothing in this compact shall be construed to limit or restrict the power of any signatory State in case of an emergency affecting that State only to provide for the internal defense of any part of the territory of said State or for the protection and control of any bridge tunnel ferry installation plant or facility or any part thereof within the borders of such State or to prohibit the enforcement of any laws rules and regulations or the execution of any plan with regard thereto.

Article IX

This compact shall continue in force and remain binding on each signatory State until the Legislature or the Governor of such State gives notice of withdrawal therefrom. Such notice of withdrawal shall not be effective until six months after said notice has been given to the Governor of each of the other signatory States.

Section 2 The Governor is hereby authorized and empowered to enter into and sign said solemn compact on behalf of the Commonwealth of Pennsylvania and thereafter duly authenticated copies of this act shall be transmitted to the Governor of the State of New Jersey to the Governor of the State of New York to the President of the Senate of the United States and to the Speaker of the United States House of Representatives.

Section 3 This act shall become effective immediately upon final enactment.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Freed,	McMenamin,	Stevenson,
Barr,	Haluska,	McPherson, Jr.	Stiefel,
Barrett,	Hare,	Meade,	Taylor,
Berger,	Holland,	Pechan,	Toole,
Blass,	Kephart,	Peelor,	Wade,
Byrne,	Kessler,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,

NAYS—2

Lane,	Neff,
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A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 872, as follows:

An Act validating and confirming acquisition and holding heretofore consummated by certain municipal corporations of other states of real property and appurtenances attached thereto in this Commonwealth necessary to the beneficial use of certain real property and appurtenances attached thereto acquired and held by such municipal corporations in such other states and defining certain of their rights and liabilities in connection therewith.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 (a) Whenever heretofore any municipal corporation of another state in the United States of America acting in its governmental and property capacity has acquired and held real property and appurtenances attached thereto in such other state for public use and benefit and has acquired and held real property and appurtenances attached thereto in this Commonwealth (whether in the corporate name of the municipal corporation or in the name of some person either natural or artificial as trustees for the municipal corporation) which was necessary to the beneficial use of the property in such other state such acquisition and holding of real property and appurtenances attached thereto in this Commonwealth is hereby validated and confirmed and made lawful.

4 Notwithstanding the provisions of Section 5 of the act approved the twenty-sixth day of April one thousand eight hundred fifty-five (P. L. 328) entitled "An act relating to Corporations and to Estates held for Corporate Religious and Charitable uses"

(b) The municipal corporation may hold use enjoy improve develop mortgage lease and convey the real property and appurtenances attached thereto or any part thereof in this Commonwealth in such manner as may be necessary for the beneficial use of the real property and appurtenances it holds in the other state so long as it complies with the constitution and relevant laws of this Commonwealth.

Section 2 Nothing contained in this act shall be construed to prevent or relieve any real property or appurtenances attached thereto held by any such municipal corporation under the provisions of this act from being taxed as other real property within this Commonwealth is taxed.

Section 3 All acts and parts of acts are hereby repealed in so far as they are inconsistent with the provisions of this act.

Section 4 The provisions of this act shall become effective immediately upon final enactment.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 993, as follows:

An Act authorizing the Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Woodville State Hospital to sell at public sale and convey a certain tract of land in the township of Collier Allegheny County Pennsylvania owned by the Commonwealth and providing for the disposition of the proceeds of the purchase moneys
The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Woodville State Hospital is hereby authorized on behalf of the Commonwealth of Pennsylvania to sell at public sale to the highest bidder and to make and execute a deed conveying the tract of land used in connection with the said Woodville State Hospital situate in Collier Township Allegheny County Pennsylvania described as follows

Beginning at a point on the northerly right of way line of the Pittsburgh Chartiers and Youghiogheny Railroad at the monument at the southeast corner of property of the Universal Concrete Pipe Company thence by said property of the Universal Concrete Pipe Company north 6° 52' west 1039.20' to a point in a township road known as Steen road thence in Steen road the following courses and distances

South 84° 20' East 274.60'

South 80° 32' East 167.46'

South 73° 49' East 193.68'

South 55° 05' East 807.35'

South 74° 35' East 114.90' to a point on the above mentioned northerly right of way line of the Pittsburgh Chartiers and Youghiogheny Railroad thence by said northerly right of way line of said railroad the following courses and distances

South 67° 42' West 185.34'

South 62° 23' West 153.73'

Curve to right radius 1866.08' Arc 462.48'

South 76° 35' West 548.32' to the monument at the place of beginning containing 19.2 acres of land

Section 2 The moneys received as the purchase price shall be paid into the General Fund of the State Treasury

Section 3 The deed of conveyance shall be approved by the Department of Justice and shall be executed by the Secretary of Property and Supplies in the name of the Commonwealth of Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.,	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelot,	Wade,

Byrne,
Chapman,
Crowe,
Dent,
Diehm,
DiSilvestro,
Fleming,
Freed,

Lane,
Leader,
Letzler,
Mahany,
Mallery,
McCreesh,
McGinnis,
McMenamin,

Probert,
Robinson,
Rosenfeld,
Ruth,
Scarlett,
Silvert,
Snowden,

Wagner,
Walker,
Watkins,
Watson,
Wolfe,
Wood,
Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 996, as follows:

An Act authorizing the Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Woodville State Hospital to sell at public sale and convey a certain tract of land in Collier Township Allegheny County Pennsylvania owned by the Commonwealth of Pennsylvania and providing for the disposition of the proceeds of the purchase monies
The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Woodville State Hospital is hereby authorized on behalf of the Commonwealth of Pennsylvania to sell at public sale to the highest bidder and to make and execute a deed conveying the following herein described tract of land now used in conjunction with the Woodville State Hospital situate in Collier Township Allegheny County Pennsylvania

All that certain parcel or tract of land situate in Collier Township Allegheny County Pennsylvania more particularly described as follows to wit

Beginning at the corner common to land now of the Commonwealth of Pennsylvania (Woodville State Hospital) and land now of the Duquesne Light Company thence by line of land of the Duquesne Light Company South 77° 25' East a distance of 186.65 feet to a point on the side line of State Highway Legislative Route No 108 thence in a southerly direction by the side line of said State Highway Legislative Route No 108 by the arc of a circle bearing to the right having a radius of 3244.17 feet for an arc distance of 270.50 feet to a point thence through land of which this is a part the following two bearings and distances North 77° 25' West for a distance of 172.35 feet to a point and North 12° 35' East 270.00 feet to the point at the place of beginning containing an area of 1.125 acres title to which became vested in the Commonwealth of Pennsylvania by virtue of the Act of Assembly approved the 29th day of September one thousand nine hundred thirty-eight

Section 2 The monies received as the purchase price shall be paid into the General Fund of the State Treasury

Section 3 The deed of conveyance shall be approved by the Department of Justice and shall be executed by the Secretary of Property and Supplies in the name of the Commonwealth of Pennsylvania

Section 4 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

SECOND READING CALENDAR

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 98, on second reading, entitled:

An Act regulating the appointment promotion suspension reduction removal and reinstatement of employes (except superintendents assistant superintendents inspectors and chief clerks) in bureaus of police in cities of the second class and defining the powers and duties of civil service commissions in such cities for such purposes

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 119, on second reading, entitled:

An Act to prohibit the calling of any tax assessed or levied by any political subdivision a "poll tax" and making taxes so designated invalid and uncollectible.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 224, on second reading, entitled:

An Act to further amend section 7 of the act approved the twenty-sixth day of June one thousand nine hundred thirty-one (P. L. 1379) entitled "An act creating in counties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors a solicitor engineers and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities" by further providing for the preparation of assessment rolls and lists

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 230, entitled:

An Act to amend sections one thousand one hundred sixty-six and one thousand one hundred sixty-nine of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for sabbatical leaves of absence for professional employes

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

SENATE RESOLUTION

Mr. DENT. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection. The Chair hears none.

DEPARTMENT OF FORESTS AND WATERS TO SURVEY AND ESTIMATE THE POSSIBILITIES OF FLOODS IN WESTMORELAND COUNTY AND SENATE TO SUPPORT SAID COUNTY IN REQUESTING THE RECONSTRUCTION FINANCE CORPORATION TO DECLARE SAID AREA AS A DISASTER AREA

Mr DENT offered the following resolution which was twice read as follows:

June 25, 1951.

Whereas, The cities of Jeannette, Greensburg and other communities in Westmoreland County have suffered the loss of life, as well as severe losses in property, personal, industrial and municipal, from recent rains causing floods of great magnitude, and

Whereas, The County Commissioners of Westmoreland County have appealed to the Federal Government for aid and assistance in their great problem and have requested that the Reconstruction Finance Corporation of Cleveland, Ohio, declare this area (Westmoreland County) a disaster area, and

Whereas, The Community, civic, industrial and labor leaders of this area, have appealed to the Commonwealth of Pennsylvania, for immediate survey of the area for the purpose of setting in movement, the necessary operations to remove further risks and dangers of recurrence of said floods, therefore

Be It Resolved, That the Department of Forests and Waters start a project of surveying and estimating the possibilities of said floods, and

Further Be It Resolved, That the Senate support the County of Westmoreland in requesting the Reconstruction Finance Corporation for a declaration setting up this area as a disaster area, and

Be It Further Resolved, That a copy of this Resolution be sent to the Reconstruction Finance Corporation, Federal Reserve Building, Cleveland, Ohio; the United States Senators, Edward Martin and James H. Duff; Congressman, A. B. Kelley and the County Commissioners' Office, Westmoreland County.

RULE 39 SUSPENDED

Mr. DENT. Mr. President, I ask unanimous consent

that Rule 39, which requires resolutions to be referred to an appropriate committee, be suspended and the Senate do now proceed to the consideration of the resolution just read.

The PRESIDENT. Is there objection?

The Chair hears none.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, I want to give credit to the Governor of the Commonwealth because he met this delegation from Jeannette and the Department of Forests and Waters at his instruction are preparing to go to Jeannette tomorrow to try to start a survey to see what can be done, and I thank the Senate for going along on the resolution.

SECOND READING CALENDAR

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 249, entitled:

An Act to amend subsection (a) of section 411 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulation of public utilities including to a limited extent municipalities engaging in public utility business by prescribing defining and limiting their duties powers and liabilities and regulating the exercise surrender or abandonment of their powers privileges and franchises defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervising of financial and contractual relations between public utilities and affiliated interests and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant costs and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporations (except mu-

nicipal corporations) subject to regulation the cost of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and superseded by or inconsistent with this act" by relieving cities of the second class A and third class and the counties in which they are located from payment of damages occasioned by and costs of construction reconstruction repair and maintenance of certain bridges and viaducts

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 511, on second reading, entitled:

An Act to further amend Section 614 and 615 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by increasing the penalty provisions and providing for fines and imprisonment

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 554, on second reading, entitled:

An Act authorizing political subdivisions other than cities of the first and second classes, and school districts of the first class and first class A, to appoint and pay the compensation of employees to make an assessment list of all inhabitants or residents thereof, over twenty-one years of age, for taxation purposes.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 597, entitled:

An Act to provide for the establishment functioning maintenance and discontinuance of joint public service units between two or more boroughs towns or townships to perform the duties of such boroughs towns or townships relating to police and fire protection roads and bridges

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 598, on second reading, entitled:

An Act to further amend Section 10 of the act approved the twenty-ninth day of May one thousand eight hundred eighty-five (P. L. 29) entitled "An act to pro-

vide for the incorporation and regulation of natural gas companies" by providing that natural gas companies shall have the right of eminent domain for underground storage of natural gas or manufactured fuel gas and regulating the exercise of such right

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 615, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing annual registration fees for certain commercial motor vehicles truck tractors trailers and semi-trailers prescribing additional equipment requirements for certain vehicles increasing the maximum gross weights and axle loads allowed for certain vehicles changing the requirements for weighing vehicles and removal of excess loads and prescribing and changing penalties

The first, second, third, fourth and fifth sections were read and agreed to.

The sixth section was read.

On the question,

Will the Senate agree to the section?

Mr. SNOWDEN offered the following amendments:

Amend Section 6 (Sec. 904), page 24, line 6, by inserting after the word "vehicles" the following: "or the weight upon an axle or pair of axles thereof"; amend Section 6 (Sec. 904), page 24, line 10, by inserting after the word "If" the following: "the weight upon an axle or pair of axles exceeds the maximum weight allowed therefor or if"; amend Section 6 (Sec. 904), page 24, lines 17 to 19, inclusive, by inserting a bracket "[I" before the word "unload" on line 17, and a bracket "]" after the word "vehicle" on line 19; amend Section 6 (Sec. 904), page 24, line 19, by striking out the words "or combination of vehicles" and inserting in lieu thereof the following: "gross weight upon an axle or pair of axles"; amend Section 6 (Sec. 904), page 25, line 1, by inserting after the word "the" the following: "respective"; amend Section 6 (Sec. 904), page 25, line 1, by inserting after

the word "weight" the following: "or maximum weight".

They were agreed to.

The section was agreed to as amended.

The seventh section and title were read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 615, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. DENT. Mr. President, I ask unanimous consent that Senate Bill No. 616, on second reading, entitled:

An Act to further amend the act approved the fourth day of April one thousand nine hundred twenty-five (P. L. 127) entitled "An act relating to Adoption" by reducing the period during which an abandonment must have existed clarifying the requirements of and eliminating certain consents necessary to an adoption empowering orphans' courts and in counties of the first class municipal courts to establish investigative staffs with respect to adoptions requiring all persons societies agencies institutions or similar organizations or corporations receiving or placing children for adoption to make certain reports to the court conferring jurisdiction upon orphans' courts and in counties of the first class municipal courts to determine the custody of certain children prohibiting the receipt of compensation for the placement of children for adoption and prescribing penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 621, on second reading, entitled:

An Act to further amend section 2 of the act approved the first day of June one thousand nine hundred thirty-three (P. L. 1172) entitled "An act establishing certain streets in boroughs and incorporated towns as State highways and providing for their construction and maintenance at the expense of the Commonwealth" by adding a new route in Luzerne County

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 628, entitled:

A Joint Resolution proposing an amendment to section ten article one of the Constitution of the Commonwealth of Pennsylvania by limiting the prohibition on proceeding by information to certain cases in cities and counties of the first class

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 653, entitled;

An Act to further amend the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessor and other employe providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" by providing for a uniform permanent record system in the boards for the assessment and revision of taxes providing for a committee to prepare such system and conferring powers and imposing duties upon the boards for the assessment and revision of taxes the chairman of the Local Government Commission and chief assessors

The first section was read and agreed to.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. MALLERY offered the following amendment:

Amend Sec. 2 (Sec. 307), page 7, line 8, by inserting after the word "Senate" the following: "and".

It was agreed to.

The section was agreed to as amended.

The third section and title were read and agreed to.

And said bill having been read at length the second time, and agreed to, as amended,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 656, entitled:

An Act to amend section 401 of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors and other

employes providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" by changing the provisions relating to the appointment of chief assessors requiring that the chief assessor devote the major portion of his time to his office providing for examinations for chief assessors and creating a committee to prepare and supervise such examinations

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 667, on second reading, entitled:

An Act to amend subsection (c) of Section 2 of the act, approved the twenty-seventh day of June, one thousand nine hundred forty-seven (P. L. 1046), entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts; creating a State Tax Equalization Board; and prescribing its powers and duties; imposing duties on certain local officers, agents, boards, commissions and departments; and making an appropriation," by increasing the compensation of the members of board.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 675, on second reading, entitled:

An Act to further amend the act approved the sixth day of May one thousand eight hundred seventy-four (P. L. 125) entitled "An act regulating State tax on certain county offices" by increasing the maximum amount of fees that certain county officers may retain before being required to pay over half the excess to the county treasurer

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 676, on second reading, entitled:

An Act to amend the act approved the twenty-eighth day of June one thousand nine hundred forty-seven (P. L. 1144) entitled "An act relating to the annual salaries of certain county officers of counties of the second class" by increasing the salaries of certain county officers

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 677, on second reading, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 973) entitled "An act relating to the annual salaries of certain county officers of counties of the third class" by increasing the salaries of certain county officers

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 678, on second reading, entitled:

An Act to further amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 947) entitled "An act relating to the annual salaries of certain county officers of counties of the fourth class" by increasing the salaries of certain county officers

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 679, on second reading, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 972) entitled "An act relating to the annual salaries of certain county officers of counties of the fifth class" by increasing the salaries of certain county officers

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 680, on second reading, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 928) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the sixth class" by increasing the salaries of certain county officers

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 680, on second reading, entitled:

An Act to further amend Sections 4 and 5 of the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions" by increasing the amount of pension in certain cases increasing the contributions required from certain employes and establishing certain minimum and maximum pensions.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 681, on second reading, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 971) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the eighth class" by increasing the salaries of certain county officers

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 682, on second reading, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 938) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the seventh class" by increasing the salaries of certain county officers

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 688, on second reading, entitled:

An Act to further amend Section 303 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2017) entitled "An act creating in each county (except of the first class) as a separate corporation and in each city of the first and second class as a part of the city government an institution district for the care and maintenance of certain indigent persons and children prescribing the powers and duties of county commissioners county treasurers city departments of public welfare the State Department of Welfare and the State Department of Public Assistance in respect thereto abolishing certain poor districts and terminating the terms of directors overseers guardians and managers of the poor and poor district auditors and providing for the temporary employment of certain of them providing for the transfer vesting sale and disposition of the property of poor districts and the payment of their obligations imposing certain existing obligations on institution districts and on the Commonwealth regulating the affairs of poor districts until abolished revising amending changing and consolidating the law relating to the care of the poor and repealing existing laws" by directing that an allowance be paid to certain county controllers for the expenses pertaining to the institution district for a temporary period

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 691, on second reading, entitled:

An Act to further amend Section 444 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by increasing the maximum appropriation which may be made for agricultural extension work

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 693, on second reading, entitled:

An Act to reenact, revise and amend the act approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto."

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 699, on second reading, entitled:

An Act to further amend Section 1917 of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by permitting lands or buildings to be set aside or acquired as recreation places, and to provide for the supervision, operation and maintenance thereof without approval by the electors.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 705, on second reading, entitled:

An Act prohibiting the use of sirens similar to those employed by fire companies in sounding fire alarms and prescribing penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 708, on second reading, entitled:

An Act requiring certain non-profit and cooperative associations and corporations to obtain the approval of the Pennsylvania Public Utility Commission before beginning to furnish telephone service on a cooperative or non-profit basis or to furnish such service in areas not therefore served providing for regulation of such service after approval and conferring powers and imposing duties upon the Pennsylvania Public Utility Commission

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL RECOMMITTED

Mr. WALKER. Mr. President, I move that House Bill No. 731, on second reading, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103) entitled "The Second Class Township Law," by providing for the appointment of boards of health and health officers, prescribing their powers and duties; providing for the enforcement of the administration of health laws by such board and officers; providing for a president and secretary of such boards; imposing duties on the Secretary of Health and providing for payment of expenses by townships.

be recommitted to the Committee on Local Government, for the purpose of further study.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 752, on second reading, entitled:

An Act to add Section 3 to the act approved the nineteenth day of May one thousand eight hundred eighty-seven (P. L. 138) entitled "An act roviding for payment of costs in criminal cases by the proper county" by making costs payable by the county to aldermen and justices of the peace due and payable

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 754, on second reading, entitled:

An Act to amend Section 1 of the act approved the eleventh day of May one thousand eight hundred seventy-four (P. L. 132) entitled "An act relating to payment of costs in cases of felony" by making costs due and payable by the county to aldermen or justices of the peace due and payable at the end of each calendar month

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 931, on second reading, entitled:

An Act to further amend Section 719 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by changing the dog training period.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 955, on second reading, entitled:

An Act to amend section 10 of the act approved the twenty-third day of May one thousand nine hundred forty-five (P. L. 903) entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities" by removing the limitations on contribution by the city

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 958, on second reading, entitled:

An Act to further amend subsections (a) of Sections 1016 and 1112 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, alderment, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cillities, boroughs, incorporated towns, townships, within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by changing the requirements for stop signs.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1052, on second reading, entitled:

An Act to further amend the title and Section 1 of the act approved the Sixteenth day of April one thousand nine hundred seven (P. L. 92) entitled as amended "An act defining the duty of coroners where death is sudden or violent or is of a suspicious nature and character and of the police and health authorities in this Commonwealth in reference to the disposition of bodies of persons whose cause of death may be the subject of inquiry by the coroner but where it appears the cause of death is not surrounded by suspicious circumstances" by prescribing duties of coroners and deputy coroners when death occurs to a person in any institution for juvenile delinquents and dependents.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1071, on second reading, entitled:

An Act to amend the title and Section 1 of the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 708) entitled "An act empowering the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School on certain conditions" by authorizing the relocation of the right of way or easement by agreement of the interested parties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1114, on second reading, entitled:

An Act to further amend Section 3 of the act, approved the nineteenth day of July, one thousand nine hundred thirty-five (P. L. 1356), entitled "An act to regulate the sale and delivery of solid fuel, as herein defined; providing for appointment of licensed weighmasters; prescribing their powers and duties; authorizing substitute licensed weighmasters; imposing certain duties on the Department of Internal Affairs; and providing penalties," by requiring different types of solid fuels in one vehicle to be separated, and requiring separate weighmaster's certificates for each type.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

HOUSE MESSAGE

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 406

The Clerk of the House of Representatives being introduced presented communication from the House of Representatives informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, June 20, 1951.

Resolved (if the House of Representatives concur) That Senate Bill No. 406, entitled:

An Act to further amend Section 305 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2017) entitled "An act creating in each county (except of the first class) as a separate corporation and in each city of the first class and second class as a part of the city government an institution district for the care and maintenance of certain indigent persons and children prescribing the powers and duties of county commissioners county treasurers city departments of public welfare the State Department of Welfare and the State Department of Public Assistance in respect thereto abolishing certain poor districts and terminating the terms of directors overseers guardians and managers of the poor and poor district auditors and providing for the temporary employment of certain of them providing for the transfer vesting sale and disposition of the property of poor districts and the payment of their obligations imposing certain existing obligations on institution districts and on the Commonwealth regulating the affairs of poor districts until abolish revising amending changing and consolidating the law relating to the care of the poor and repealing existing laws" by requiring the approval

of the court of quarter sessions for the erection and alteration of institutions and further prescribing the powers of the Department of Welfare

be recalled from the Governor for the purpose of amendment.

BILLS SIGNED

The President (Lieutenant-Governor Lloyd H. Wood) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 129, entitled:

An Act to further amend section 7 of the act approved the twenty-sixth day of June, one thousand nine hundred thirty-one (P. L. 1379), entitled "Third Class County Board Assessment Law," by further providing for omitted assessments.

House Bill No. 329, entitled:

An Act to further amend subsection (a) of Section 1103 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code," by prescribing the installation of parking meters by local authorities at certain places.

House Bill No. 530, entitled:

An Act to further amend the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code," by authorizing the operation or movement of ambulances and police vehicles with a red light displayed to the front thereof.

House Bill No. 541, entitled:

An Act to further amend Section 511 and Section 610 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1005), entitled "Tractor Code," by extending the time and increasing the fees for the issuance of special hauling and excessive size permits and increasing size for which permits may be issued.

House Bill No. 794, entitled:

An Act to further amend the act approved the fifth day of May one thousand nine hundred eleven (P. L. 198) entitled "An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" by enlarging the jurisdiction of said court in certain cases of appeals and making said jurisdiction exclusive

House Bill No. 795, entitled:

An Act to further amend Section 12 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 626) entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class creating and prescribing the powers and duties of a Board of Property Assessment Appeals and Reviewing imposing duties on certain county and city officers abolishing the board for the assessment and revision of taxes in such counties and prescribing penalties" by conferring exclusive jurisdiction on the county court of Allegheny County in cases of appeals from the Board of Property Assessment Appeals and Review

House Bill No. 796, entitled:

An Act to further amend Section 616 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code" by con-

ferring exclusive jurisdiction on the county court of Allegheny County in cases of appeals by persons whose operator's license or learner's permit has been suspended or who has been deprived of the privilege of applying for an operator's license or learner's permit.

House Bill No. 797, entitled:

An Act to amend subsection (b) of Section 8 of the act approved the twentieth day of June, one thousand nine hundred forty-seven (P. L. 745), entitled "An act to provide revenue for school districts of the first class by imposing a temporary mercantile license tax on persons engaging in certain occupations and businesses therein; providing for its levy and collection; for the issuance of mercantile licenses upon the payment of fees thereof; conferring and imposing powers and duties on boards of public education; receivers of school taxes and school treasurers in such districts; saving certain ordinances of council of certain cities, and providing compensation for certain officers, and employes and imposing penalties," as reenacted and made permanent, by conferring exclusive jurisdiction on the county court of Allegheny County in cases of appeals from decisions of the collector in administering and enforcing the provisions of the act.

House Bill No. 798, entitled:

An Act to further amend subsection (a) and (b) of Section 9 of the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1168), entitled "Pennsylvania Labor Relations Act," by conferring exclusive jurisdiction on the County Court of Allegheny County in cases of appeals from the Labor Relations Boards.

House Bill No. 1037, entitled:

An Act providing for the merger of certain existing railroad corporations into street passenger railway corporations setting for the procedure to be followed the effect of the merger upon property and franchise and defining the rights powers and privileges of the surviving company

House Bill No. 1236, entitled:

An Act to amend subsection (d) of Section 804 of the act, approved the eighteenth day of April, one thousand nine hundred forty-nine (P. L. 512), entitled "Fiduciaries Act of 1949," by making an editorial correction.

House Bill No. 1289, entitled:

An Act making a deficiency appropriation to the Judicial Department for salaries of associate judges.

House Bill No. 1387, entitled:

An Act making an appropriation to the Department of Labor and Industry to meet the obligation of the Commonwealth to pay a part of the compensation payable for certain occupational diseases.

House Bill No. 1388, entitled:

An Act making an appropriation to the State Veterans' Commission for the expenses of the commission, furnishing certain assistance to needy Pennsylvania veterans for any war or their dependents, for participation in certain defense activities, for the rehabilitation and care of veterans, including the acquisition of land by purchase, condemnation or gift, and construction of buildings for such purpose.

House Bill No. 1389, entitled:

An Act making an appropriation to the Department of Labor and Industry for the payment of additional workmen's compensation in cases of second injuries.

House Bill No. 1390, entitled:

An Act making an appropriation for the payment of expenses incurred by the State Council of Civil Defense

House Bill No. 1391, entitled:

An Act making an appropriation to the Department of Public Instruction, including proceeds of publications sold, for the purpose of revising the curricula of elementary, secondary and vocational schools.

House Bill No. 1392, entitled:

An Act making an appropriation to the State Tax Equalization Board for payment of necessary expenses.

House Bill No. 1393, entitled:

An Act making an appropriation for the maintenance, repair and improvement of the Port of Philadelphia.

House Bill No. 1394, entitled:

An Act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947."

House Bill No. 1395, entitled:

An Act making an appropriation to aid certain school districts.

Whereupon,

The President (Lieutenant-Governor Lloyd H. Wood) in the presence of the Senate signed the same.

HOUSE MESSAGE

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House, as follows:

House Bill No. 1450, entitled:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes, and other ordinary and general expenses in the interim between the thirty-first day of May, one thousand nine hundred fifty-one, and such time as the funds provided by the general Appropriation Act become available, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred fifty-one.

Which was committed to the Committee on Appropriations:

House Bill No. 1451, entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law, for the two fiscal years beginning June first, one thousand nine hundred fifty-one.

Which was committed to the Committee on Appropriations

REPORT FROM COMMITTEE

Mr. CHAPMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CHAPMAN, from the Committee on Appropriations, reported as committed, House Bill No. 1451, entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred fifty-one.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 1450, entitled:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes and other ordinary and general expenses in the interim between the thirty-first day of May one thousand nine hundred fifty-one and such time as the funds provided by the General Appropriation Act become available and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-one.

BILL INTRODUCED AND REFERRED

Mr. SCARLETT. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SCARLETT read in place and presented to the Chair Senate Bill No. 764, entitled:

An Act making an appropriation to the Department of Forests and Waters for the use of the Valley Forge Park Commission for purchase of lands and for the necessary expenses incurred incident thereto.

Which was committed to the Committee on Appropriations.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committee for the first time at today's session.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1450, entitled:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes and other ordinary and general expenses in the interim between the thirty-first day of May one thousand nine hundred fifty-one and such time as the funds provided by the General Appropriation Act become available and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-one.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1451, entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred fifty-one.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate

do now adjourn until Tuesday, June 26, 1951, at 2:00 o'clock, p. m., Eastern Standard Time.

Mr. ROBINSON. Mr. President, I second the motion. The motion was agreed to.

The Senate adjourned at 5:55 o'clock, p. m., Eastern Standard Time, until Tuesday, June 26, 1951, at 2:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, June 25, 1951.

The House met at 3:30 p. m. EST.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

Dear Father, keep us open to the new mercies that come each returning day. In our gratitude for restoration to life and power and thought, let us allow such mercies to become operative in and through our lives.

Keep our eyes open to truth, and our lips free from senseless chatter and compromise; keep us from faltering and indecisive steps; through Jesus Christ our Lord. Amen.

JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of Wednesday, June 30, 1951? If not, and without objection, the Journal is approved.

BILLS INTRODUCED AND REFERRED

By Messrs. BLOOM and ROBERTSON.

HOUSE BILL No. 1488.

An Act making an appropriation to The Brandywine Battlefield Park Commission for the payment of necessary expenses.

Referred to the Committee on Appropriations.

By Messrs. ROBERTSON and BLOOM.

HOUSE BILL No. 1489.

An Act making an appropriation to The Brandywine Battlefield Park Commission for the payment of necessary expenses.

Referred to the Committee on Appropriations.

By Messrs. LYONS and MADDEN.

HOUSE BILL No. 1490.

An Act providing for refunds by the Board of Finance and Revenue of taxes paid under the Soft Drink Tax Law for certain unused or unsold tax stamps or crowns and making an appropriation

Referred to the Committee on Appropriations.

By Mr. THOMAS H. W. JONES. HOUSE BILL No. 1491.

An Act to further amend subsection (c) of Section 1002 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedes-

trians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon the owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by permitting speeds of seventy miles per hour on highways under the supervision and control of the Pennsylvania Turnpike Commission for the purpose of testing tires for tire manufacturers

Referred to the Committee on Motor Vehicles.

By Mr. GEER. HOUSE BILL No. 1492.

An act to amend Section 312 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by further providing for membership of school boards in union districts.

Referred to the Committee on Education.

By Mr. GEER. HOUSE BILL No. 1493.

An Act to add section 741 to the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by providing for annual inspection of school buildings.

Referred to the Committee on Education.

By Messrs. COOPER and HAUDENSHIELD.
HOUSE BILL No. 1494.

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance and operation of the Western Psychiatric Institute and Clinic.

Referred to the Committee on Appropriations.

By Messrs. GUTENDORF and JUMP.
HOUSE BILL No. 1495.

An Act to further amend the act approved the twenty-second day of June, one thousand nine hundred thirty-seven (P. L. 1987), entitled as amended "An act to preserve and improve the purity of the waters of the Commonwealth for the protection of public health, animal and aquatic life, and for industrial consumption, and recreation; empowering and directing the creation of indebtedness or the issuing of non-debt revenue bonds by political subdivisions to provide works to abate pollution; providing protection of water supply; providing for the jurisdiction of courts in the enforcement thereof; requiring the approval of the Attorney General for prosecutions thereunder; providing additional remedies for abating pollution of waters; imposing certain penalties; and repealing certain acts; authorizing the acquisition by purchase or condemnation, or otherwise, of easements and

right of ways; the acquisition or construction of pipes, conduits, drains or tunnels by the Sanitary Water Board; and providing for payment of the costs thereof by the Commonwealth; authorizing the Sanitary Water Board to establish standards of purity and to determine the time for compliance with certain provisions of the act in certain cases and making it unlawful to open, reopen or continue operation of any coal mine, or to change any approved drainage or disposal plan without prior approval by the Sanitary Water Board," by increasing maximum time after notice for discontinuance of discharge or treatment of sewage.

Referred to the Committee on Public Health and Sanitation.

By Mr. NEEDHAM. HOUSE BILL No. 1496.

An Act to amend Section 1 of the act, approved the twenty-sixth day of June, one thousand eight hundred ninety-five (P. L. 347), entitled "An act equalizing and fixing the compensation and mileage of the members of the several boards appointed under the provisions of the act approved June second, one thousand eight hundred and ninety-one, to examine candidates for appointment as inspectors, foremen and fire bosses, respectively, in the anthracite coal mines, and providing for the employment and compensation and mileage of a clerk to each of said boards," by increasing the compensation and mileage allowance of members of boards of examiners of mine inspectors and foremen.

Referred to the Committee on Mines and Mining.

By Messrs. TOOMEY, HAROLD G. MILLER, and REESE.
HOUSE BILL No. 1497.

An Act to amend the act, approved the twelfth day of June, one thousand nine hundred fifty-one (Act No. 141), entitled "An act relating to mental health including mental illness mental defect epilepsy and inebriety and amending revising consolidating and changing the laws relating thereto," by changing and adding definitions; further providing for the licensing of private institutions, the functions of various State institutions, the procedure relating to the admission, commitment, transfer, escape, discharge, leave of absence, care, rights and employment of patients, and in certain cases, the costs incident thereto, and relating to the appointment of guardians of the person; removing inoperative and unnecessary provisions; making editorial changes; and adding and changing penalties.

Referred to the Committee on Welfare.

By Messrs. WELSH, TOLL, DUFFY, KOLANKIEWICZ, LEVEN and NEEDHAM.
HOUSE BILL No. 1498.

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto a new section authorizing the creation of an additional debt by the Commonwealth for the payment of compensation to certain veterans.

Referred to the Committee on Judiciary.

By Messrs. PENGLASE, TOLL and LEVEN.
HOUSE BILL No. 1499.

An Act to fix the number of Representatives in the General Assembly of the State and to apportion the State into representative districts as provided by the Constitution.

Referred to the Committee on Elections and Apportionment.

By Messrs. SMITH and ANDREWS.

HOUSE BILL No. 1500.

An Act to repeal Section 1 of the act, approved the first day of May, A.D. one thousand nine hundred thirteen (P. L. 155) entitled "An act regulating the letting of certain contracts for the erection, construction and alteration of public buildings," as to State Authorities.

Referred to the Committee on State Government.

By Mr. DALRYMPLE.

HOUSE BILL No. 1501.

An Act requiring plant and industrial railroads to have their locomotives manned by competent crews, regulating the size of such crews, and providing penalties.

Referred to the Committee on Railroads and Railways.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 219

An Act to provide for the coverage of certain officers and employes of the Commonwealth and its political subdivisions under the old-age and survivor insurance provisions of Title II of the Federal Social Security Act as amended creating the State-Federal Social Security Board and conferring powers and imposing duties upon the Board authorizing the Board to enter into agreements with the Federal Security Administrator and with political subdivisions under certain terms and conditions providing for the Commonwealth's contribution under agreements with the Federal Security Administrator and for the collection and payment of employer and employee contributions authorizing interstate cooperation in certain cases creating a Contribution Fund and making appropriations.

Referred to the Committee on Appropriations.

SENATE BILL No. 666

An Act to further amend clause (a) of Section 503 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by clarifying the provisions relating to the jurisdiction and duty of the Board of Finance and Revenue to hear and determine certain petitions for refund by clarifying the provisions relating to the time for

filing of certain petitions for refunds and eliminating obsolete provisions.

Referred to the Committee on Ways and Means.

SENATE BILL No. 692

An Act to amend Section 1 of the act, approved the twenty-second day of May, one thousand nine hundred forty-five (P. L. 837), entitled, as amended, "An act providing for and requiring in certain cases preference in appointments to and retention in public position or on public works for honorably discharged persons who served in the military or naval service during any war in which the United States engaged; and in certain cases for the widows and wives of such persons," by further defining the word "veteran" to include all persons who served in the armed forces since the twentieth day of June, one thousand nine hundred fifty, and who are honorably discharged therefrom.

Referred to the Committee on Military Affairs.

RESOLUTIONS INTRODUCED AND REFERRED

By Mr. GEER.

RESOLUTION No. 57.

In the House of Representatives, June 19, 1951.

Whereas, The water that percolates through the soil constitutes in large measure the underground water, regarded so vital to healthful living and to modern industry; therefore be it

Resolved (if the Senate concur), That the General Assembly authorize the Joint State Government Commission to investigate the underground water supply of Pennsylvania and more particularly to determine the extent of such a water supply and the causes for its depletion; and be it further

Resolved, That the Joint State Government Commission be authorized to ascertain what laws are necessary to insure proper regulatory measures with respect to the supply of underground water.

Referred to the Committee on Rules.

By Messrs. RIGBY and TOOMEY.

Concurrent RESOLUTION No. 58.

In the House of Representatives, June 20, 1951.

Whereas, The problem of increasing existing authorized truck weights on the highways and roads of this Commonwealth is a controversial issue at each session of the legislature and has been for years; and

Whereas, The General Assembly's debate of this important problem so far has produced no solution, but has unfortunately resulted only in the unfair labelling of each Member as a partisan either of the trucking industry or the railroad industry; and

Whereas, Such an undesirable impasse is the more unreasonable when it is realized that judgment on so controversial a matter actually belongs not with laymen—as the Members of the General Assembly are in this case—nor with the financially interested trucking and railroad industries but with technical experts—the road-builders and engineers who alone have the skill, experience and knowledge to determine how much weight, stress, and strain our highways and roads can bear; and

Whereas, Representatives of ten states, the District of Columbia, The Federal Bureau of Public Roads, and the Automotive Association have been conducting exhaustive tests to establish proper weight limits, load distributions and speeds in order to avoid damage to public highways and danger to traffic; and

Whereas, The General Assembly can conscientiously do its duty in passing legislation relating to truck weights only when it receives advice and counsel from the aforementioned highway experts as to the facts; now therefore be it

Resolved (if the Senate concur), That the Joint State

Government Commission is hereby directed to study the problem of the effects of weight on the highways and roads of this Commonwealth to find what truck weights can be permitted commensurate with safety and economy, and in so doing to gather and compile all the available facts on the matter; and be it further

Resolved, That for such purpose it shall consult with road experts—builders, contractors, and engineers representing Federal, State and interested political subdivisions. It shall also make or cause to be made tests and investigations to obtain actual evidence in extension of such expert opinion, and obtain results of all tests made or being made to decide proper weights of trucks; and be it further

Resolved, That the Commission shall report its findings together with accompanying proposed legislation to effectuate the same to the General Assembly by February 1, 1953.

Referred to the Committee on Rules.

By Messrs. READING, DOWLING, ZEIGLER
and SWOPE. RESOLUTION No. 59.

In the House of Representatives, June 20, 1951.

Resolution memorializing Congress with relation to the passage of Senate Bill No. 355 and House of Representatives Bill No. 244, providing for the elimination of the six lowest salary grades for postal clerks and carriers and providing for a 17 percent increase in the annual salary of post office employees receiving less than \$5000 annually.

Whereas, there is now pending before the Congress of the United States Senate Bill No. 355 and House of Representatives Bill No. 244, which bills provide for the elimination of the six lowest salary grades for postal clerks and carriers and provide for a 17 percent increase in the annual salary of post office employees receiving less than \$5,000 annually; and

Whereas the wages of postal employees have continually lagged behind the cost of living for a period of at least 10 years; and

Whereas according to a recent report submitted by the Bureau of the Budget and the Civil Service Commission to the Subcommittee on Postal Service of the Senate Committee on Post Office and Civil Service, the cost of living advanced 78.1 percent from 1939 to November 1950; and

Whereas according to that same report, the average wage of a post office clerk advanced from \$2,165 per annum to approximately \$3,500 per annum for the same period, reflecting an increase of only some 61.8 percent, or a net loss of 16.3 percent; and

Whereas the cost of living, according to the index, has risen something like 3 or 4 points during the interval between the date of the report and the present time; and

Whereas the newer employees in the postal service, a majority of whom are veterans of World War II, have to work for years at sub-standard wages to reach a salary level commensurate with the effort and educational standard required for postal duty; Now, therefore, be it

Resolved, That the General Assembly of the Commonwealth of Pennsylvania respectfully requests the Congress of the United States of America to enact Senate Bill No. 355 and House of Representatives Bill No. 244 into law; and be it further

Resolved, That the Secretary of the Commonwealth be and he is hereby directed to transmit duly certified copies of this resolution to the President of the United States, the Secretary of the United States Senate, to the Speaker of the United States House of Representatives and to the Senators and Representatives from Pennsylvania in the Congress of the United States.

Referred to the Committee on Rules.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 129.

An Act to further amend Section 7 of the act approved the twenty-sixth day of June one thousand nine hundred thirty-one (P. L. 1379) entitled "An act creating in counties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors a solicitor engineers and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities" by further providing for omitted assessments

HOUSE BILL No. 329.

An Act to further amend subsection (a) of Section 1103 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by prohibiting the installation of parking meters by local authorities at certain places

HOUSE BILL No. 530.

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated

towns townships within the Commonwealth liability for damages caused by the negligent operation of their vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by authorizing the operation or movement of ambulances and police vehicles with a red light displayed to the front thereof

HOUSE BILL No. 541.

An Act to further amend Section 511 and Section 610 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1005) entitled "An act relating to and regulating tractors and trailers and their operation providing for their registration and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors and trailers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors and trailers imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by extending the time and increasing the fees for the issuance of special hauling and excessive size permits and increasing size for which permits may be issued

HOUSE BILL No. 794.

An Act to further amend the act approved the fifth day of May one thousand nine hundred eleven (P. L. 198) entitled "An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" by enlarging the jurisdiction of said court in certain cases of appeals and making said jurisdiction exclusive

HOUSE BILL No. 795.

An Act to further amend Section 12 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 626) entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class creating and prescribing the powers and duties of a Board of Property Assessment Appeals and Review imposing duties on certain county and city officers abolishing the board for the assessment and revision of taxes in such counties and prescribing penalties" by conferring exclusive jurisdictions on the county court of Allegheny County in cases of appeals from the Board of Property Assessment Appeals and Review

HOUSE BILL No. 796.

An Act to further amend Section 616 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices

of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns township within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by conferring exclusive jurisdiction on the county court of Allegheny County in cases of appeals by persons whose operator's license or learner's permit has been suspended or who has been deprived of the privilege of applying for an operator's license or learner's permit

HOUSE BILL No. 797.

An Act to amend subsection (b) of Section 8 of the act approved the twentieth day of June one thousand nine hundred forty-seven (P. L. 745) entitled "An act to provide revenue for school districts of the first class by imposing a temporary merchantile license tax on persons engaging in certain occupations and businesses therein providing for its levy and collection for the issuance of mercantile licenses upon the payment of fees therefor conferring and imposing powers and duties on boards of public education receivers of school taxes and school treasurers in such districts saving certain ordinances of council of certain cities and providing compensation for certain officers and employes and imposing penalties" by conferring exclusive jurisdiction on the county court of Allegheny County in cases of appeals from decisions of the collector in administering and enforcing the provisions of the act

HOUSE BILL No. 798.

An Act to further amend subsections (a) and (b) of Section 9 of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employes to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employes be the exclusive representatives of all the employes authorizing the board to conduct hearings and elections and certify as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" by conferring exclusive jurisdiction on the County Court of Allegheny County in cases of appeals from the Labor Relations Board

HOUSE BILL No. 1037.

An Act providing for the merger of certain existing railroad corporations into street passenger railway corporations setting forth the procedure to be followed the effect of the merger upon property and franchises and defining the rights powers and privileges of the surviving company

HOUSE BILL No. 1236.

An Act to amend subsection (d) of Section 804 of the act, approved the eighteenth day of April, one thousand nine hundred forty-nine (P. L. 512), entitled "An act relating to the administration and distribution of decedents' estates, trust estates, minors' estates and absentees' estates, both as to real and personal property, and the procedure relating thereto; including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases; the appointment, bond, removal and discharge of fiduciaries of such estates, their powers, duties and liabilities; the rights of persons dealing with such fiduciaries, and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees, and containing provisions concerning guardians of the person of minors, the powers, duties and liabilities of sureties and of foreign fiduciaries, the abatement, survival and control of actions and rights of action, and the presumption of death; and also generally dealing with the jurisdiction, powers and procedure of the orphans' court and of the register of wills in all matters relating to fiduciaries," by making an editorial correction.

HOUSE BILL No. 1289.

An Act making a deficiency appropriation to the Judicial Department for salaries of associate judges

HOUSE BILL No. 1387.

An Act making an appropriation to the Department of Labor and Industry to meet the obligation of the Commonwealth to pay a part of the compensation payable for certain occupational diseases

HOUSE BILL No. 1388.

An Act making an appropriation to the State Veterans' Commission for the expenses of the commission furnishing certain assistance to needy Pennsylvania veterans of any war or their dependents for participation in certain defense activities for the rehabilitation and care of veterans including the acquisition of land by purchase condemnation or gift and construction of buildings for such purpose

HOUSE BILL No. 1389.

An Act making an appropriation to the Department of Labor and Industry for the payment of additional workmen's compensation in cases of second injuries

HOUSE BILL No. 1390.

An Act making an appropriation for the payment of expenses incurred by the State Council of Civil Defense

HOUSE BILL No. 1391.

An Act making an appropriation to the Department of Public Instruction including proceeds of publications sold for the purpose of revising the curricula of elementary secondary and vocational schools

HOUSE BILL No. 1392.

An Act making an appropriation to the State Tax Equalization Board for payment of necessary expenses

HOUSE BILL No. 1393.

An Act making an appropriation for the maintenance repair and improvement of the Port of Philadelphia

HOUSE BILL No. 1394.

An Act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947"

HOUSE BILL No. 1395.

An Act making an appropriation to aid certain school districts

With information that the Senate has passed the same without amendment.

SENATE MESSAGE

AMENDED SENATE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate bills numbered and entitled as follows:

SENATE BILL No. 289.

A Joint Resolution proposing an amendment to article two, section four of the Constitution of the Commonwealth of Pennsylvania by providing for annual sessions of the General Assembly.

SENATE BILL No. 296.

An Act to further amend the act approved the nineteenth day of June one thousand nine hundred thirty-one (P. L. 589) entitled as amended "An act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering regulating barber shops and barber schools and apprentices and students therein regulating compensation for services rendered conferring certain powers and duties on the Department of Public Instruction and providing penalties" by changing the provisions as to fees charged apprentices and students and as to the powers of municipalities and transferring the administration of several provisions of this act to the State Board of Barber Examiners

SENATE BILL No. 325.

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Harrisburg State Hospital to sell and convey certain tracts of land used in connection with the Harrisburg State Hospital.

SENATE BILL No. 631.

An Act making appropriations from the Motor License Fund to the Board of Finance and Revenue to meet interest sinking fund and service requirements on the State debt.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 67.

An Act proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section abolishing county offices in Philadelphia and providing for the performance of county functions by the city of Philadelphia.

SENATE BILL No. 113.

An Act to amend subsection (i) of section 4 of the Act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 604) entitled "An act to promote the welfare of the people of the Commonwealth creating a State Highways and Bridge Authority as a body corporate and politic with power to construct reconstruct improve maintain equip furnish and operate

highway and bridge projects and roadside rests and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Highways to grant assign convey or lease to the Authority lands easements or rights of ways of the Commonwealth and interests therein and to acquire lands therefor authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized granting the right of eminent domain empowering said Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth or any of its political subdivisions shall be incurred in the exercise of any of the powers granted by this act and making an appropriation" by increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor

SENATE BILL No. 289.

A Joint Resolution proposing an amendment to article two section four of the Constitution of the Commonwealth of Pennsylvania for annual sessions of the General Assembly

SENATE BILL No. 296.

An Act to further amend the act approved the nineteenth day of June one thousand nine hundred thirty-one (P. L. 589) entitled as amended "An act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering regulating barber shops and barber schools and apprentices and students therein regulating compensation for service rendered conferring certain powers and duties on the Department of Public Instruction and providing penalties" by changing the provisions as to fees charged apprentices and students and as to the powers of municipalities and transferring the administration of several provisions of this act to the State Board of Barber Examiners.

SENATE BILL No. 297.

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by creating the State Board of Barber Examiners as a departmental administrative board in the Department of Public Instruction.

SENATE BILL No. 325.

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Harrisburg State Hospital to sell and convey certain tracts of land used in connection with the Harrisburg State Hospital.

SENATE BILL No. 380.

An Act to amend the act, approved the seventh day of July, one thousand nine hundred forty-seven (P. L. 1368), entitled "An act amending, revising and consolidating the laws relating to delinquent county, city, except of the first and second class and second class A, borough, town, township, school district, except of the first class and school districts within cities of the second class A, and institution district taxes; providing when, how and upon what property, and to what extent liens shall be allowed for such taxes; the return and entering of claims therefor; the collection and adjudication of such claims, sales of real property, including seated and unseated lands, subject to the lien of such tax claims; the disposition of the proceeds thereof, including State taxes and municipal claims recovered and the redemption of property; providing for the discharge and divestiture by certain tax sales of estates in property and of mortgages and liens on such property, and the proceedings therefor; creating a Tax Claim Bureau in each county, except a county of the first class, to act as agent for taxing districts; defining its powers and duties, including sales of property, the management of property taken in sequestration, and the management, sale and disposition of property heretofore sold to the county commissioners, taxing districts and trustees at tax sales; providing a method for the service of process and notices; imposing duties on taxing districts and their officers and on tax collectors, and certain expenses on counties and for their reimbursement by taxing districts; and repealing existing laws," by giving municipal claims equal priority with taxes in the distribution of certain moneys recovered under the provisions of said act.

SENATE BILL No. 407.

An Act to further amend the title and section one of the act approved the third day of May one thousand nine hundred and nine (P. L. 424) entitled as amended "An act providing that in all counties of the first second third fourth fifth and sixth class advertisements and notices required by law or rules of court to be published in newspapers of general circulation unless dispensed with by special order of court shall be published in the legal newspaper issued at least weekly of the proper county designated by rules of court for the publication of court or other legal notices" by extending the provisions of the said act to all counties and further defining publications excepted from its operation

SENATE BILL No. 490.

An Act to further amend section two of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 216) entitled "An act relating to dentistry defining and providing for the licensing and registration of dentists and dental hygienists and for the revocation and suspension of such licenses and registrations subject to appeal and for their reinstatement defining the powers and duties of the State Dental Council and Examining Board and the Department of Public Instruction providing penalties and repealing existing laws" by further defining the term "Practice of Dentistry"

SENATE BILL No. 519.

An Act to amend Section 1 of the act, approved the twenty-sixth day of April, one thousand nine hundred forty-five (P. L. 318), entitled "An act to regulate the sale and possession of penicillium (penicillin), and its derivatives, preparations and compounds in the interest of public health," by providing certain exceptions to said act.

SENATE BILL No. 610.

An Act authorizing and directing the Department of Property and Supplies to convey to the City of Pittsburgh all right title and interest of the Commonwealth to a certain street situate within the City of Pittsburgh without any liability for damages occasioned by the closing or vacating of such street by the City of Pittsburgh.

SENATE BILL No. 613.

An Act authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a compact or agreement with the State of New Jersey authorizing the Pennsylvania Turnpike Commission and the New Jersey Turnpike Authority to select a location for a bridge across the Delaware River and acting alone or in conjunction with each other to construct finance operate and maintain such bridge including the power to fix and collect tolls and authorizing the Governor to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent thereto.

SENATE BILL No. 631.

An Act making appropriations from the Motor License Fund to the Board of Finance and Revenue to meet interest sinking fund and service requirements on the State debt

SENATE BILL No. 632.

An Act making an appropriation of moneys in the Toll Bridge Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth.

SENATE BILL No. 672.

An Act to amend the title and the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 708) entitled "An act empowering the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School on certain conditions" by releasing right of way over west end of Cypress Island for similar right of way on east end of Cypress Island on certain conditions.

HOUSE BILL No. 129.

An Act to further amend Section 7 of the act approved the twenty-sixth day of June one thousand nine hundred thirty-one (P. L. 1379) entitled "An act creating in counties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors a solicitor engineers and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities" by further providing for omitted assessments

HOUSE BILL No. 329.

An Act to further amend subsection (a) of Section 1103 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen

justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by prohibiting the installation of parking meters by local authorities at certain places

HOUSE BILL No. 530.

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by authorizing the operation or movement of ambulances and police vehicles with a red light displayed to the front thereof

HOUSE BILL No. 541.

An Act to further amend Section 511 and Section 610 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1005) entitled "An act relating to and regulating tractors and trailers and their operation providing for their registration and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors and trailers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors and trailers imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by extending the time and increasing the fees for the issuance of special hauling and excessive size permits and increasing size for which permits may be issued

HOUSE BILL No. 794.

An Act to further amend the act approved the fifth day of May one thousand nine hundred eleven (P. L. 198) entitled "An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" by enlarging the jurisdiction of said court in certain cases of appeals and making said jurisdiction exclusive

HOUSE BILL No. 795.

An Act to further amend Section 12 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 626) entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class creating and prescribing the powers and duties of a Board of Property Assessment Appeals and Review imposing duties on certain county and city officers abolishing the board for the assessment and revision of taxes in such counties and prescribing penalties" by conferring exclusive jurisdictions on the county court of Allegheny County in case of appeals from the Board of Property Assessment Appeals and Review

HOUSE BILL No. 796.

An Act to further amend Section 616 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by conferring exclusive jurisdiction on the county court of Allegheny County in cases of appeals by persons whose operator's license or learner's permit has been suspended or who has been deprived of the privilege of applying for an operator's license or learner's permit

HOUSE BILL No. 797.

An Act to amend subsection (b) of Section 8 of the act approved the twentieth day of June one thousand nine hundred forty-seven (P. L. 745) entitled "An act to provide revenue for school districts of the first class by imposing a temporary merchantile license tax on persons engaging in certain occupations and business therein providing for its levy and collection for the issuance of mercantile licenses upon the payment of fees therefor conferring and imposing powers and duties on boards of public education receivers of school taxes and school treasurers in such districts saving certain ordinances of council of certain cities and providing compensation for certain officers and employes and imposing penalties" by conferring exclusive jurisdiction on the county court of Allegheny County in cases of appeals from decisions of the collector in administering and enforcing the provisions of the act

HOUSE BILL No. 798.

An Act to further amend subsections (a) and (b) of Section 9 of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employes to organize and bargain collectively declaring

certain labor practices by employers to be unfair further providing that representatives of a majority of the employes be the exclusive representatives of all the employes authorizing the board to conduct hearings and elections and certify as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" by conferring exclusive jurisdiction on the County Court of Allegheny County in cases of appeals from the Labor Relations Board

HOUSE BILL No. 1037.

An Act providing for the merger of certain existing railroad corporations into street passenger railway corporations setting forth the procedure to be followed the effect of the merger upon property and franchises and defining the rights powers and privileges of the surviving company

HOUSE BILL No. 1236.

An Act to amend subsection (d) of Section 804 of the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 512) entitled "An act relating to the administration and distribution of decedent's estates trust estates minors' estates and absentees' estates both as to real and personal property and the procedure relating thereto including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases the appointment bond removal and discharge of fiduciaries of such estates their powers duties and liabilities the rights of persons dealing with such fiduciaries and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees and containing provisions concerning guardians of the person of minors the powers duties and liabilities of sureties and of foreign fiduciaries the abatement survival and control of actions and rights of action and the presumption of death and also generally dealing with the jurisdiction powers and procedure of the orphans' court and of the register of wills in all matters relating to fiduciaries" by making an editorial correction

HOUSE BILL No. 1289.

An Act making a deficiency appropriation to the Judicial Department for salaries of associate judges.

HOUSE BILL No. 1387.

An Act making an appropriation to the Department of Labor and Industry to meet the obligation of the Commonwealth to pay a part of the compensation payable for certain occupational diseases.

HOUSE BILL No. 1388.

An Act making an appropriation to the State Veterans' Commission for the expenses of the commission furnishing certain assistance to needy Pennsylvania veterans of any war or their dependents for participation in certain defense activities for the rehabilitation and care of veterans including the acquisition of land by purchase condemnation or gift and construction of buildings for such purpose.

HOUSE BILL No. 1389.

An Act making an appropriation to the Department of Labor and Industry for the payment of additional workmen's compensation in cases of second injuries.

HOUSE BILL No. 1390.

An Act making an appropriation for the payment of expenses incurred by the State Council of Civil Defense.

HOUSE BILL No. 1391.

An Act making an appropriation to the Department of Public Instruction including proceeds of publications sold for the purpose of revising the curricula of elementary secondary and vocational schools.

HOUSE BILL No. 1392.

An Act making an appropriation to the State Tax Equalization Board for payment of necessary expenses.

HOUSE BILL No. 1393.

An Act making an appropriation for the maintenance repair and improvement of the Port of Philadelphia.

HOUSE BILL No. 1394.

An Act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947."

HOUSE BILL No. 1395.

An Act making an appropriation to aid certain school districts.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. McMILLEN asked and obtained permission for the Committee on Military Affairs to meet during the session of the House.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills, numbered and entitled as follows:

SENATE BILL No. 265.

An Act to amend clause (a) of section one thousand one hundred seventy-six of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto" by further providing for military leaves for employes of school districts.

Referred to the Committee on Education.

SENATE BILL No. 343.

An Act to further amend section eleven of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof of establishing certain funds from contributions by the Commonwealth and contributing employes defining the

uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending service allowance of certain employes.

Referred to the Committee on Education.

SENATE BILL No. 586.

An Act relating to the administration without the appointment of a guardian of estates valued at one thousand dollars or less of weak minded persons drug addicts and inebriates and providing a procedure therefor.

Referred to the Committee on Judiciary.

SENATE BILL No. 686.

An Act providing that evidence obtained through illegal search and seizure shall not be admissible in the trial of any person in any criminal prosecution.

Referred to the Committee on Judiciary.

SENATE BILL No. 605.

An Act to amend subsection (e) of Section 410 of the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State Liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by further regulating the importation purchase and sale of alcohol.

Referred to the Committee on Liquor Control.

SENATE BILL No. 618.

An Act to amend Sections 515 and 525 of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1242) entitled "An act relating to roads streets highways and bridges amending revising consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto" by changing the provisions governing openings in the surface of highways in boroughs incorporated towns and cities.

Referred to the Committee on Highways.

SENATE BILL No. 643.

An Act to further amend Section of the act approved the thirteenth day of May one thousand nine hundred twenty-seven (P. L. 984) entitled "An act relating to transactions between a person acting on his own behalf and the same person acting jointly with orders and to make uniform the law relating thereto" by authorizing the conveyance of his or her interest by one tenant by the entireties alone to the other and validating such conveyance heretofore made.

Referred to the Committee on Judiciary.

SENATE BILL No. 651.

An Act to amend clause 10 of Section 925 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by increasing compensation allowable to attorneys employed by school directors in certain counties

Referred to the Committee on Education.

SENATE BILL No. 655.

An Act to amend the title and act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employees providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" by further regulating the assessment and valuation of real property for local taxation purposes further defining the duties of assessors and chief assessors changing the time for the preparation and inspection of the assessment roll and duplicate assessment roll notice of appeal and hearings on appeals prescribing duties of and fees to be collected by municipal officers who issue building permits imposing duties on taxables making improvements on land and grantees of land and prescribing penalties and changing procedure on appeals to court.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 668.

An Act to designate the several judicial districts of the Commonwealth as required by the Constitution and to provide for the election and commissioning of judges learned in the law for the said districts

Referred to the Committee on Elections and Apportionment.

SENATE BILL No. 700.

An Act relating to records of public officers and businesses authorizing the reproduction photographing photostating and microphotographing of such records providing for the admissibility of such reproductions in evidence and the disposition of original records.

Referred to the Committee on Judiciary.

SENATE BILL No. 708.

An Act to further amend Section 1207 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees

prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the disposition of fines and forfeitures.

Referred to the Committee on Motor Vehicles.

SENATE BILL No. 719.

An Act to further amend Section 1 of the act approved the twenty-fourth day of June one thousand nine hundred nineteen (P. L. 579) entitled "An act to fix the salary and mileage of the members of the General Assembly and to provide for the furnishing of such postage stationery and supplies as may be necessary for the conduct of their offices and repealing all acts or parts of acts inconsistent therewith" by increasing the expense and Clerical allowance of members of the General Assembly and making an appropriation.

Referred to the Committee on Appropriations.

SENATE BILL No. 725.

An Act to further amend Section 3 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitled as amended "An act relating to the support of indigent persons providing for the support of such persons by certain relatives and for the recovery of public moneys expended for care and assistance from the property and estates of such persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" by providing that the petition for support in certain cases shall be prepared by the executive director of the assistance board of the county where the relative liable and financially able to support resides imposing duty on district attorneys to file such petitions and further modifying such procedure.

Referred to the Committee on Welfare.

SENATE BILL No. 734.

An Act to amend sections one and two of the act approved the twentieth day of May one thousand nine hundred forty-nine (P. L. 1511) entitled "An act defining cold storage requiring licenses to operate cold storage warehouses and locker plants requiring records reports marking wrapping protecting limiting time of storage disposition sale return or transfer of foods in cold storage conferring powers on the Department of Agriculture including adoption of rules and regulations special permits for storage of feeding stuffs for animal use and providing penalties for violation of this act" by redefining the term "Cold Storage Warehouse" and reducing the license fee.

Referred to the Committee on Agriculture and Dairy Industries.

SENATE BILL No. 736.

An Act providing for the registration of professional bondsmen in cities of the first class providing for criminal offenses and penalties.

Referred to the Committee on Judiciary.

SENATE BILL No. 738.

An Act to further amend subsection (g) of Section 1110 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violations of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by eliminating requirement that the form and arrangement of ballots labels on voting machines be approved by the Secretary of the Commonwealth.

Referred to the Committee on Elections and Apportionment.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. BOORSE asked and obtained permission for the Committee on Municipal Corporations to meet during the session of the House.

SENATE MESSAGES

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

Senate Serial No. 128.

In the Senate, June 20, 1951

If one could climb a mythical barrier separating past from future time, his backward glance over the many years to 1751 would reveal the incredible development of a struggling, embryonic America into the teeming, stupendous United States of today, the most powerful nation in the history of the world with a limitless potential for greatness and service to all peoples.

The history of Cumberland County and its county seat, Carlisle, parallels that of our country. From the frontier outposts of Carlisle Barracks, where soldiers mounted guard in 1750, the pages of romantic and adventuresome history can be rapidly turned until the present Cumberland Valley, dotted with flourishing communities, lies beautiful, well-groomed, and appealing before the surveyor's eye.

During the vacillating fortunes of the Revolution, Carlisle steadily turned out armament and ordnance for the ragged, but spirited, Continentals. The fabulous Molly Pitcher, who won immortal fame at Monmouth, found sanctuary after her Revolutionary exploits in the sequestered peace of Carlisle until her death in 1832.

During the Civil War, the eadversaries of conflict flowed into Cumberland County. In 1863, prior to the Battle of Gettysburg, the Confederate forces occupied and shelled Carlisle. Yet the staunch citizens of Carlisle maintained their courage and stoutly reaffirmed their faith in the Union, despite the havoc and the destruction wrought by the grope and canister from the enemy guns.

Aside from the many wars, which aggressive circumstances have compelled our Nation to wage and to which Cumberland County has always contributed generously of men and material, are the more enduring monuments to peace, industry, agriculture, literature, science and the spiritual verities—which are discernible everywhere in this Valley, kissed by nature, caressed by man, and blessed by God: therefore be it

Resolved (if the House of Representatives concur) That the General Assembly express its enthusiastic congratulations to Cumberland County on the occasion of its bicentennial celebration; and be it further

Resolved, That the General Assembly is honored and proud to acknowledge the inestimable contribution that Cumberland County has made to the civic, social, material and cultural wealth of the Nation; and be it further

Resolved, That the General Assembly extends its warmest wishes for a successful conduct of the bicentennial activities, in which the prestige and the preeminence of Cumberland County will be acclaimed to the world. May this benign influence expand indefinitely and irradiate into every section of our Commonwealth.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

Referred to the Committee on Rules.

SENATE BILL No. 406 RECALLED FROM GOVERNOR

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, June 20, 1951

Resolved (if the House of Representatives concur), that Senate Bill No. 406, Printer's No. 137, entitled "An act to further amend Section 305 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2017) entitled 'An act creating in each county (except of the first class) as a separate corporation and in each city of the first and second class as a part of the city government an institution district for the care and maintenance of certain indigent persons and children prescribing the powers and duties of county commissioners county treasurers city departments of public welfare the State Department of Welfare and the State Department of Public Assistance in respect thereto abolishing certain poor districts and terminating the terms of directors overseers guardians and managers of the poor and poor district auditors and providing for the temporary employment of certain of them providing for the transfer vesting sale and disposition of the property of poor districts and the payment of their obligations imposing certain existing obligations on institution districts and on the Commonwealth regulating the affairs of poor districts until abolished revising amending changing and consolidating the law relating to the care of the poor and repealing existing laws' by requiring the approval of the court of quarter sessions for the erection and alteration of institutions and further prescribing the powers of the Department of Welfare," be recalled from the Governor for further amendments.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate? It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. McKINNEY asked and obtained permission for the Committee on Judiciary to meet during the session of the House.

JUDGE OF COURT OF COMMON PLEAS

The SPEAKER. The Chair takes pleasure in welcoming to the House Honorable Max F. Balcom, Associate Judge of the Court of Common Pleas of Cameron County, here today as the guest of the gentleman from Cameron, Mr. Tompkins.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 548, entitled:

An Act to amend Subsection (c) of Section 823 and to add Section 823.1 and 823.2 to the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing penalties for theft removal or transfer of certificates of inspection.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 640, entitled:

An Act to amend the act approved the sixth day of June 1893 (P. L. 326) entitled "A supplement to an act entitled 'An act in relation to the imprisonment government and release of convicts in the Pennsylvania Industrial Reformatory at Huntingdon' approved the twenty-eighth day of April Anno Domini one thousand eight hundred and eighty-seven" by correcting the name of said institution and of the governing board thereof

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 729, entitled:

An Act to further amend Section 10 of the act, approved the fourth day of June, one thousand nine hundred thirty-seven (P. L. 1625), entitled "An act providing for the creation, maintenance and operation of a county employees' retirement system in counties of the third class; and imposing certain charges on counties," by extending service allowance to include periods of employment with the State.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 774, entitled:

An Act to amend Section 201 of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough township school except in cities and county in-

stitution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employees providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" by further defining real estate to be valued and assessed for taxation

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 775, entitled:

An Act to further amend Section 201 of the act approved the twenty-second day of May one thousand nine hundred thirty-three (P. L. 853) entitled "An act relating to taxation designating the subjects property and persons subject to and exempt from taxation for all local purposes providing for and regulating the assessment and valuation of persons property and subjects of taxation for county purposes and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations amending revising and consolidating the law relating thereto and repealing existing laws" by further defining real estate to be valued and assessed for taxation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 959, entitled:

An Act to amend the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for earch and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by further regulating and limiting the issuance of distributors' and importing distributors' licenses and further regulating sales by licensees

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1098, entitled:

An Act to further amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" by authorizing the shade tree

commission to require the cutting and removal of trees afflicted with the Dutch elm or other disease which threatens to injure or destroy shade trees and to levy and collect the cost thereof from the owner of the property by action in assumpsit or by the filing of a municipal claim therefor

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1108, entitled:

An Act to repeal the act approved the sixth day of June one thousand nine hundred thirteen (P. L. 452) entitled "An act to amend an act 'Providing for the appointment of a board of visitation for institutions societies and associations caring for dependent neglected or delinquent children' approved the twenty-sixth day of February Anno Domini one thousand nine hundred and three and making it the duty of the board of visitation to visit all institutions within the county which receive their inmates from more than one county and are in whole or in part supported and managed by the Commonwealth and all institutions which are wholly supported and managed by any county city borough or township of the poor district of the Commonwealth and providing for the making of nominations of appointment on the boards of visitation"

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1191, entitled:

An Act to amend the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 565), entitled "A supplement to the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled, as amended "An act defining the liability, of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," as reenacted and amended, to exempt domestic servants and agricultural workers from the provisions thereof, except in certain cases," by providing that the purchase of Workmen's Compensation insurance shall be the exclusive means of electing to accept the provisions of the Workmen's Compensation Act of 1915, in certain cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1247, entitled:

An Act to further amend section two of the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 720) entitled "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the second class second class A and third class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of certain defined widths of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a por-

tion of the cost of construction or maintenance providing for the assessment of certain portions of the cost of street improvements or abutting property owners regulating the replacement of certain facilities of public utility companies prohibiting the opening of said streets after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purposes of this act" by changing or deleting certain routes and adding certain new routes

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1248, entitled:

An Act to further amend the act approved the fifth day of May, one thousand nine hundred twenty-seven, entitled "An act establishing certain public roads as State Highways, and providing for their construction and maintenance at the expense of the Commonwealth," by changing certain routes.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1249, entitled:

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred forty-five (P. L. 809) entitled "An act removing certain roads or sections of road from the State highway system and providing for their future maintenance and construction" by removing additional roads from State highway system.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1250, entitled:

An Act to further amend section two of the act approved the first day of June one thousand nine hundred thirty-three (P. L. 1172) entitled "An act establishing certain streets in boroughs and incorporated towns as State highways and providing for their construction and maintenance at the expense of the Commonwealth" by changing or deleting certain routes and adding certain new routes.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1251, entitled:

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by changing or deleting certain routes and adding certain new routes.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1252, entitled:

An Act to establish certain roads or sections of road as State Highways.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1253, entitled:

An Act to amend the act approved the eighth day of April, one thousand nine hundred twenty-five (P. L. 191) entitled "An act establishing certain public roads as State highways; and providing for their construction and maintenance at the expense of the Commonwealth" by changing certain routes.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1310, entitled:

An Act to improve local health administration throughout the Commonwealth by providing for the creation, establishment and administration of single-county or joint-county departments of health in all counties except counties of the first class; abolishing local boards or departments of health and the offices of health officer in political subdivisions which become subject to the jurisdiction of single-county or joint-county departments of health; excepting cities of the first and second class from jurisdiction of single-county or joint-county departments of health; providing for State grants to counties which establish departments of health and to cities of the first and second class if they meet certain requirements; conferring powers and duties upon the State Department of Health in connection with the creation, establishment and administration of single-county or joint-county departments of health, the administration of the health laws in certain boroughs not subject to the jurisdiction of single-county or joint-county departments of health, the administration of State grants; and repealing acts which provide for cooperation between political subdivisions in health matters and which confer health powers upon counties of the first class.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1312, entitled:

An Act to provide for the better protection of life and health of the citizens of this Commonwealth by requiring and regulating the examination licensure and registration of persons and registration of corporations engaging in the care preparation and disposition of the bodies of deceased persons and providing penalties and repealing other laws

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1380, entitled:

An Act to amend the title and to further amend section four of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2045), entitled "An act relating to the support of indigent persons publicly cared for or assisted; providing for the support of such persons by certain relatives, and for the recovery of public moneys expended for care and assistance from the property and estates of such persons; providing for the arrest and seizure and sale of property of deserters; and providing procedure," by further defining the liability of property for expenses incurred for support, maintenance, assistance and burial.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1384, entitled:

An Act to repeal the act approved the thirteenth day of April one thousand eight hundred sixty-eight (P. L. 1017) entitled "An act to provide for the collection of state county poor and military taxes in the county of Bedford" so far as it relates to Bedford County

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1427, entitled:

An Act to add Article XX-A to the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by authorizing the creation of planning commissions in such townships and prescribing their powers and duties

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1431, entitled:

An Act providing for the licensure and regulation of commercial boarding homes for the aged conferring certain powers and duties upon the Department of Welfare imposing license fees and providing penalties

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1440, entitled:

An Act to further amend Sections 315 and 413 of the act approved the second day of June one thousand nine hundred fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties" by limiting the effect on workmen's compensation claims of insurance payments for non-occupational illness or injury

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1449, entitled:

An Act to amend the act approved the twelfth day of June one thousand nine hundred fifty-one (Act Number 141) entitled "An act relating to mental health including mental illness mental defect epilepsy and inebriety and amending revising consolidating and changing the laws relating thereto" by further defining "qualified physician" and "medical examiner"

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1463, entitled:

An Act to repeal the act approved the twenty-sixth day of February one thousand nine hundred three (P. L. 8) entitled "An act providing for the appointment of boards of visitation for institutions societies and associations caring for dependents neglected and delinquent children"

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 7, entitled:

An Act authorizing cities to establish and maintain common trust funds for the investment and reinvestment of the moneys of charitable uses or trusts, the charge or administration of which has been committed to their care, or of the estates of minors of which they may be guardians, providing for the administration of funds so established and prescribing the nature and kinds of investments which may be made therein.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 457, entitled:

An Act to add clause (m) to Section 108 of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," by including tuberculosis within the meaning of the term occupational disease in the case of nurses in hospitals and sanitarium

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 646, entitled:

An Act to amend the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1199) entitled "An act relating to the assessment of real and personal property and other subjects of taxation in counties of the first class providing for the appointment of members of the board of revision of taxes by the judges of the courts of common pleas providing for the appointment by the board of personal property assessors real estates assessors and assistant real estate assessors clerks and other employees fixing the salaries of member of the board assessors and assistant assessors and providing for the payment of salaries and expenses from the county treasury prescribing the powers and duties of the board and of the assessors the time and manner of making assessments of the revision and notice of assessments and of appeals therefrom prescribing the records of assessments and repealing existing laws" by providing for the determination by the board of revision of taxes of appeals from personal property assessments subsequent to the time prescribed for such appeals in certain cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 648, entitled:

An Act to amend subsection (c) of section 431 of the act approved the twelfth day of April one thousand nine hundred fifty-one (P. L. Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employees therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by changing residence requirements for stock ownership in corporations licensed as malt and brewed beverage manufacturers distributors and importing distributors.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 592, entitled:

A Supplement to the act, approved the twelfth day of June, one thousand nine hundred thirty-one (P. L. 575), entitled "An act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River and the improvement of the facilities for transportation across the river authorizing the Governor for these purposes to enter into an agreement with New Jersey creating The Delaware River Joint Commission and specifying the powers and duties thereof including the power to finance projects by the issuance of revenue bonds transferring to the new commission all the powers of the Delaware River Bridge Joint Commission and making an appropriation," authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a supplemental compact or agreement with the State of New Jersey amending Articles I, II, IV, XI, and XII of and adding a new article to the compact and agreement between the Commonwealth of Pennsylvania and the State of New Jersey authorized and made pursuant to the act herein supplemented by changing the name of The Delaware River

Joint Commission to The Delaware River Port Authority and the method of appointment of commissioners; removing the present Pennsylvania members of the commission, extending the jurisdiction, powers and duties of The Delaware River Port Authority and defining such additional jurisdiction, powers and duties to take effect upon the enactment of substantially similar legislation by the State of New Jersey, embodying the supplemental agreement between the two States in this act set forth and authorizing the Governor to apply on behalf of the Commonwealth to the Congress of the United States for its consent thereto.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 121, entitled:

An Act to further amend Section 903 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by clarifying the provision allowing directors expenses at annual conventions and special meetings

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 695, entitled:

An Act providing that public employes of the Commonwealth of Pennsylvania or any political subdivision thereof in the absence of statutory law to the contrary shall not be forbidden by any superior officer to exercise the privilege of participating or engaging in political activities

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 815, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing that the Department of Revenue furnish one registration plate for every vehicle

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 965, entitled:

An Act to amend Section 2504 and to further amend Section 2507 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the amounts payable by the Commonwealth on account of vocational curriculums and vocational extension classes

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1158, entitled:

An Act to further amend subsection (d) of Section 1002 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors streets cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by authorizing the use of photostatic copies of certificates of appointment as official speedometer testing stations as competent evidence in proceedings for speed violations

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1160, entitled:

An Act to amend the penalty clause of Section 1032 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways

peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing penalty for nonconformance to requirements for use of lighting equipment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1203, entitled:

An Act to select and adopt the Great Dane as the official State dog of Pennsylvania

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1204, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by clarifying the procedure in reference to rating of professional employes and temporary professional employes and designating the persons authorized to do the same

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1212, entitled:

An Act to further amend the title and subsection (1) of section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 951) entitled as amended "An act defining and providing for the licensing and regulation of private academic schools conferring powers and imposing duties on the Department of Public Instruction and imposing penalties" by excluding certain private schools from the operation of the act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1293, entitled:

An Act to amend the act approved the first day of June one thousand nine hundred forty-five (P. L. 1340) entitled "An act relating to the financial responsibility of operators and owners of motor vehicles and to make uniform the law with reference thereto requiring owners and operators in certain cases to furnish proof of financial responsibility providing for the suspension of operator's licenses and motor vehicle registration certificates in

certain cases regulating insurance policies which may be accepted as proof of financial responsibility imposing duties upon the Secretary of Revenue the State Treasurer and prothonotaries and prescribing penalties" by clarifying and extending the provisions of the act to include certain vehicles of the tractor type and making editorial changes

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1324, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by changing the registration year for commercial motor vehicles, motor buses, motor omnibuses, and trailers, and certain exemptions in accordance therewith.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1327, entitled:

An Act to amend Section 901 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for authorization by county conventions of activities and services to be administered by county boards of school directors

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1335, entitled:

An Act to further amend Section 11 of the act approved the twentieth day of May one thousand nine hundred fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities and all county or other public employes if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administra-

tion and the payment of such pensions" by providing for credit for service with a school district of the first class for members of a first class pension fund in certain cases

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1338, entitled:

An Act to further amend Section 713 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by increasing the fee for learner's permits; and appropriating the increase for teaching of safe driving of motor vehicles.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1358, entitled:

An Act to further amend Section 1188 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by extending provisions for compensation for attendance at meetings of teachers.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1438, entitled:

An Act making an appropriation to the Local Government Commission to continue its work

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1443, entitled:

An Act making an appropriation to the Lancaster Heart Association to be used for carrying on its purposes of research study treatment prevention and care of rheumatic fever and diseases of the heart to provide convalescent care and hospital treatment in such cases and for renovation and equipment of real property

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection

Senate Bill No. 456, Printer's No. 173, was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 603, entitled:

An Act prescribing the persons who may administer the oath of office to the Governor and the Lieutenant-Governor.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. JOHNSON. Mr. Speaker, I move that this bill be recommitted to the Committee on State Government for the purpose of further study.

The motion was agreed to.

RECONSIDERATION OF VOTE

Mr. TOMPKINS. Mr. Speaker, I move that the vote by which House Bill 695, Printer's No. 585, entitled:

An Act providing that public employes of the Commonwealth of Pennsylvania or any political subdivision thereof in the absence of statutory law to the contrary shall not be forbidden by any superior officer to exercise the privilege of participating or engaging in political activities

was ordered to be transcribed for third reading and was agreed to on second reading, be reconsidered.

Mr. KENT. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Cameron, Mr. Tompkins, vote on agreeing to the bill on second reading?

Mr. TOMPKINS. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Crawford, Mr. Kent, vote on agreeing to the bill on second reading?

Mr. KENT. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. TOMPKINS. Mr. Speaker, I move that the vote by which the House agreed to the title be reconsidered. The motion was agreed to.

Mr. TOMPKINS. Mr. Speaker, I move that the vote by which the House agreed to sections one and two of the bill be reconsidered.

The motion was agreed to.

The first section was read.

On the question,

Will the House agree to the section?

Mr. TOMPKINS offered the following amendment:

Amend Section 1, page 2, line 4, by inserting after the word "activities" the following: "after working hours".

On the question,

Will the House agree to the amendment?

Mr. TOMPKINS. Mr. Speaker, I have offered an amendment to this bill which provides that employees provided for in this bill be permitted to engage in political activity after working hours.

The bill itself provides that they may engage in political activity, which would indicate that they could do so while on active duty.

We can concede that while on active duty they should be forbidden to do this, but when off active duty to forbid a person to engage in political activity, in my opinion, is a restraint of the man's constitutional liberties. For that reason I do not believe that we should pass any law that would forbid a man to engage in political activity while off duty and not engaged in his line of employment, and I do not believe that we should start putting restrictions on people's freedom of action, even though it be political activity by any one who may hold a political appointment. I do not believe that it is proper under our system of democracy and under our system of government. For that reason I am offering these amendments.

Mr. ANDREWS. Mr. Speaker, I desire the privilege of interrogating the gentleman from Cameron, Mr. Tompkins.

The SPEAKER. Will the gentleman from Cameron, Mr. Tompkins, permit himself to be interrogated?

Mr. TOMPKINS. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, for the edification and information of the House, will the gentleman from Cameron please define what he means by political activity.

Mr. TOMPKINS. Mr. Speaker, well in general terms, I should judge that it refers to a person's interest and activity in connection with a particular political party, or on behalf of a particular candidate.

Mr. ANDREWS. Mr. Speaker, would the gentleman say that the type of political activity he has in mind is connected with the holding of a party office?

Mr. TOMPKINS. Mr. Speaker, as long as that . . .

Mr. ANDREWS. Mr. Speaker, we would concede that the man has a right to go to political meetings, that he has a right to talk politics with his friends, that he might even, on his off time make a speech, and that would all be proper, but it does not necessarily follow that he could hold a party office. Does the gentleman from Cameron include or exclude holding a party office as proper or improper?

Mr. TOMPKINS. Mr. Speaker, I would see nothing improper in holding a party office.

Mr. ANDREWS. Mr. Speaker, you mean as a policeman?

Mr. TOMPKINS. Mr. Speaker, how is that?

Mr. ANDREWS. Mr. Speaker, would it be proper for a policeman to hold a party office as a committeeman or something like that?

Mr. TOMPKINS. Mr. Speaker, as long as it did not interfere with his active line of duty.

Mr. ANDREWS. Mr. Speaker, I thank the gentleman.

On the question recurring,

Will the House agree to the amendment?

The SPEAKER declared the "ayes" appear to have it.

Whereupon, a division was called for, one hundred eleven Members, or more than a majority, having voted in the affirmative the question was determined in the affirmative and the amendment was agreed to.

On the question recurring,

Will the House agree to the section?

Messrs. GUARNIERI and ROSE offered the following amendment:

Amend Sec. 1, page 2, line 2, by inserting, after the word "thereof" the following: "except employes of cities and counties of the first class".

On the question,

Will the House agree to the amendment?

Mr. TOMPKINS. Mr. Speaker, I should like to interrogate the gentleman from Philadelphia, Mr. Guarnieri.

The SPEAKER. Will the gentleman from Philadelphia, Mr. Guarnieri, permit himself to be interrogated?

Mr. GUARNIERI. Mr. Speaker, yes.

Mr. TOMPKINS. Mr. Speaker, it is my understanding that these amendments would exempt cities and counties of the first class under the provisions of this bill?

Mr. GUARNIERI. Mr. Speaker, that is correct.

Mr. TOMPKINS. Mr. Speaker, that is the full extent of these amendments?

Mr. GUARNIERI. Mr. Speaker, that is correct.

Mr. TOMPKINS. Mr. Speaker, not caring to engage in any controversy with the city of Philadelphia in connection with their political activities, I am going to yield to the gentleman from Philadelphia, Mr. Wilbur H. Hamilton.

Mr. WILBUR H. HAMILTON. Mr. Speaker, I desire to interrogate the gentleman from Philadelphia, Mr. Guarnieri.

The SPEAKER. Will the gentleman from Philadelphia, Mr. Guarnieri, permit himself to be interrogated?

Mr. GUARNIERI. Mr. Speaker, I shall.

Mr. WILBUR H. HAMILTON. Mr. Speaker, I would like to know if Mr. Guarnieri is engaged in political activity as a ward leader of the first ward in the city of Philadelphia?

Mr. GUARNIERI. Mr. Speaker, I am.

Mr. WILBUR H. HAMILTON. Mr. Speaker, I would like the gentleman from Philadelphia, Mr. Guarnieri, to tell the Members of this House how he was elected to that high and honorable position?

Mr. GUARNIERI. Mr. Speaker, by the voice and choice of the people.

Mr. WILBUR H. HAMILTON. Mr. Speaker, I will get my breath on that answer in just a minute.

How did the people elect Mr. Guarnieri as a ward leader in the first ward in the city of Philadelphia?

Mr. GUARNIERI. Mr. Speaker, by acclamation.

Mr. WILBUR H. HAMILTON. Mr. Speaker, will Mr. Guarnieri tell the House if the city of Philadelphia, the great City of Brotherly Love, is not part of the Commonwealth of Pennsylvania?

Mr. GUARNIERI. Mr. Speaker, yes, it is part of the Commonwealth of Pennsylvania.

Mr. WILBUR H. HAMILTON. Mr. Speaker, then if we are one of the 67 counties in the Commonwealth of

Pennsylvania, why should any state-wide bill exempt our great city?

Mr. GUARNIERI. Mr. Speaker, a state-wide bill, which in its purpose and by its language is vague and not clear, and therefore not a good piece of legislation, should not be applicable to the fair city of Philadelphia, so that if the Members of this House are insistent upon passing a bad piece of legislation, I would kindly request them to omit Philadelphia from the effects of the bad piece of legislation.

Mr. WILBUR H. HAMILTON. Mr. Speaker, I know he is familiar with the answer because he is one of the successful, able, Democratic ward leaders in the city of Philadelphia.

To be more specific, will he tell me how many Committee Men there are in the First Ward in the Democratic party in the city of Philadelphia?

Mr. GUARNIERI. Mr. Speaker, there are 22 divisions in the First Ward of the City of Philadelphia. Each division is allocated two Committee Men, making a total of 44 comprising the First Ward Executive Democratic Committee.

Mr. WILBUR H. HAMILTON. Mr. Speaker, would Mr. Guarnieri say that those 44 Committee Men are engaged in the honorable profession of politics?

Mr. GUARNIERI. Mr. Speaker, I should think so, and I think the profession of politics is honorable.

Mr. WILBUR H. HAMILTON. Mr. Speaker, the gentleman has indicated that he is elected by the members of his ward executive committee. Those 44 members are engaged in the high and honorable profession of politics. Mr. Guarnieri is up to his neck in politics for which I do not criticise him. In view of this fact, I ask that the Members of the House vote down the amendment excluding the city of Philadelphia.

Mr. GUARNIERI. Mr. Speaker, a man has the right and privilege in a democracy to engage in political activity. That is the fabric of democratic procedure, democratic processes in constitutional government as we have known in Pennsylvania and throughout the United States.

However, if I, or any individual wishes to accept a particular position or job or employment with one of the branches of government, in so doing he accepts the terms of a contract. Certainly if he is employed in any particular department or agency, whether it be as a fireman or a policeman or an employe of a municipal court in Philadelphia, he must, if he wishes to continue to hold that job or employment, abide by the qualifications the job demands and which are laid down by his superiors. It is fair that any superior official in any department or agency lay down certain rules of procedure to govern the conduct of his employes, whether he merits them or thinks them political benefits, for the better efficiency and the better working of the department. Because your superior official, or administrative official, has the responsibility to see to it that the taxpayers' money is properly spent and efficiency is achieved in his department.

Certainly a man may engage in political activity as a committeeman—local committeeman, state committeeman, tivity he should not also ask that he be given a job setting forth certain demands as to how he should perform his job under a superior official. It is not unfair

if the head of a department rules, for example, that policemen are not permitted to be committeemen; the members of the fire department are not permitted to be committeemen; they are prohibited from political activity.

Therefore, a like argument, if the judge of a court, for instance the Philadelphia Municipal Court and Judge Boyle of that court in Philadelphia thought that for the best efficiency of the Municipal Court and for the proper effectuation of justice the members of his court should not be engaged in political activity as members of any ward committees, city committees, state committees of any political party, they should be prohibited from political activity and we should allow it to that superior official or administrative officer.

We do not deny any many any right. He does not have to take the job. He can go on and be a committeeman. In my ward I have 44 committeemen, but not one of those committeemen holds any job in any political department, in the municipal court, or the police bureau or the fire department. Therefore, I think that the situation pointed out by my honorable colleague, Mr. Wilbur Hamilton, is not analogous here.

In Philadelphia so far as the Municipal Court is concerned we found it very difficult to hand out efficient, just and fair justice because of the political activity of some 500 employes under the Municipal Court. The situation had become so glaringly political within the court, within the very fabric of the court, that Judge Boyle had to take measures in Philadelphia to prohibit the employes of his court from engaging in political activity. That was not only for the purpose of insuring that there be proper justice, speedier justice, more efficient justice and fairness meted out to both plaintiffs and defendants within the Municipal Court but also to insure that the taxpayers' money would be properly spent, and Judge Boyle for his position was acclaimed in Philadelphia County by The Bureau of Municipal Research, Committee of Seventy and the various civic organizations of Philadelphia, as well as by the newspapers, the Evening Bulletin and the Inquirer in commendation for his activity. That is why I think House Bill 695 being bad legislation, at least I want to exempt Philadelphia from the evil of it.

Mr. Speaker, I wish to offer in the record in closing this letter from Judge John E. Boyle, President Judge of the Municipal Court, which is directed to the Honorable Ivan C. Watkins, Chairman of the Committee on State Government and I ask that it be spread upon the Journal.

The SPEAKER. Without objection the communication will be noted in the Journal.

MUNICIPAL COURT OF PHILADELPHIA

June 21, 1951.

The Honorable Ivan C. Watkins
Chairman, Committee on State Government
House of Representatives

Dear Mr. Watkins:

Referring to House Bill No. 695, Session 1951, which provides as follows:

"Section 1 No employe of the Commonwealth of Pennsylvania or any political subdivision thereof in the absence of statutory law to the con-

trary shall be forbidden by a superior officer to exercise the privilege of participating or engaging in political activities unless the same is prohibited by statute."

I addressed a letter to you, as Chairman of the Committee on State Government on April 6, 1951 and requested that before any final action should be taken upon the said Bill by your Committee, I be given an opportunity to be heard in opposition to it.

I note by newspaper articles that the said Bill has been approved by your Committee and reported to the floor of the House.

Your Committee failed to accede to my request contained in said letter to allow me to be heard in opposition to the said Bill before it was reported out.

I now hereby reiterate most emphatically the objections to said Bill contained in my letter of April 6, 1951. The effect of the enactment of this Bill would be to plunge "five hundred employes" of the Municipal Court of Philadelphia back into the maelstrom of partisan politics in Philadelphia from which the said employees were delivered by direction of the President Judge of this Court on December 5, 1949, which directive was sustained by the Board of Judges on December 30, 1949.

This Court desires to be allowed to perform its judicial functions aided by a personnel unfettered by political interference and obligation. At the time of the issuance of the directive, we said to our employes:

"No man can serve two masters," and this is true of the personnel of this Court, for it has to him (the President Judge) become obvious that no employee thereof can render to the Court his or her full measure of duty if such shall be subject to the rendition of any measure of obligation, however small, or in any capacity, to a political party."

I address this to you, as I understand that you will be in control of this Bill on the floor of the House, and I request that this Bill be referred back to the Committee for a public hearing in accordance with my request stated in my letter to you of April 6, 1951.

Yours very truly,

(Signed) JOHN A. BOYLE,

President Judge.

Mr. ANDREWS. Mr. Speaker, the cat is now definitely out of the bag. We must thank the eloquent gentleman from Philadelphia, Mr. Hamilton, for untying the string and permitting the cat to gambol in the full presence of this Assembly.

Mr. Speaker, it is a time honored institution, practice or custom for some rural Member to bob up with a bill in defense of democracy, human rights and liberty and then suddenly to discover that the seat of the disease, the bill seeks to treat was not in Adams or Cameron County, but somebody in Philadelphia was executing a sort of sneak play—to get to the plain name—for the purpose of concealing the fact of Philadelphia's particular and peculiar interest in the measure that the rural member, perhaps, so innocently sponsored.

Now this bill, notwithstanding the declarations made so eloquently by the gentleman from Cameron, serves but one purpose and the seat of that purpose is in Philadelphia. The cause of the trouble, as the gentleman from Philadelphia, Mr. Guarnieri, has pointed out is the fact that the employes of the Municipal Court engaging in political activity spent so much time ringing doorbells and otherwise endeavoring to influence people that they did not have any time left for their proper duties and

that the political bosses of particular wards and precincts had more to say about the activities of the employes in the Municipal Court than had the Municipal Judge himself.

You cannot run a police department if all the members of the force are on a loose string and the ward leader or the precinct leader or the city chairman pulls that string. You cannot run a fire department if all the members of the department have extra curricular activities. It is not a matter of liberty or constitutional rights or anything else. The point at issue is whether the taxpayers of any particular city should finance a particular political organization or whether they should finance an organization that serves the public interest.

I thank the gentleman from Philadelphia, Mr. Hamilton, for so publicly displaying his particular sore toe as far as the political situation in Philadelphia is concerned.

Mr. WILBUR H. HAMILTON. Mr. Speaker, I would like to interrogate the gentleman from Philadelphia, Mr. Guarnieri.

The SPEAKER. Will the gentleman from Philadelphia, Mr. Guarnieri, permit himself to be interrogated?

Mr. GUARNIERI. I shall, Mr. Speaker.

Mr. WILBUR H. HAMILTON. Mr. Speaker, the gentleman from Philadelphia, Mr. Guarnieri, made the statement that in view of the fact that they were employes of the Municipal Court in Philadelphia, it interfered with justice.

I would like to ask Mr. Guarnieri if he is acquainted with the Honorable Eugene C. Bonniwell, the Honorable Joseph G. Tummolillo, the Honorable Nochem S. Winnet, the Honorable William Linton, and the Honorable Emanuel W. Beloff.

Mr. GUARNIERI. Mr. Speaker, I am acquainted with the eminent jurists whose names have been mentioned by my eminent colleague. I have had the honor and pleasure to be before the bar of the court with these gentlemen on the bench and I have great respect for their judicial knowledge and demeanor.

Mr. WILBUR H. HAMILTON. Mr. Speaker, I would like to ascertain if Mr. Guarnieri is acquainted with their voting record when the question of whether employees of the Municipal Court could continue to engage in political activity—when that vote was taken several months ago—the vote of those five judges I just asked him about?

Mr. GUARNIERI. I do not know, Mr. Speaker. I am not acquainted with their voting record.

Mr. WILBUR H. HAMILTON. Mr. Speaker, will the gentleman tell us how many judges there are in the Municipal Court in the city of Philadelphia?

Mr. GUARNIERI. Eleven, Mr. Speaker.

Mr. WILBUR H. HAMILTON. That is correct.

Mr. Speaker, there are eleven judges in the Municipal Court in the city of Philadelphia. When the President Judge asked for a vote it is a matter of record that six of the Judges voted to support his nonpolitical edict. Five Judges, namely, the Honorable Eugene C. Bonniwell, the Honorable Joseph C. Tumolillo, the Honorable Nochem S. Winnet, the Honorable William Linton and the Honorable Emanuel W. Beloff, who are Judges in that Court, voted not to restrict the liberty of city employe.

I am very much surprised that the gentleman from

Philadelphia, Mr. Guarnieri, would say that justice was interfered with in our great Municipal Court when those five Judges cast their ballots that way. I am very much surprised that that impression should be given to the Legislature of Pennsylvania.

This is a state-wide bill, House Bill 695, and I do not wish to prolong the debate except to ask that the Members vote down the amendment submitted by the gentleman from Philadelphia, Mr. Guarnieri.

Mr. ROSE. Mr. Speaker, I desire to interrogate the gentleman from Philadelphia, Mr. Wilbur H. Hamilton.

The SPEAKER. Will the gentleman from Philadelphia, Mr. Wilbur H. Hamilton, permit himself to be interrogated?

Mr. WILBUR H. HAMILTON. I shall, Mr. Speaker.

Mr. ROSE. Mr. Speaker, having listened to the gentleman's discourse upon the voting record of the Judges, is the gentleman familiar with the attitude of the five Judges whose names he has mentioned insofar as political activity is concerned at the present time?

Mr. WILBUR H. HAMILTON. Mr. Speaker, if they have changed their views, to my knowledge they have not been made public.

Mr. ROSE. Did the gentleman notice the newspaper comments to the effect that Judges who had voted against the "no political" edict issued by Judge Boyle had been so satisfied with the working of the Court since that particular proclamation was issued by the Judge and voted upon by the Board of Judges of the Municipal Court, that they are now in favor of such an edict?

Mr. WILBUR H. HAMILTON. I did not read that those Judges specifically stated, as quotations from their own lips or to the public press that they are now in favor of this attitude and edict of the President Judge. If it was stated I did not see it, and I doubt very much if the gentleman from Philadelphia, Mr. Rose, actually read that those five Judges changed their views.

Mr. ROSE. Is it the view of the gentleman that employees of the Courts of Philadelphia should engage in political activities?

Mr. WILBUR H. HAMILTON. Mr. Speaker, if a person is honest, if a person is efficient and does his job properly, I do not see why anyone should belittle him in any way, shape or form, because he is elected by his friends and neighbors with whom he rubs shoulders in his particular precinct. If there is anything wrong with him, those people would know it, and the gentleman from Philadelphia being a ward leader is entirely familiar with that statement.

Mr. ROSE. Is it the view of the gentleman himself, or the view of the party he represents in Philadelphia, that employees of the Courts should engage in political activities?

Mr. WILBUR H. HAMILTON. Mr. Speaker, I reiterate, if a person is honest, if a person has the ability, if a person is efficient and does his job properly, the fact that he is engaged in the high and honorable profession of politics, he should not be made a secondary citizen and be discriminated against by anyone.

Mr. ROSE. Will the gentleman concede that an employee of the Court might be motivated by political considerations in the executing of his duties?

Mr. WILBUR H. HAMILTON. Mr. Speaker, I am sure

that the gentleman from Philadelphia understands precisely what I am saying, and my previous answers will apply to that question.

Mr. ROSE. I thank the gentleman.

Mr. Speaker, I do understand precisely what the gentleman means.

May I say at this time that I had intended to ask for the recall of the amendment which was offered by the gentleman from Philadelphia, Mr. Guarnieri and myself, and ask that it be changed to include only employees of the Courts of Philadelphia. However, having ascertained the views of the gentleman, and assuming that the vast majority of men on the majority side will vote in accord with his views, I now make the charge that this measure introduced, as our Majority Leader said, by a Member from the rural delegation, is definitely aimed and designed to thrust back into political warfare, and into political activity the employees of the Courts of Philadelphia.

Everyone who is interested in the impartial rendering of justice will concede that only Judges and those who are expounding the Pennsylvania plan, and those who in Philadelphia particularly have been yelling for the sitting Judge principle, are trying to keep the Courts divorced from politics. Yet by the introduction and passage of this bill we are going to thrust back into politics thousands of employees, not only of the Municipal Court, but the Prothonotary's office and the offices of the Common Pleas Court of Philadelphia—some of the Judges of our Common Pleas Court have also directed their employees not to engage in political activity.

Now, we are not trying to prevent individuals from engaging in political activity. Everyone can see, the gentleman from the other side, and I, as the gentleman pointed out, a ward leader, realize the necessity for political workers. But we in Philadelphia have just had a vote by the electorate of Philadelphia. They have indicated that they want to divorce, not only Court employees, but the employees of the municipality itself completely from political activity. And by an overwhelming vote the city charter was passed in Philadelphia. That is an indication of the feeling of the people of Philadelphia; they are opposed to political activity. It is for this reason that we offered this amendment and it is for this reason that we are asking particularly that you vote in favor of this amendment. I think it will be generally conceded that if there is one branch of the government that should be free from political activity it is the judicial branch. In spite of the fact that we may permit those engaging in the administrative branch of the government, those in the legislative branch of the government to engage in political activity, you cannot render justice impartially if those who are employed to aid in the rendering of justice are motivated by political considerations.

We have in this measure an attempt, a bare-faced attempt to thrust back into politics those men who since they have been divorced from political activity have been rendering better service to the courts and the people of Philadelphia. And I ask those who are interested in divorcing politics from judicial functions to vote for these amendments.

Mr. WILBUR H. HAMILTON. Mr. Speaker, I would

like to interrogate the gentleman from Philadelphia, Mr. Rose.

The SPEAKER. Will the gentleman from Philadelphia, Mr. Rose, permit himself to be interrogated?

Mr. ROSE. I shall, Mr. Speaker.

Mr. WILBUR H. HAMILTON. Mr. Speaker, you permitted a wide latitude of expression in the speech that the gentleman from Philadelphia, Mr. Rose, just made, which is perfectly all right with me. He raised one point, and I would like to ask him a question.

He mentioned that his party, the Democratic party, upholds the principle of supporting sitting Judges. I would like to ask the gentleman from Philadelphia, Mr. Rose, if he is acquainted with the Honorable Thomas H. Bluett, former Speaker of this House, who is a candidate for reelection in this coming primary in July, if he as a Ward Leader is really going to stick to supporting the sitting Judge principle and support Judge Thomas H. Bluett?

Mr. ROSE. Mr. Speaker, I am not going to support the candidacy of Judge Thomas H. Bluett.

And may I also point out to the gentleman if he wants me to expound a little bit, that Judge Bluett has, particularly with reference to election fraud cases in Philadelphia, been the bad man who has thrown out every single election fraud case that has come up in Philadelphia.

Mr. WILBUR H. HAMILTON. Mr. Speaker——

The SPEAKER. The Chair will request that the gentlemen confine themselves to the issue.

Mr. WILBUR H. HAMILTON. Mr. Speaker, may I ask another question on the sitting Judge principle? Is that out of order?

The SPEAKER. Will the gentleman from Philadelphia, Mr. Rose, permit himself to be further interrogated?

Mr. ROSE. I shall, Mr. Speaker.

Mr. WILBUR H. HAMILTON. Mr. Speaker, will the gentleman from Philadelphia tell me if the Republican party is supporting the sitting Judge principle in the July 24th primary?

Mr. ROSE. I understand that they are.

POINT OF ORDER

Mr. SCANLON. I rise to a point of order, Mr. Speaker.

The SPEAKER. The gentleman will state it.

Mr. SCANLON. I would like to know whether the question propounded by the gentleman from Philadelphia is germane to the discussion of the amendments?

The SPEAKER. The gentleman is correct. The Chair has permitted very wide latitude, but requests now that both gentlemen confine themselves to the issue.

Mr. TOLL. Mr. Speaker, in support of the amendment offered by Mr. Guarnieri, I would like to read into the record an editorial published in the Philadelphia Inquirer several days ago on this subject.

This editorial is called

A SCHEME TO MAKE 'POLITICS IN OFFICE' MANDATORY

A bill pending at Harrisburg—actually reported out of a committee for action by the House of Representatives—is about the most cynical political measure attempted in this State in years.

This is House Bill 695 which proposes that "No

employee of the Commonwealth of Pennsylvania or any political subdivision thereof in the absence of statutory law to the contrary shall be forbidden by a superior officer to exercise the privilege of participating or engaging in political activities unless the same is prohibited by statute."

This bill might well be titled, "An Act to Force the Philadelphia Municipal Court Back Into Politics." That is the one notable effect it would have if passed. But curiously, no Philadelphian is sponsor for this thoroughly iniquitous measure. It was introduced by Representative Pitzer, of York county.

Philadelphia Organization members have been smugly silent about the bill—so silent that it was reported out of the State Government Committee last week without a hearing. The latter fact has brought strong demands from President Judge John A. Boyle, of the Municipal Court, that he be given an opportunity to attack this bill in a hearing.

Judge Boyle shut down on political activity of Municipal Court workers months ago, a step that aroused the ire of the local Republican Organization. The Pitzer bill would very effectively dispose of Judge Boyle's "no politics" orders.

Beyond any question there should be full public discussion at a hearing of this measure. And then it should be killed. This city has had years of inefficiency and corruption in public offices that are rife with politics and overloaded with political workers.

On any basis whatever the Pitzer bill represents vicious legislation that would put a statutory blessing on political misrule. There is no excuse for such a bill and those who are backing it are demonstrating again that they have learned nothing from the popular defeats they have suffered in recent years. They go on asking for more.

Mr. PITZER. Mr. Speaker, a correction please. It is Adams County, not York County.

And for the information of the gentleman that is the place where Abraham Lincoln made his famous Gettysburg Address.

Mr. TOMPKINS. Mr. Speaker, after that very succinct speech by the gentleman from Adams, I do not know—maybe I should not say anything, but I do want to call the attention of the Members of the House to one feature of the bill and that is that it permits political activity, except where forbidden by statute. If the gentlemen from Philadelphia will check, I think they will find that there are specific statutes on the books forbidding political activity by policemen and firemen and therefore they would not be involved in the provisions of this bill.

I wish to make one more observation. There seems to be a lot of verbiage being thrown around this afternoon in connection with the rural counties and why bills should originate in a rural county.

We are now living in a democracy where we have access to what is going on in other parts of the country and other parts of the world. We find that these restrictions are being imposed in one section of our state of Pennsylvania. If they can impose them in Philadelphia, they can impose them in Adams County; if they can impose them in Adams County they can impose them in Cameron County. I want to tell you that I do not care to have my court—and there is one of them sitting before me here today—telling me what I can do when I am off duty. If I want to engage in political activity that is my business and that is my freeborn American business.

There must be a sensitive spot in Philadelphia for

them to think that just because this bill was introduced by a rural Member it was directed at the City of Philadelphia. We have 66 other counties in the state of Pennsylvania and I think those other 66 also have some voice in the government of the state of Pennsylvania.

On the question recurring,

Will the House agree to the amendment?

The yeas and nays were required by Mr. Guarnieri and Mr. Rose, and were as follows:

YEAS—72

Amarando,	Headlee,	McGee,	Rovansek,
Andrews,	Hersch,	McNally,	Sarraff,
Berkstresser,	Hunter,	Mills,	Scanlon,
Boles,	Jenkins,	Monroe,	Schmidt,
Breth,	Jones, G. E.,	Moran,	Schuster,
Bucchin,	Jones, J. M.,	Muldowney,	Seyler,
Byrne,	Jones, P. F.,	Musto,	Snider,
Conway,	Kamyk,	Needham,	Stank,
Corr,	Kolankiewicz,	Olsen,	Swope,
Coyle,	Kornick,	Penglase,	Taylor,
Dougherty,	Leonard, L.,	Petrosky,	Toll,
Duffy,	Leven,	Pfaff,	Varallo,
Fenrich,	Limper,	Polaski,	Wargo,
Filip,	Lopresti,	Price, R. A.,	Welsh,
Filo,	Lovett,	Readinger,	Westrick,
Gaffney,	Lutty,	Reidenbach,	Wheeler,
Guarnieri,	Maxwell,	Rose,	Williams,
Hamilton, R. K.,	McDermitt,	Rosen,	Yester,

NAYS—112

Banker,	Gleason,	Markley,	Scott,
Barkdoll,	Goodling,	Mazza,	Shoemaker,
Bear,	Graybill,	McConnell,	Shotwell,
Beech,	Greenwood,	McCormack,	Smith,
Blair,	Gutendorf,	McCullough,	Sollenberger,
Bloom,	Guthrie,	McKinney,	Spencer,
Bolton,	Hall,	McMillen,	Stimmel,
Bomberger,	Hamilton, W. H.,	Metz,	Stoner,
Boorse,	Harney,	Mikula,	Swartz,
Bower,	Haudenschild,	Miller, H. G.,	Tahl,
Breisch,	Helm,	Miller, J. C.,	Thompson, E. F.,
Brown,	Hewitt,	Mintess,	Thompson, R. L.,
Cella,	Hocker,	Moore, C. E.,	Tompkins,
Clapper,	Johnson,	Moore, H. A.,	Toomey,
Clendening,	Jones, T. H. W.,	Murray,	VanSant,
Cooper,	Jump,	Najaka,	Wachhaus,
Costa,	Keller,	Naugle,	Waterhouse,
Dalrymple,	Kent,	Pichney,	Watkins,
Davis,	Kline,	Pitzer,	Weidner,
Dowling,	Kohl,	Price, H. W. Jr.,	Wescott,
DuBois,	Kratz,	Reagan,	Whalley,
Erb,	Lafore,	Reilly, J. M.,	White,
Ewing,	Leisey,	Rigby,	Wilt,
Ferster,	Leonard, W. C.,	Riley, R. L.,	Wood,
Firmstone,	Light,	Robertson,	Yeakel,
Frost,	Lyons,	Royer,	Young,
Geer,	Madden,	Rubin,	Ziegler,
Gibson,	Madigan,	Sax,	Sorg,

Speaker

NOT VOTING—23

Baumunk,	Good,	Loftus,	Polen,
Beaver,	Greer,	McInroy,	Reese,
Cochran,	Hagerty,	Mihm,	Varner,
Dennison,	Hoggard,	Munley,	Verona,
Dunn,	Kubacki,	Peta,	Yetzer,
Flack,	Lederer,	Pettigrew,	

So the question was determined in the negative and the amendment was not agreed to.

On the question recurring,

Will the House agree to the section?

It was agreed to.

The second section was read.

On the question,

Will the House agree to the section?

MOTION TO RECOMMIT

Mr. ROSE. Mr. Speaker, I move that this bill be recom-

mitted to the Committee on State Government for the purpose of a public hearing.

On the question,

Will the House agree to the motion?

Mr. ROSE. Mr. Speaker, I desire to interrogate the gentleman from Schuylkill, Mr. Watkins.

The SPEAKER. Will the gentleman from Schuylkill, Mr. Katkins, permit himself to be interrogated?

Mr. WATKINS. I shall, Mr. Speaker.

Mr. ROSE. Mr. Speaker, may I ask the gentleman whether he is the recipient of a communication from the Honorable John A. Boyle, President Judge of the Municipal Court of Philadelphia, dated June 21st?

Mr. WATKINS. Mr. Speaker, that is correct—on what date, may I ask?

Mr. ROSE. Mr. Speaker, dated June 21, 1951.

Mr. WATKINS. Mr. Speaker, that is correct.

Mr. ROSE. Mr. Speaker, is the gentleman also the recipient of a letter addressed to him dated April 6, 1951, in which the President Judge requested a public hearing be held so that he could state his position.

Mr. WATKINS. Mr. Speaker, I did not receive that letter.

Mr. ROSE. Mr. Speaker, the gentleman from Philadelphia, Mr. Guarnieri, has already introduced into the record the communication which was addressed to the Honorable Ivan C. Watkins. I do not wish at this time to repeat the sections of that particular communication.

However, I do wish to inform the membership of this House that President Judge Boyle requested that the bill be referred back to Committee for a public hearing. Evidently Judge Boyle sent a communication to Mr. Watkins earlier in the session that the Chairman of the Committee on State Government did not receive.

However, he has reiterated his request and he wishes to have not only himself but the other Judges appear and present their views, and for this reason we ask that this bill be referred back to the Committee so that the gentlemen affected will be able to express their views.

Mr. LOPRESTI. Mr. Speaker, I want to rise to support this motion. In view of the fact that the gentleman from Cameron, Mr. Tompkins, made a statement that there were statutory provisions which kept the police department out of politics, I just want to remind the gentleman that there is no provision in the third class city law which keeps the police department in third class cities out of politics.

I have introduced a bill in this Session which of course has not seen the light of day, but as for the present amendment, third class city police can engage in politics and if this particular bill were allowed to be passed, the Mayor of the city, or whoever would be in charge of the police department could not even ask his police to stay out of politics. I think in view of the statement made by Mr. Tompkins there should be some more study on this bill to figure out the angles which apply to third class cities as well as first class cities.

Mr. TOMPKINS. Mr. Speaker, the provision with reference to policeman and fireman which I recited did refer to first class cities only.

This bill I believe has been thoroughly aired on the amendments here this afternoon. What other arguments could come forward in connection with it, either in public

or private hearings, or otherwise I am unable to state. For that reason I see no reason why this bill should be returned to the committee for further study.

I therefore ask that the Members of this House vote down the motion.

On the question recurring.

Will the House agree to the motion?

It was not agreed to.

On the question recurring.

Will the House agree to the section?

It was agreed to.

The title was read.

On the question,

Will the House agree to the title?

Mr. TOMPKINS offered the following amendment:

Amend Title, page 1, last line of Title, by inserting after the word "activities" the following: "after working hours".

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

HOUSE BILLS 1450 and 1451 MADE SPECIAL ORDER

Mr. JOHNSON. Mr. Speaker, I move that House Bill No. 1450, Printer's No. 579 entitled:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employees and other ordinary and general expenses in the interim between the thirty-first day of May one thousand nine hundred fifty-one and such time as the funds provided by the General Appropriation Act become available and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-one

and House Bill No. 1451, Printer's No. 580, entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred fifty-one

on page 33 of today's calendar, bills on third reading, be made a special order of business on third reading and final passage at this time in their order.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1450, as follows:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employees and other ordinary and general expenses in the interim between the thirty-first day of May one thousand nine hundred fifty-one and such time as the funds provided by the General Appropriation Act become available and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-one

Whereas Under the Constitution and the laws of this Commonwealth the State Treasurer may not pay out any

moneys unless they be specifically appropriated by Act of the General Assembly therefore

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 That the sum of forty million dollars hereby specifically appropriated to the State Treasurer (\$40,000,000) or as much thereof as may be necessary is of the Commonwealth of Pennsylvania for the purpose of paying the salaries and wages of the officers and employees and other ordinary and general expenses of the State government in the interim between the thirty-first day of May one thousand nine hundred fifty-one and such time as moneys appropriated by the General Appropriation Act of one thousand nine hundred fifty-one may become available for such purposes and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-one

Section 2 Payments out of the appropriation of this act shall be made by the State Treasurer upon requisitions by the several departments boards commissions or officers in the same manner as payments are ordinarily made

Section 3 All amounts paid by the State Treasurer in accordance with this act shall be charged against the appropriations made for the salaries and wages of the officers and employees and other ordinary and general expenses of the State government in the General Appropriation Act of one thousand nine hundred fifty-one

Section 4 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Botes,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toil,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Westcott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Fillip,	Light,	Reagan,	Williams,

Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1451, as follows:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred fifty-one

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of ten million dollars (\$10,000,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Public Assistance for the payment of assistance and administrative expenses as provided by the Public Assistance Law and for the payment of attorney's fees and court costs necessary for the proper conduct of the work of the Department of Public Assistance for the two fiscal year beginning June first one thousand nine hundred fifty-one and for the payment of assistance and administrative expenses attorneys' fees and court costs accrued or incurred prior to and remaining unpaid on May thirty-first one thousand nine hundred fifty-one

Section 2 Out of the moneys appropriated by section one of this act the Department of Public Assistance shall allocate funds from time to time for the several assistance programs (old age assistance aid to dependent children pensions for the blind general assistance and other programs provided by the Public Assistance Law) for administrative expenses of the several county boards of assistance for such administrative expenses incurred by the department which are chargeable to such boards and for the payment of attorney's fees and court costs necessary for the proper conduct of the work of the department

Section 3 Out of the moneys appropriated by section one of this act there is hereby allocated to the Treasury Department the sum of sixty thousand dollars (\$60,000) and to the Department of the Auditor General the sum of twenty-five thousand dollars (\$25,000) to pay the administrative expenses of said departments in auditing and disbursing the appropriation made by this act during the month of July one thousand nine hundred fifty-one

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,

Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstreser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrocky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Pelaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Flack,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

PERMISSION REQUESTED FOR COMMITTEE TO MEET DURING SESSION

Mr. WOOD asked and obtained permission for the Committee on Appropriations to meet during the session of the House.

BILLS ON FINAL PASSAGE

BILLS PASSED OVER

There being no objection

House Bill No. 1038, Printer's No. 616

Senate Bill No. 244, Printer's No. 373 and

Senate Bill No. 245, Printer's No. 282

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the consideration on final passage of Senate Bill No. 381, as follows:

An Act to further amend Section 1146 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to public

school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by establishing minimum salaries for leaders and directors of general extension education schools and classes revising minimum salaries for teachers and supervisors employed in such programs and prescribing teacher and leader loads in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1146 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" as amended by the acts approved on the ninth day of May one thousand nine hundred forty-nine (P. L. 939) and the fourteenth day of May one thousand nine hundred forty-nine (P. L. 1365) is hereby further amended to read as follows

Section 1146 Part-time Teachers etc The minimum salary of all part-time teachers supervisors and principals shall be as follows

(1) Special Education Teachers of children of exceptional physical or mental condition who are unable to attend a regular public school two dollars and fifty cents (\$2.50) per hour

(2) General Extension Education

(a) Teachers supervisors and directors of extension schools and classes

(i) Teachers [and] supervisors and directors holding a [standard] provisional or permanent college certificate employed in extension schools classes and activities two dollars and fifty cents (\$2.50) per hour

(ii) Such teachers and directors supervisors holding a permanent standard certificate two dollars and fifty cents (\$2.50) per hour

(iii) Teachers Supervisors and directors holding a temporary extension standard certificate two dollars (\$2.00) per hour

[(3)] (iv) Such employes holding an emergency certificate one dollar and fifty cents (\$1.50) per hour

(b) Teachers leaders supervisors and directors of extension recreation activities

(1) Teachers leaders supervisors and directors holding a provisional or permanent college certification for extension recreation classes and activities two dollars and fifty cents (\$2.50) per hour.

(2) Teachers leaders supervisors and directors holding permanent standard certification for extension recreation classes and activities two dollars and fifty cents (\$2.50) per hour

(3) Teachers leaders supervisors and directors possessing two years of post high school education related to the fields of recreation service to be rendered and holding temporary extension standard certification for extension recreation classes and activities two dollars (\$2.00) per hour

(4) Whenever better qualified recreation teachers and leaders are not available persons possessing either evidence of graduation from an approved four year high school or a maturity of not less than twenty (20) years' and actual experience in a given field of recreation may be issued an emergency certificate for service in that field the required minimum salary for whom shall be one dollar (\$1.00) per hour

(c) Teacher load

(1) Twelve (12) clock-hours of service per week shall constitute the maximum teacher load for general extension teachers who are also concurrently engaged in full time day-school teaching or other full-time employment

(2) Thirty-six (36) clock-hours of service per week shall constitute the maximum teacher load for such teachers and leaders not otherwise concurrently employed

(3) Vocational Extension Education

[(4)] (a) Teachers and supervisors in approved pro-

grams of vocational adult extension education two dollars and fifty cents (\$2.50) per hour

[(5)] (b) All part-time teachers and supervisors in approved vocational extension education shall be limited to a maximum of ten (10) hours per week at the rate of two dollars and fifty cents (\$2.50) per hour When hours in excess of ten (10) hours per week are assigned the hourly rate shall be adjusted by the district to conform with the established schedule but shall not be less than one dollar and seventy-five cents (\$1.75) per hour

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILLS ON THIRD READING

BILLS PASSED OVER

There being no objection

House Bill No. 390, Printer's No. 539

House Bill No. 488, Printer's No. 476

House Bill No. 1124, Printer's No. 543

House Bill No. 1218, Printer's No. 544

House Bill No. 1356, Printer's No. 513, and

House Bill No. 1357, Printer's No. 514,

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 25, entitled:

An Act relating to the orphans' courts conferring exclusive jurisdiction on such courts over the administration and distribution of decedents' estates trust estates minors' estates and absentees' estates providing for the organization of orphans' courts the procedure therein the powers and duties of the judges thereof and appeals therefrom.

On the question,

Will the House agree to the bill on third reading?

Mr. McKINNEY. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk read the amendment as follows:

Amend Sec. 301, page 14, line 9, by inserting after the word "court" the following: "The jurisdiction of the Orphans' Court of Philadelphia County over the administration and distribution of the real and personal property of inter vivos trusts shall be concurrent with the several courts of common pleas, as heretofore".

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 531, entitled:

An Act to amend the last paragraph of subsection E of section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled "An act empowering cities of the second class of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitation for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court" by providing an effective date for tax levies on persons subjects businesses

transactions or privileges within two or more political subdivisions when another such political subdivision has previously levied such tax.

On the question,

Will the House agree to the bill on third reading?

Mr. BUCCHIN. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Sec. 1 (Sec. 1), page 4, line 6, by inserting after the word "subdivision" the following: "made for the first time by such political subdivisions".

Amend Sec. 1 (Sec. 1), page 4, line 13, by striking out the words "thirty (30)" and inserting in lieu thereof: "forty-five (45)".

Amend Sec. 1 (Sec. 1), page 4, line 14, by inserting after the word "the" where it appears the first time, the following: "last day fixed by law for the".

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

SENATE MESSAGE

APPOINTMENT OF CONFERENCE COMMITTEE ON
SENATE BILL No. 126

The Clerk of the Senate being introduced, informed that the Senate insists on its nonconcurrence in the amendments made and insisted upon by the House of Representatives to Senate Bill No. 126, entitled:

An Act to amend the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by further regulating insurance companies, associations and inter-insurance exchanges and their powers, investments, policy provisions, joint policies, premium tax returns and the licensing of foreign companies and repealing existing law.

And has appointed Messrs. Watkins, Wade and Haluska a committee of conference to confer with a similar committee of the House of Representatives if the House of Representatives shall appoint such committee on the subject of the differences existing between the two Houses in relation to said bill.

Mr. JOHNSON. Mr. Speaker, I move that the House insist upon its amendments non-concurred in by the Senate to Senate Bill No. 126 and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 126

The SPEAKER. The Chair appoints as a Committee of Conference on said bill, Messrs. Kline, Stimmel and Mills.

Ordered, That the Clerk inform the Senate accordingly.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. ERB asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

RESOLUTION

CONGRATULATIONS

Mr. YOUNG offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, June 25, 1951.

When the sun reaches its northernmost point in its annual travels, it periodically throws a full mantle of warmth and radiance about the shoulders of George F. McConnell on any anniversary of his birthday, June 21st.

Representative McConnell is fifty-two years old today. Sunshine has so permeated his life, has so brightened his outlook, and has given such a lilt and a buoyancy to his disposition that he looks scarcely one-half of his recorded age.

During his fifty odd years he has scratched the soil and it has burst forth with fruit and bounty. He has acquired a wife and four children who would be proudly hailed by any man. He has been a funeral director, has loyally stood by his friends to the end, and is the last to let them fall. Life has been abundant and replete with its happy interests and industrious endeavors. Irrigation with the beverage that stimulates, but does not inebriate, has transformed the arid areas of his existence into zones of joy and pleasure; therefore be it

Resolved, That this House of Representatives extend to its fellow member, George F. McConnell its felicitations on this fifty-second anniversary of his birth and express its sincere wish that health, happiness and success will be his inseparable companions on his indefinite journey into future years.

The SPEAKER. The Chair recognizes the gentleman from Mercer, Mr. McConnell.

Mr. McCONNELL. Mr. Speaker, I wish to thank each and every Member of this House for those wonderful words. Thank you very much.

MOTION TO SUSPEND HOUSE RULE 84

Mr. PETROSKY. Mr. Speaker, inasmuch as I am presenting a non-privileged resolution, I move to suspend House Rule 84 for the purpose of reading and the immediate consideration of the Resolution which I am introducing.

On the question.

Will the House agree to the motion?

Mr. SMITH. Mr. Speaker, I ask that this motion be voted down.

This is not a privileged resolution. This resolution should be considered by the Rules Committee of this House. It should also be considered by the Members of the House, and I would ask at this time that we vote this motion down.

Mr. PETROSKY. Mr. Speaker, the resolution is of such a nature that because of the amount of time that would be lost in its consideration by the Mausoleum Committee

of the House that there is a great possibility of communities in Westmoreland County suffering loss of life as well as severe loss of property, personal, industrial and municipal.

The resolution is a brief one. It can be readily understood from a reading of it by the Clerk in this House of Representatives, and I would urge the membership of the House, for the sake of Westmoreland County, to vote for the suspension of the Rule, so that we may consider this resolution and put into effect the true import of it.

Mr. SMITH. Mr. Speaker, I reiterate that this is a non-privileged resolution, and under the Rules of this House it should be referred to the Rules Committee. With due deference to the gentleman, I still ask the Members of the House to vote down this motion.

Mr. ANDREWS. Mr. Speaker, I rise to inquire whether the Speaker rules that under the terms of the motion the resolution should not be read for the information of the House in order that they may vote intelligently on the proposal?

The SPEAKER. The Chair rules that under Rule 84 of the House this is a non-privileged resolution and that it be referred to the proper committee.

On the question recurring,

Will the House agree to the motion?

On a rising vote seventy-two Members or less than a majority having in the affirmative, the question was determined in the negative and the motion was not agreed to.

The SPEAKER. The resolution offered by the gentleman from Westmoreland, Mr. Petrosky, is referred to the Committee on Rules.

REPORTS FROM COMMITTEES

Mr. SCOTT, from the Committee on Judiciary, reported as amended, Senate Bill No. 11, entitled:

An Act to amend subsection (a) of Section 9 of the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" authorizing investments in common stocks meeting certain qualifications and eliminating the requirement that stock must be listed on an exchange as to the stock of banks and insurance companies.

Mr. COOPER, from the Committee on Municipal Corporations, reported as committed, Senate Bill No. 452, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" by empowering Authorities to acquire by eminent domain cer-

tain capital stock of corporations of this Commonwealth owning projects in the event the Authority already owns ninety percent or more of such stock and by providing a procedure therefor

Mr. SARRAF, from the Committee on Military Affairs, reported as committed, Senate Bill No. 711, entitled:

An Act making an appropriation from the World War II Veterans' Compensation Fund to the Department of Military Affairs for certain administration expenses necessary for the payment of compensation to veterans as provided by the "World War II Veterans' Compensation Act of 1947"

Mr. KOLANKIEWICZ from the Committee on Appropriations, reported as amended, House Bill No. 792, entitled:

An Act providing for treatment and cure in designated State institutions of persons habitually addicted to the use of opiates and for their admission to and care therein and the payment of the cost thereof

Mr. BLOOM from the Committee on Appropriations, reported as committed, House Bill No. 1444, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of Shippensburg State Teachers College to acquire a certain tract of land adjacent to Shippensburg State Teachers College in Cumberland County Pennsylvania and making an appropriation therefor

Mr. STANK from the Committee on Appropriations, reported as committed, House Bill No. 1483, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to acquire additional tracts of land for the use of the Pennsylvania Industrial School and making an appropriation therefor

Mr. STANK from the Committee on Appropriations, reported as committed, House Bill No. 1487, entitled:

An Act to provide for the expenses of the Joint State Government Commission of the General Assembly for the two fiscal years beginning June first one thousand nine hundred and fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and fifty-one

Mr. BLOOM from the Committee on Appropriations, reported as committed, House Bill No. 1488, entitled:

An Act making an appropriation to The Brandywine Battlefield Park Commission for the payment of necessary expenses

Mr. BLOOM from the Committee on Appropriations, reported as committed, House Bill No. 1489, entitled:

An Act making an appropriation to The Brandywine Battlefield Park Commission for the payment of necessary expenses

Mr. SARRAF from the Committee on Appropriations, reported as committed, House Bill No. 1494, entitled:

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance and operation of the Western Psychiatric Institute and Clinic

Mr. BOWER from the Committee on Appropriations, reported as committed, Senate Bill No. 719, entitled:

An Act to further amend Section 1 of the act approved the twenty-fourth day of June one thousand nine hundred nineteen (P. L. 579) entitled "An act to fix the salary and mileage of the members of the General Assembly and to provide for the furnishing of such postage stationery and supplies as may be necessary for the conduct of their offices and repealing all acts or parts of acts inconsistent therewith" by increasing the expense and clerical allowance of members of the General Assembly and making an appropriation

Mr. DENNISON from the Committee on Appropriations, reported as amended, House Bill No. 44, entitled:

An Act to amend section 1 of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 1203), entitled "An act providing aid by the Commonwealth to free public non-sectarian county libraries; authorizing the Department of Public Instruction to provide books for demonstration purposes to encourage the establishment of such county libraries; and making an appropriation," by increasing the percentage of Commonwealth aid to counties and the maximum amount of aid payable to any county

Mr. DENNISON from the Committee on Appropriations, reported as amended, House Bill No. 745, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by creating the Pennsylvania Library Council; prescribing its powers and duties; providing for a State librarian and for certification of libraries and librarians and for minimum standards for public library service.

Mrs. VARALLO from the Committee on Appropriations, reported as amended, House Bill No. 1126, entitled:

An Act making an appropriation to the Jefferson Medical College of Philadelphia, Pennsylvania, for medical education and research.

BILLS ON FIRST READING

Mr. SARRAF asked and obtained unanimous consent for Senate Bill No. 711 to be read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 77, entitled:

An Act making an appropriation from the World War II Veterans' Compensation Fund to the Department of Military Affairs for certain administration expenses necessary for the payment of compensation to veterans as provided by the "World War II Veterans' Compensation Act of 1947"

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

The SPEAKER. Without objection, all bills reported from the Committee on Appropriations as committed, will be read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1444, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of Shippensburg State Teachers College to acquire a certain tract of land adjacent to Shippensburg State Teachers College in Cumberland County Pennsylvania and making an appropriation therefor

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1483, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to acquire additional tracts of land for the use of the Pennsylvania Industrial School and making an appropriation therefor

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1487, entitled:

An Act to provide for the expenses of the Joint State Government Commission of the General Assembly for the two fiscal years beginning June first one thousand nine hundred and fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and fifty-one

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1488, entitled:

An Act making an appropriation to The Brandywine Battlefield Park Commission for the payment of necessary expenses

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1489, entitled:

An Act making an appropriation to The Brandywine Battlefield Park Commission for the payment of necessary expenses

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1494, entitled:

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance and operation of the Western Psychiatric Institute and Clinic

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 719, entitled:

An Act to further amend Section 1 of the act approved the twenty-fourth day of June one thousand nine hundred nineteen (P. L. 579) entitled "An act to fix the salary and mileage of the members of the General Assembly and to provide for the furnishing of such postage stationery and supplies as may be necessary for the conduct of their offices and repealing all acts or parts of acts inconsistent therewith" by increasing the expense and clerical allowance of members of the General Assembly and making an appropriation

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. GUTENDORF asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. SARRAF asked and obtained unanimous consent to add Messrs. Dalrymple and Tahl as additional sponsors to House Bill 1245.

PERMISSION TO ADDRESS HOUSE

Mr. MORAN asked and obtained unanimous consent to address the House.

Mr. Speaker, I have a letter here from the Fire Chiefs' Association of Allegheny County. They asked me to read it to the House.

Fire Chiefs' Association of Allegheny County, Inc.

407 Meadowbrook Drive
East McKeesport, Pa.
June 22nd, 1951.

Dear Sir:

At the regular meeting of the Fire Chiefs' Association held Wednesday, June 20th, 1951, I was directed to write to you on behalf of the members of the Association to thank you and the Members of the House of Representatives for your support in the passage of the Fire School and excellent compensation bill, both of which have been signed by the Governor.

The passage of both of these bills is a source of great satisfaction to the members of the Association and should be to the volunteer firemen throughout the State.

The members hope that you will read this letter of appreciation to the Members of the House or pass it around for their information.

Respectfully,

J. W. JOHNSTON, Secretary.

COMMITTEE MEETINGS

Cities and County—Second Class, Mr. Ewing, Chairman, Room 521, Tuesday, June 26, at 11:00 a. m.

Cities—Third Class, Mr. Dalrymple, Chairman, Room 521, Tuesday, June 26, at 10:00 a. m.

Education, Mr. Sollenberger, Chairman, Room 324, Tuesday, June 26, at 11:30 a. m.

Judiciary, Mr. McKinney, Chairman, Room 520, Tuesday, June 26, at 10:00 a. m.

Liquor Control, Mr. John M. Reilly, Chairman, Room 325, Tuesday, June 26, at 11:00 a. m.

Motor Vehicles, Mr. Dennison, Chairman, Room 522, Tuesday, June 26, at 9:30 a. m.

All times are Eastern Standard Time.

ADJOURNMENT

Mr. BLAIR. Mr. Speaker, I move that this House do now adjourn until Tuesday, June 26, 1951 at 12:00 noon EST.

The motion was agreed to, and (at 6:24 p. m. EST) the House adjourned.

Legislative Journal.

Session 1951.

139th of the General Assembly.

Vol. 32.

HARRISBURG, PA., TUESDAY, JUNE 26, 1951.

No. 64.

SENATE

TUESDAY, June 26, 1951

The Senate met at 2:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

PRAYER

The Chaplain, Rev. FRANCIS E. REINBERGER, Pastor of the Trinity Lutheran Church, Camp Hill, Pennsylvania, offered the following prayer:

O God, Thou great Governor of all the world, we pray Thee this day for all who hold public office and power, for the life, the welfare and the virtue of the people are in their hands to make or to mar. Strengthen the sense of duty in our political life. Breathe a new spirit into our Nation. Lift us from the dust and mire of the past that we may gird ourselves for a new day's work.

Give our leaders a new vision of the possible future of our Country and set their hearts on fire with large resolves. Grant that all public men shall have the faith and the daring of the Kingdom of God in their hearts, that they shall enlist in a holy warfare for freedom and the rights of the people.

Unto Thee, O Holy One, we pray. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. TAYLOR, further reading was dispensed with, and the Journal was approved.

LEAVES OF ABSENCE

Mr. Hare asked and obtained leave of absence for Mr. CROWE, because of pressing personal business.

He also asked and obtained leave of absence for Mr. MEADE, because of illness in the family.

NOMINATION BY THE GOVERNOR REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 26, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Francis M. Marvin, Bartonsville, Monroe County, for appointment as Justice of the Peace in and for the Township of Pocono, Monroe County, until the first Monday of January, 1954, vice Elmer Singer, deceased.

JOHN S. FINE.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on June 26, 1951.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 26, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Harold F. Wesley, Pittsburgh, 211 N. Sheridan Ave.

BUTLER COUNTY

Miss K. Loretta Boyd, Butler Twp., Butler.

CARBON COUNTY

Mrs. Rose Skrabak, Lansford.

DAUPHIN COUNTY

Mrs. Martha J. Murphy, Lower Paxton Twp., Harrisburg.

DELAWARE COUNTY

Samuel H. Hawthorn, Norwood.

LEHIGH COUNTY

Mrs. Mary M. Murtaugh, Whitehall Twp., Fullerton.

LUZERNE COUNTY

Charles D. Flack, Wilkes-Barre.

NORTHAMPTON COUNTY

Vito Curcio, Plainfield Twp., Pen Argyl.

PHILADELPHIA COUNTY

Samuel W. Hollingsworth, 220 S. Broad St.
Sidney Malet, 1223 Bankers Securities Bldg.

WESTMORELAND COUNTY

I. S. Childress, Scottdale.
Frank L. Overly, Mount Pleasant.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. HARE, That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McMenamin,	Stevenson,
Barr,	Hare,	McPherson, Jr.,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Dent,	Letzler,	Rosenfeld,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Scarlett,	Wolfe,
Fleming,	McCreesh,	Silvert,	Wood,
Freed,	McGinnis,	Snowden,	Yosko,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

HOUSE MESSAGES

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1396

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1396, entitled:

An Act making an appropriation to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947."

SENATE BILL No. 381 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 381, entitled:

An Act to further amend Section 1146 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by establishing minimum salaries for leaders and directors of general extension education schools and classes revising minimum salaries for teachers and supervisors employed in such programs and prescribing teachers and leaders loads in certain cases

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended will appear on tomorrow's Calendar.

HOUSE INSISTS UPON ITS AMENDMENTS NON-CONCURRED BY THE SENATE TO SENATE BILL No. 126 AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insist upon its amendments non-concurred in by the Senate to Senate Bill No. 126, entitled:

An Act to amend the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by further regulating insurance companies, associations and inter-insurance exchanges and their investments, policy provisions, joint policies, premium tax returns, the licensing of foreign companies and repealing existing law.

and has appointed Messrs. KLINE, STIMMEL and MILLS as a Committee of Conference to confer with a similar committee of the Senate (already appointed) to consider the differences existing between the two houses in relation to said bill.

REPORTS FROM COMMITTEES

Mr. GLASS, from the Committee on State Government, re-reported as amended, Senate Bill No. 644, entitled:

An Act to further amend Section 402 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by further providing for distribution of copies of audits made by the Department of Auditor General

Mr. BERGER, from the Committee on Labor and Industry, reported as committed, Senate Bill No. 731, entitled:

An Act making an appropriation to the Department of Labor and Industry for the payment of certain moral claims; providing for the hearing, adjustment and payment of moral claims to members of the Workmen's Compensation Board and referees suffered as a result of delay in confirmation of appointments made by Governor to such offices.

BILL RE-REFERRED

Mr. BERGER, from the Committee on Labor and Industry, reported as committed, Senate Bill No. 164, entitled:

An Act to further amend the act approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by extending State mental hospital employee coverage and continuing the right of the low-rate members to transfer to the high-rate plan by increasing contributions and benefits of all members by twenty-five per centum; by reducing the required length of service to earn a minimum retirement by providing occupational death benefits; by liberalizing occupational disability benefits by authorizing the election of options by certain contributors at any time prior to retirement or death and by increasing prior service obligations.

Which was re-referred to the Committee on State Government.

REPORTS FROM COMMITTEES

Mr. FLEMING, from the Committee on Local Government, reported as committed, Senate Bill No. 752, entitled:

An Act to further amend the act, approved the twenty-sixth day of June, one thousand nine hundred thirty-one (P. L. 1379), entitled "An act creating in counties of the third class a board for the assessment and revision of taxes; providing for the appointment of the members of such board by the county commissioners; providing for their salaries, payable by the county; abolishing existing boards; defining the powers and duties of such board; regulating the assessment of persons, property, and occupation for county, borough, town, township, school, and poor purposes; authorizing the appointment of subordinate assessors, a solicitor, engineers, and clerks; providing for their compensation, payable by such counties; abolishing the office of ward, borough, and township, assessors, so far as the making of assessments and valuations for taxation is concerned; and providing for the acceptance of this act by cities," by further regulating the assessment and valuation of property for local taxation purposes; further defining the duties of subordinate assessors and the board; changing the time for the preparation and inspection of the assessment roll, and duplicate assessment roll, notice of appeal, and hearings on appeals; prescribing duties of and fees to be collected by municipal officers who issue building permits; imposing duties on taxables: making improvements on land and grantees of land; and prescribing penalties.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 759, entitled:

An Act to promote the uniform development of Alle-

gheny County; creating the Metropolitan Study Commission of Allegheny County; defining its powers and duties; conferring powers and imposing duties upon the Governor and the governing bodies of political subdivisions.

He also, from the Committee on Local Government, reported as committed, House Bill No. 80, entitled:

An Act to further amend section four thousand three hundred two of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by prescribing a minimum period of continuous service and in certain cases a minimum age for police retirement.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. WATSON from the Committee on Executive Nominations reported with a favorable recommendation the following nominations, made by His Excellency, the Governor:

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate B. Boyd Eastburn, Pineville, Bucks County, for appointment as Justice of the Peace in and for the Township of Wrightstown, Bucks County, until the first Monday of January 1952, vice Frank E. Stapleford, deceased.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 4, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Cornelius A. Russell, R. D. No. 1, Langhorne, Bucks County, for appointment as Justice of the Peace in and for the Township of Lower Southampton, Bucks County, until the first Monday of January 1952, vice Herman Miller, deceased.

JOHN S. FINE.

MEMBER OF THE MONROE COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 4, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Gerald P. O'Neil (Republican), 712 Thomas Street, Stroudsburg, Monroe County, for reappointment as a Member of the Monroe County Board of Assistance, to serve until December 31, 1953, and until his successor is duly appointed and qualified.

JOHN S. FINE.

MEMBER OF THE UNEMPLOYMENT COMPENSATION BOARD OF REVIEW

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 4, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Harry A. Englehart, Ebensburg, Cambria County, for appoint-

ment as a Member of the Unemployment Compensation Board of Review, from November 16, 1949, until July 1, 1953, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

MEMBERS OF THE TIOGA COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 14, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Tioga County Board of Assistance:

Fred Jupenlaz (Republican), Mansfield, from January 31, 1950, until December 31, 1952, and until his successor is duly appointed and qualified.

Lionel W. Stevens (Republican), Knoxville, Tioga County, to serve until December 31, 1953, and until his successor is duly appointed and qualified, vice Raymond Miller, Wellsboro, whose term expired.

Warren Spencer (Republican), Wellsboro, Tioga County, to serve until December 31, 1953, and until his successor is duly appointed and qualified, vice Wayne M. Kelts, Mansfield, resigned.

JOHN S. FINE.

MEMBER OF THE WYOMING COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 22, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Corey Vaughn (Republican), Tunkhannock, Wyoming County, for appointment as a member of the Wyoming County Board of Assistance, to serve until December 31, 1953, and until his successor is duly appointed and qualified, vice Mrs. Evelyn Rought, Nicholson, whose term expired.

JOHN S. FINE.

REPORTS FROM COMMITTEES

Mr. RUTH, from the Committee on State Government, reported as committed, House Bill No. 771, entitled:

An Act authorizing deductions from the wages or salary of any Commonwealth employee for the purchase of United States Saving's Bonds

He also, from the Committee on State Government, reported as committed, House Bill No. 1005, entitled:

An Act requiring certain officers of the Commonwealth of Pennsylvania and its departments boards commissions and agencies and of the political subdivisions thereof to deduct from the salaries wages or other compensation payable by them to any elected or appointed officers or employees the premiums or other charges due from such persons under various contracts of group insurance when written authorization to make such deductions is given by any such persons and requiring the deductions so made to be paid directly to the association or corporation furnishing such group insurance

He also, from the Committee on State Government, reported as committed, House Bill No. 1163, entitled:

An Act to further amend subsection (b) of Section 2. of the act approved the twenty-ninth day of September one thousand nine hundred thirty-eight (P. L. 53) entitled as amended "An act relating to institutions of counties cities wards boroughs townships institution districts and

other political subdivisions for the care maintenance and treatment of mental patients providing for the transfer to the Commonwealth for the care maintenance and treatment of mental patients of such institutions and all grounds lands buildings and personal property of such political subdivisions used for the care and maintenance of indigent persons connected with such mental institutions providing for the management and operation or closing and abandonment thereof and the maintenance of mental patients therein including the collection of maintenance in certain cases providing for the retransfer of certain property to counties cities wards boroughs townships institution districts and other political subdivisions under certain circumstances conferring and imposing upon the Governor the Department of Welfare the courts of common pleas and counties cities wards boroughs townships institution districts and other political subdivisions certain powers and duties prohibiting cities counties wards boroughs townships institution districts and other political subdivisions from maintaining and operating institutions in whole or in part for the care and treatment of mental patients and repealing inconsistent laws" by extending the time for the transfer to the Commonwealth of institutions used in the care and maintenance of indigent persons by certain political subdivisions

He also, from the Committee on State Government, reported as committed, House Bill No. 1325, entitled:

An Act to amend Section 730 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the re-settlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by requiring corporations, companies, associations and limited partnerships registered with the Department of Revenue to give notice of change in post office address.

He also, from the Committee on State Government, reported as committed, House Bill No. 1349, entitled:

An Act to further amend Section 706 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all

public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by changing the date on which initial bonus reports shall be filed and such bonus paid by foreign corporations.

He also, from the Committee on State Government, reported as committed, Senate Bill No. 601, entitled:

An Act to add Section 345.1 to the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by providing for a quadrennial audit of the books, accounts and activities of counties and officers thereof by an independent accountant or accountants.

He also, from the Committee on State Government, reported as amended, Senate Bill No. 647, entitled:

An Act to further amend Section 429 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by increasing the salaries of the members of the Pennsylvania Securities Commission.

Mr. FLEMING, from the Committee on Local Government, reported as amended, Senate Bill No. 715, entitled:

An Act to further amend Section 1 of the act, approved the third day of May, one thousand nine hundred fifteen (P. L. 226), entitled "An act to establish and regulate the fees to be received and charged by the prothonotary of the courts of common pleas of this Commonwealth, in counties having over eight hundred thousand, and less than one million five hundred thousand, inhabitants, according to the last preceding United States census," by changing and further fixing the fees to be charged by the prothonotary.

BILLS INTRODUCED AND REFERRED

Mr. KESSLER read in his place and presented to the Chair Senate Bill No. 765, entitled:

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937, P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the

Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by changing the definition of wages as to the rights and obligations of employers and employees where a successor-in-interest has acquired assets of a predecessor.

Which was committed to the Committee on Labor and Industry.

Mr. STEVENSON read in his place and presented to the Chair Senate Bill No. 766, entitled:

An Act to further amend Section 2 of the act, approved the eighth day of July, one thousand nine hundred forty-one (P. L. 298), entitled "An act authorizing the creation of, and providing for, and regulating the maintenance and operation of a county employees' retirement system in counties of the fourth class, imposing certain charges on counties, and fixing penalties," by defining "average salary" to mean the highest average annual salary for any five years of service.

Which was referred to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 767, entitled:

An Act to further amend Section 1 of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 803), entitled as amended, "An act providing for the creation, maintenance and operation of a county employees' retirement system in counties of the fifth, sixth, seventh and eighth class; imposing certain charges on counties, and prescribing penalties," by defining "final salary" to mean the highest average annual salary for any five years of service.

Which was committed to the Committee on Local Government.

Mr. LANE read in his place and presented to the Chair Senate Bill No. 768, entitled:

An Act to further amend the act, approved the first day of June, one thousand nine hundred and thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth," by extending a route in Washington County.

Which was committed to the Committee on Highways.

PETITIONS AND REMONSTRANCES

Mr. BARR. Mr. President, I have a letter addressed to me by the Honorable Robert A. Price, a Member of the House, in which he says:

"Dear Senator Barr:

"Attached you will find a copy of a letter given to me by the Honorable Marion L. Munley, Representative, Archbald, Pennsylvania, as you had requested.

"I hope that you will take the proper action to clarify the use of official stationery."

Mr. President, Representative Munley received this letter from Francis H. Yost, Examiner, Department of Revenue, on Commonwealth of Pennsylvania stationery, from the Scranton State Hospital at Scranton, which letter reads:

"Honorable Mary Munley
"175 Spruce Street
"Archbald, Pennsylvania
"Dear Mrs. Munley:

"I have before me three letters written by you and addressed to the Chief Resident Physician, Scranton State Hospital, Scranton, Pennsylvania. In each one, you have indicated that prospective patients are in poor financial circumstances and will be unable to pay for services.

"Please be advised that the Department of Revenue is competently staffed and is the sole judge as to the ability of patients to pay their bills. Any efforts on your part are totally unnecessary and unwanted.

"Your use of official stationery for these letters appears to be highly irregular.

"Very truly yours,
"FRANCIS H. YOST
"Examiner
"Department of Revenue"

Mr. President, I do not know who Mr. Yost is, but I would say he is probably the most impudent State employee I have read a letter from to this date. I think every Member of this Senate has had people come to them who are in poor financial circumstances, and have asked them if they would write a letter to some State hospital or State-aided hospital to see if we could get them in a ward bed. I think that is highly proper, and I think it is highly proper to use our Senatorial and House of Representatives stationery to do this. If it is irregular, as this man states it is, I plead guilty. This to me is a worse case, because this letter was written to a State institution which is staffed by State employees and paid for by State money. I do not know why Mrs. Munley would not go to Mr. Messner and have Mr. Yost called in, and find out why he would have the audacity to send this type of letter. Are we not to use our Senate stationery to write to State departments? I intend taking the matter up with Mr. Messner and I think, knowing the gentleman as I do, that he will handle this case properly.

Mr. DENT. Mr. President, relative to the same subject, I might inform the Senate that I have had the occasion to read a newspaper release from the Superintendent of the Scranton State Hospital, in which he refers to the intercession by Members of the General Assembly, and the tone that he uses in his letter is highly derogatory to the offices held by these Representatives and Senators. Quoting from memory, I remember distinctly that, because of a case that I thought was highly irregular, I had offered the assistance of the Senate Appropriation Committee to a Member of the House in a complaint that he had against the hospital. This assistance took the form of a petition by Senator Stiefel to the Department of Welfare, and a hearing resulted from his petition. A man by the name of Doctor Freda, I think, who I understand to be the superintendent of said hospital, in telling the papers about this intercession used language along this line. He said that there were complaints by those who were interested in getting people into the hospital with-

out pay, and he mentioned the names of Democratic Senator John Dent, Democratic Senator Israel Stifel, Democratic Representative Price and Democratic Representative Munley.

Mr. President, I am not very thin skinned in the barbs of foolish criticism which fly off my back like water off of a duck's back, and I do not get excited over things of that nature, but I think and I believe that many of the men here will agree with me that a bad apple will spoil the whole barrel. If the Scranton State Hospital is permeated with political considerations when it comes to taking care of the sick and the needy of this Commonwealth, an immediate investigation is necessary and essential, and if I am in order, I move that this Senate at this moment ask the Secretary of Welfare and the Secretary of Revenue to make a complete investigation of the Scranton State Hospital staff.

Mr. BARR. I second the motion, Mr. President.

The PRESIDENT. Does the Minority Floor Leader propose to offer that resolution in writing?

Mr. DENT. Mr. President, if it is necessary for the records of the Senate that it be in writing, I will make it in writing.

The PRESIDENT. I am merely making that suggestion.

Mr. DENT. Mr. President, I will do so immediately.

Mr. STIEFEL. Mr. President, last week my Leader, Senator John H. Dent, delivered to me a letter and asked me to proceed according to best expediency in handling this matter. Well, I was like King Saul who went to look for mules and found a kingdom. I thought it was an innocent matter, but I got into hot water.

Mr. President, I want to say one thing, that Secretary Brown, of the Department of Welfare, handled that matter immediately, and he is now conducting an investigation which is going on and which will probably come to fruition next week. I reported it all to my Leader. Now, this morning we had a conference, at which time I was accompanied by the able Senator from Lackawanna County, Hugh McMenamin, and at that time we had a lengthy session which lasted more than an hour. That investigation is going on now, and I want to report about it because, after all, I remember one of the Senators from the west used to say that we have three states in Pennsylvania, the state of Philadelphia, the state of Allegheny and the land in between, and I do not want anybody to construe that I am interfering in the affairs of Lackawanna County.

Mr. President, I carried out the mission assigned to me by Senator Dent. I have done my duty, and in the words of Shakespeare, "The moor has done his duty; the moor can go." The rest of it rests on Senator McMenamin.

RECONSIDERATION OF HOUSE BILL No. 48

Mr. LANE. Mr. President, I move that the Senate do now reconsider the vote by which House Bill No. 48, entitled:

An Act relating to and defining chiropractic and the right to practice chiropractic requiring licensure conferring powers and imposing duties upon the State Board of Chiropractic Examiners providing for the granting suspension and revocation of licenses issued by the board conferring jurisdiction upon the Court and Common Pleas of Dauphin County and prescribing penalties.

failed of passage on final passage.

The PRESIDENT. How did the Senator vote?

Mr. LANE. Mr. President, I voted with the majority.

Mr. BARR. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. BARR. Mr. President, I voted with the majority.

On the question,

Will the Senate agree to the motion?

Mr. CHAPMAN. Mr. President, I object and ask my colleagues on both sides to vote "no".

Mr. MALLERY. Mr. President, I ask for a roll call.

The yeas and nays were required by Mr. MALLERY and were as follows, viz:

YEAS—29

Bane,	Haluska,	McGinnis,	Snowden,
Barr,	Holland,	McMenamin,	Wagner,
Barrett,	Kessler,	Neff,	Walker,
Blass,	Lane,	Pechan,	Watkins,
Byrne,	Leader,	Probert,	Watson,
Dent,	Letzler,	Rosenfeld,	Wood,
Diehm,	Mahany,	Silvert,	Yosko,
Fleming,			

NAYS—16

Berger,	Hare,	Peelor,	Stiefel,
Chapman,	Mallery,	Robinson,	Taylor,
DiSilvestro,	McCreesh,	Ruth,	Wade,
Freed,	McPherson, Jr.,	Stevenson,	Wolfe,

So the question was determined in the affirmative.

HOUSE BILL No. 48 PLACED ON POSTPONED CALENDAR

Mr. LANE. Mr. President, I move that House Bill No. 48, be placed on the Final Passage Postponed Calendar.

Mr. BARR. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

(A voice vote having been taken the question was determined in the affirmative.)

Mr. CHAPMAN. Mr. President, I have some amendments to the bill.

The PRESIDENT. The Chair would like to advise Doctor Chapman that the bill has been placed on the Senate Postponed Final Passage Calendar.

PARLIAMENTARY INQUIRY

Mr. FREED. Mr. President, I rise on a point of parliamentary inquiry.

The PRESIDENT. The gentleman from Lehigh, Mr. Freed, will state his point of parliamentary inquiry.

Mr. FREED. Mr. President, how soon can it be picked up from the Postponed Calendar?

The PRESIDENT. It can be picked up any time when it is called up.

Mr. FREED. Mr. President, can I call it up now?

The PRESIDENT. Not until the Calendar is printed. You have got to get it on before you can get it off.

Mr. STIEFEL. Mr. President, I would like to ascertain what could be done at the present time to place amendments in the bill?

The PRESIDENT. The Chair would like to advise the Senator that amending the bill in the first instance is not a matter of right. Unanimous consent would have to be obtained, and it would have to be on third reading, on the Third Reading Calendar.

Mr. STIEFEL. Mr. President, originally it had been on third reading.

The PRESIDENT. It had passed third reading, Senator. My understanding is—I haven't examined the record, but I am advised it passed third reading and was defeated on final passage. Now, the motion was to reconsider the vote whereby the bill failed to pass final passage, and it is now on the Final Passage Postponed Calendar.

Mr. STIEFEL. Mr. President, am I to understand that under the Rules of the Senate we are precluded from asking unanimous consent to offer amendments at the present time?

The PRESIDENT. At this time you are, Senator.

Mr. STIEFEL. Mr. President, when will be the propitious moment to offer amendments?

The PRESIDENT. Tomorrow is the earliest day, the next legislative day, but I should like to advise the Senator that it would be necessary to move it back from final passage to third reading.

Mr. STIEFEL. Well, Mr. President, is it in order for me to make a motion at this time to move it from final passage to third reading?

The PRESIDENT. I regret to say that you cannot do it under the Rules of the Senate, Senator Stiefel.

CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. WATSON, asked and obtained unanimous consent for immediate consideration of the nominations read by the Clerk.

EXECUTIVE SESSION

A motion was made by Mr. Watson and Mr. TAYLOR, That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's session.

Which was agreed to.

The Clerk read the nominations as follows:

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate B. Boyd Eastburn, Pineville, Bucks County, for appointment as Justice of the Peace in and for the Township of Wrightstown, Bucks County, until the first Monday of January 1952, vice Frank E. Stapleford, deceased.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 4, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Cornelius A. Russell, R. D. No. 1, Langhorne, Bucks County, for appointment as Justice of the Peace in and for the Township of Lower Southampton, Bucks County, until the first Monday of January, 1952, vice Herman Miller, deceased.

JOHN S. FINE.

MEMBER OF THE MONROE COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 4, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Gerald P. O'Neil (Republican), 712 Thomas Street, Stroudsburg, Monroe County, for reappointment as a Member of the Monroe County Board of Assistance, to serve until December 31, 1953, and until his successor is duly appointed and qualified.

JOHN S. FINE.

MEMBER OF THE UNEMPLOYMENT COMPENSATION BOARD OF REVIEW

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 4, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Harry A. Englehart, Ebensburg, Cambria County, for appointment as a Member of the Unemployment Compensation Board of Review, from November 16, 1949, until July 1, 1953, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

MEMBER OF THE TIOGA COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 14, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Tioga County Board of Assistance:

Fred Jupenz (Republican), Mansfield, from January 31, 1950, until December 31, 1952, and until his successor is duly appointed and qualified.

Lionel W. Stevens (Republican), Knoxville, Tioga County, to serve until December 31, 1953, and until his successor is duly appointed and qualified, vice Raymond Miller, Wellsboro, whose term expired.

Warren Spencer (Republican), Wellsboro, Tioga County, to serve until December 31, 1953, and until his successor is duly appointed and qualified, vice Wayne M. Kelts, Mansfield, resigned.

JOHN S. FINE.

MEMBER OF THE WYOMING COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 22, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Corey Vaughn (Republican), Tunkhannock, Wyoming County, for appointment as a Member of the Wyoming County Board of Assistance, to serve until December 31, 1953, and until his successor is duly appointed and qualified, vice Mrs. Evelyn Rought, Nicholson, whose term expired.

JOHN S. FINE.

Whereupon,

A motion was made by Mr. WATSON and Mr. TAYLOR, That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McMenamin,	Stevenson,
Barr,	Hare,	McPherson, Jr.,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Dent,	Letzler,	Rosenfeld,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Scarlett,	Wolfe,
Fleming,	McCreesh,	Silver,	Wood,
Freud,	McGinnis,	Snowden,	Yosko,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. WATSON. Mr. President, I move that the Executive Session do now rise.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. WATSON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WATSON, from the Committee on Executive Nominations reported with a favorable recommendation the following nominations, made by His Excellency, the Governor of the Commonwealth, which were laid over for one day under the rules.

MEMBERS OF THE CAMBRIA COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Members of the Cambria County Board of Assistance:

W. P. Brown (Republican), Barnesboro, from January 13, 1950, until December 31, 1952.

Mrs. Leola Barkheimer (Republican), Johnstown, from January 13, 1950, until December 31, 1952, and until her successor is duly appointed and qualified.

James G. Contakos (Republican), Johnstown, from January 13, 1950, until December 31, 1952, and until his successor is duly appointed and qualified.

John Thomas, Jr. (Republican), Johnstown, from January 1, 1951, until December 31, 1953, and until his successor is duly appointed and qualified.

JOHN S. FINE.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Charles W. Rimbe, R. D. No. 1, Brownsville, Fayette County, for appointment as Justice of the Peace in and for the Township of Luzerne, Fayette County, until the first Monday of January 1952, vice Emiren Battaglini, resigned.

JOHN S. FINE.

MEMBER OF THE BOARD OF TRUSTEES OF BLOSSBURG STATE HOSPITAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 23, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Hugh McEwan, Blossburg, Tioga County, for appointment as a Member of the Board of Trustees of Blossburg State Hospital, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

ALDERMAN, THIRD WARD, CONNELLSVILLE, FAYETTE COUNTY

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 4, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Paul V. De Miere, 426 East Murphy Avenue, Conneltsville, Fayette County, for appointment as Alderman in and for the Third Ward of the City of Conneltsville, Fayette County, until the first Monday of January 1954, vice John M. Franks, resigned.

JOHN S. FINE.

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 4, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Richard W. Hoerle, 22 A Street, Beaver, Beaver County, for appointment as Justice of the Peace in and for the Township of Borough, Beaver County, until the first Monday of January, 1952, to fill a vacancy.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 4, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate C. E. Slayton, 35 Main Street, Falls Creek, Clearfield County, for appointment as Justice of the Peace in and for the Township of Sandy, Clearfield County, until the first Monday of January, 1952, to fill a vacancy.

JOHN S. FINE.

ASSOCIATE JUDGE, WYOMING COUNTY

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Robert Steele, 28 Pine Street, Tunkhannock, Wyoming County, for appointment as Associate Judge in and for the County of Wyoming, vice Robert M. Horlacher, deceased, until the first Monday of January, 1952.

JOHN S. FINE.

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Gilbert J. Farrington, Jr., 236 West Main Street, Norristown, Montgomery County, for appointment as Justice of the Peace in and for the First Ward of the Borough of Norristown, Montgomery County, until the first Monday of January 1952, to fill a vacancy.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 4, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Paul L. Boring, 78 North Main Street, Dover, York County, for appointment as Justice of the Peace in and for the Borough of Dover, York County, until the first Monday of January 1952, to fill a vacancy.

JOHN S. FINE.

MEMBER OF THE COLUMBIA COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Rev. Aurance F. Shank (Republican), 345 Market Street, Berwick, Columbia County, for appointment as a member of the Columbia County Board of Assistance, to serve until December 31, 1952, and until his successor is duly appointed and qualified, vice Rev. Nevin G. McCloskey, Berwick, resigned.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE BOARD OF TRUSTEES OF THE PENNSYLVANIA STATE COLLEGE

Edgar C. Weichel, Scranton, Lackawanna County, until July 1, 1952, and until his successor is appointed and qualified. (Reappointment)

W. Stewart Taylor, Harrisburg, Dauphin County, until July 1, 1953, and until his successor is appointed and qualified. (Reappointment)

Fred M. Waring, Shawnee on Delaware, Monroe County, until July 1, 1953, and until his successor is appointed and qualified. (Reappointment)

Howard J. Lamade, Williamsport, Lycoming County, from July 1, 1951, until July 1, 1954, and until his successor is appointed and qualified. (Reappointment)

Frank R. Denton, Pittsburgh, Allegheny County, from July 1, 1951, until July 1, 1954, and until his successor is appointed and qualified. (Reappointment)

W. K. Ulerich, Clearfield, Clearfield County, until July 1, 1952, and until his successor is appointed and qualified, vice Roger W. Rowland, New Castle, whose term expired.

JOHN S. FINE.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 7, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate F. Walter Grace, 315 North Union Street, Kennett Square,

Chester County, for appointment as Justice of the Peace in and for the Borough of Kennett Square, Chester County, until the first Monday of January 1952, vice Walter M. Grace, deceased.

JOHN S. FINE.

MEMBER OF THE BOARD OF TRUSTEES OF LAURELTON STATE VILLAGE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Samuel Z. Haire, R. D. No. 1, Mifflinburg, Union County, for appointment as a Member of the Board of Trustees of Laurelton State Village, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 4, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Walter A. Benfield, P. O. R. D. 1, Alburtis, Lehigh County, for appointment as Justice of the Peace in and for the Township of District, Berks County, until the first Monday of January, 1952, vice F. N. Benfield, deceased.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 21, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Helen H. Blankley, Jamestown, Mercer County, for appointment as Justice of the Peace in and for the Borough of Jamestown, Mercer County, until the first Monday of January 1952, to fill a vacancy.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 22, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Harry R. Lewis, 723 Pleasant Avenue, Peckville, Lackawanna County, for appointment as Justice of the Peace in and for the Borough of Blakely, Lackawanna County, until the first Monday of January 1954, vice William Gill, deceased.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 14, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate George Trumble, High Street, Woodland, Clearfield County, for appointment as Justice of the Peace in and for the Township of Bradford, Clearfield County, until the first Monday of January 1952, vice C. D. Johnston, deceased.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 14, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to

nominate for the advice and consent of the Senate A. George Prater, Fernbrook Road, R. D., Trucksville, Luzerne County, for appointment as Justice of the Peace in and for the Township of Dallas, Luzerne County, until the first Monday of January 1952, vice J. Chester Hartman, resigned.

JOHN S. FINE.

HOUSE MESSAGES

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1167

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1167, entitled:

An Act to provide for the expenses of the Joint State Government Commission of the General Assembly for the two fiscal years beginning June first, one thousand nine hundred and fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and fifty-one.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 1059

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, June 25, 1951.

Resolved (If the Senate concur), That House Bill No. 1059, Printer's No. 296, entitled:

An Act to further amend subsections (a) and (b) of Section 411 and to amend Section 506 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code," by providing for the transfer of motor vehicles, trailers and semi-trailers from a husband to his wife and from a wife to her husband or from either to both jointly.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

PERMISSION TO ADDRESS SENATE

Mr. WALKER asked and obtained unanimous consent to address the Senate.

Mr. WALKER. Mr. President, the gentlemen of the Senate just placed on the Senate Postponed Final Passage Calendar House Bill No. 48, Printer's No. 557. In order to place the bill in a position so that it can be intelligently discussed by the Senate, I would like at this time to have it placed on the Second Reading Postponed Calendar, and I am saying this for the information of the gentlemen of the Senate, so that they will understand the motion to follow.

HOUSE BILL No. 48 CALLED UP FROM POSTPONED CALENDAR

Mr. WALKER. Mr. President, I call up House Bill No. 48, just placed on the Final Passage Postponed Calendar.

The PRESIDENT. Is there objection? The Chair hears none.

RECONSIDERATION OF HOUSE BILL No. 48

Mr. WALKER. Mr. President, I move that the Senate do now reconsider the vote by which House Bill No. 47, entitled:

An Act relating to and defining chiropractic and the right to practice chiropractic requiring licensure conferring powers and imposing duties upon the State Board of Chiropractic Examiners providing for the granting suspension and revocation of licenses issued by the board conferring jurisdiction upon the Court and Common Pleas of Dauphin County and prescribing penalties

passed third reading.

The PRESIDENT. How did the Senator vote?

Mr. WALKER. Mr. President, I voted with the majority.

Mr. LANE. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. LANE. Mr. President, I voted with the majority. The motion was agreed to.

Mr. WALKER. Mr. President, I move to reconsider the vote by which the bill passed second reading.

The PRESIDENT. How did the Senator vote?

Mr. WALKER. Mr. President, I voted with the prevailing side.

Mr. LANE. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. LANE. Mr. President, I voted with the majority. The motion was agreed to.

HOUSE BILL No. 48 PLACED ON SECOND READING POSTPONED CALENDAR

Mr. WALKER. Mr. President, I move that House Bill No. 48 be placed on the Second Reading Postponed Calendar.

Mr. LANE. Mr. President, I second the motion.

The motion was agreed to.

BILL INTRODUCED AND REFERRED

Mr. BERGER. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BERGER on behalf of Mr. MEADE, read in place and presented to the Chair Senate Bill No. 769, entitled:

An Act requiring elevators and material hoists used in building construction to be safe and operated by experienced elevator operators; imposing duties upon building inspectors and providing penalties.

Which was committed to the Committee on Labor and Industry.

CALENDAR

THIRD READING CALENDAR

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 230, on third reading, entitled:

An Act to amend sections one thousand one hundred sixty-six and one thousand one hundred sixty-nine of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto" by further providing for sabbatical leaves of absence for professional and temporary professional employees.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 249, as follows:

An Act to amend subsection (a) of section 411 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulation of public utilities including to a limited extent municipalities engaging in public utility business by prescribing defining and limiting their duties powers and liabilities and regulating the exercise surrender or abandonment of their powers privileges and franchises defining and regulating contract carriers by motor vehicles and brokers in order to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervision of financial and contractual relations between public utilities and affiliated interests and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant costs and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporations (except municipal corporations) subject to regulation the cost of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and suspended by or inconsistent with this act" by relieving cities of the second class A and third class and the counties in which they are located from payment of damages occasioned by and costs of construction reconstruction repair and maintenance of certain bridges and viaducts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (a) of Section 411 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulation of public utilities including to a limited extent municipalities engaging in

public utility business by prescribing defining and limiting their duties powers and liabilities and regulating the exercise surrender or abandonment of their powers privileges and franchises defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervision of financial and contractual relations between public utilities and affiliated interests and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant costs and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporations (except municipal corporations) subject to regulation the cost of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and superseded by or inconsistent with this act" is hereby amended to read as follows

Section 411 Compensation for Damages Occasioned by Construction Relocation Protection Alteration or Abolition of Crossings (a) The compensation for damages which the owners of adjacent property taken injured or destroyed may sustain in the construction relocation alteration protection or abolition of any crossing under the provisions of this act shall after due notice and hearing be ascertained and determined by the commission Such compensation as well as the expense of such construction relocation alteration protection or abolition of any crossing shall be borne and paid as hereinafter provided by the public utilities or municipal corporations concerned or by the Commonwealth in such proper proportions as the commission may after due notice and hearing determine unless such proportions are mutually agreed upon and paid by the interested parties No part of such compensation and expenses of construction reconstruction repair and maintenance of any bridge or viaduct on a State highway taken over by the Department of Highways in a city of the second class A or third class shall be charged against the city or the county in which the city is located Any party to the proceeding dissatisfied with the determination of the commission may appeal therefrom as provided in section one thousand one hundred one of this act and for this purpose is hereby authorized to sue the Commonwealth Provided however That the commission may of its own motion or upon application of any party in interest submit to the court of common pleas of the county wherein the property affected is located the determination of the amount of damages to any property owner due to such condemnation for which purpose such court shall appoint viewers from whose award of damages an appeal to said court shall lie on the part of any person or party ag-

grieved thereby under the general law applicable to the appointment of viewers for the ascertainment of damages due to the condemnation of private property for public use

Section 2 All acts and parts of acts are hereby repealed in so far as they are inconsistent with the provisions of this act

Section 3 The provisions of this act shall become effective the first day of January one thousand nine hundred fifty-two

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McMenamin,	Stevenson,
Barr,	Hare,	McPherson, Jr.,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Dent,	Letzler,	Rosenfeld,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Scarlett,	Wolfe,
Fleming,	McCreesh,	Silvert,	Wood,
Freed,	McGinnis,	Snowden,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 444, entitled:

An Act to protect the blind and incapacitated pedestrians on public streets and highways requiring vehicles to come to a full stop in certain cases restricting the use of certain colored canes by other pedestrians and imposing penalties

And said bill having been read at length the third time, On the question,

Will the Senate agree to the bill on third reading?

Mr. WATKINS. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Section 2, page 2, line 3 by inserting after the word "a" and before the word "pedestrian" the words: "totally or partially blind"; Amend Section 2, page 2, line 4 by striking out after the word "at" the words "or near".

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILLS OVER IN ORDER

Mr. WATKINS. Mr. President, I ask unanimous consent that House Bill No. 444, on third reading,

go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 545, on third reading, entitled:

An Act to amend Subsection (f) of Section 302, of the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by providing that employers reserve accounts shall not be charged with compensation paid to certain employes.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 563, on third reading, entitled:

An Act making an appropriation to the Treasury Department out of various funds to pay replacement checks issued in lieu of outstanding checks when presented and to adjust errors.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 597, as follows:

An Act to provide for the establishment functioning maintenance and discontinuance of joint public service units between two or more borough towns or townships to perform the duties of such boroughs or townships relating to police and fire protection roads and bridges

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The responsible officials of any borough town or township may establish a joint public service unit with any one or more other borough towns or townships for the purpose of carrying out jointly the duties and responsibilities provided by law for police and fire protection and the construction reconstruction maintenance and repair of roads and bridges or any one or any combination of such services in each borough town or township

Section 2 All the costs of police and fire protection and of construction reconstruction maintenance and repair of roads and bridges or any combination of such services agreed upon shall be paid for by the several political subdivisions establishing said joint public service unit in such manner in such proportion as the joining political subdivisions may agree upon

Section 3 No joint public service unit shall be established without receiving the affirmative vote of a majority of the responsible officials of each borough town or township establishing the same and the action of the officials of each borough town or township shall be recorded in full in the minutes of the respective borough town or townships

Section 4 Any borough town or township joining in the establishment of a joint public service unit shall have no less power or authority to impose taxes and receive money as would be provided by law had said borough town or township not become a member of such joint public service unit

Section 5 No joint public service unit shall be established unless the boroughs towns or townships intending to establish the same shall first enter into and record in their respective minutes a written agreement by and among themselves agreeing that such proposed joint public service unit shall be established and maintained by the several members in such manner and for such purpose and upon such terms as the joining boroughs towns and townships may then agree upon and no change shall be made therein without the consent of each borough town or township by the affirmative vote of a majority of the responsible officials thereof

Section 6 The responsible officials of the boroughs towns or townships establishing and maintaining a joint public service unit are hereby authorized to meet jointly and exercise the same power and authority over the joint public service unit as said officials exercise over the same services in their respective political subdivisions Whatever matter is required by law to be decided by a vote of the majority of all responsible officials of a borough town or township shall also be required to be decided in a joint public service unit by a majority vote of all the responsible officials or such political subdivision

Section 7 The title to any property real personal or mixed acquired for the purpose of establishing or carrying out the purposes of the joint public service units shall be held in the name of the joint public service unit or in the name of any one or more of the political subdivisions establishing the same as they may agree upon

Section 8 The responsible officials of each borough town or township becoming a member of a joint public service unit shall determine the time and place of the regular meetings of the representatives of the joint public service unit but shall meet at least once a year for the purpose of electing a chairman treasurer and secretary and each of these officials shall be elected from the officials of the joint public service unit

Section 9 Each borough town or township that is a member of a joint public service unit shall pay its agreed contribution to the treasurer of the joint public service unit and the salary of the treasurer of the joint public service unit shall be fixed at an amount not exceeding two (2%) per cent of funds passing through his hands

Section 10 Any money appropriated by the governments of the United States or the Commonwealth of Pennsylvania to which any of the political subdivisions establishing a joint public service unit becomes entitled because of or for the purpose of performing such services shall be paid to the treasurer of the joint public service unit

Section 11 The treasurer of each joint public service unit shall give an approved bond to the boroughs towns and townships establishing said joint public service unit to be filed with the governing body of any one of the boroughs towns or townships establishing and that is a member of said joint public service unit The account of the treasurer of the joint public service unit shall be audited in the same manner and by the same auditors as his account would be audited were he treasurer or chief fiscal officer of the borough town or township in which he resides

Section 12 The responsible officials of the borough town or township establishing a joint public service unit may supervise and direct its affairs by meeting jointly in the same manner as the affairs of the borough town or township are respectively conducted except they may not create debt in any political subdivision or they may agree that the affairs of the joint public service unit shall be delegated to a joint committee to be composed of one or more members from the responsible officials of each borough town or township establishing said joint public service unit as may be agreed upon Where the management of said joint public service unit is delegated to or conferred upon a joint group the responsible offi-

cials of each borough town or township establishing said joint public service unit shall annually select one or more of its members who with the members chosen in like manner in the other political subdivisions shall be known as the joint public service unit committee. This committee shall have all the powers and duties and be subject to all the liabilities with reference to the police and fire protection and the construction reconstruction maintenance and repair of all the roads in the joint public service unit as are now conferred or imposed by law upon the responsible officials of each borough town or township except that the committee shall have no power to create any indebtedness that shall be binding upon any borough town or township. The joint public service unit committee shall elect a chairman secretary and treasurer.

Section 13 The expenses of maintaining a joint public service unit shall be paid by warrant drawn on the treasury of the joint public service unit by the chairman and secretary of the joint public service unit or the joint highway work unit committee.

Section 14 Any reports required by law to be made by any political subdivision to any department administrative board or commission of the Commonwealth of Pennsylvania shall be made by the joint public service unit jointly for the boroughs towns and townships that are members thereof.

Section 15 The boroughs towns or townships establishing a joint public service unit at any time by a majority vote of the responsible officials of each borough town or township establishing said joint public service unit may discontinue such joint public service unit.

The property belonging thereto when discontinued shall unless otherwise agreed upon by said boroughs towns or townships be disposed of and distributed to and among them in such proportion as it was originally contributed.

Section 16 It is the purpose and intent of this act to make possible and to promote greater efficiency and economy by providing for the establishment of joint public service units.

Section 17 This act shall become effective immediately upon final enactment.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McMenamin,	Stevenson,
Barr,	Hare,	McPherson, Jr.,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Dent,	Letzler,	Rosenfeld,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Scarlett,	Wolfe,
Fleming,	McCreesh,	Silvert,	Wood,
Freed,	McGinnis,	Snowden,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 628, as follows:

A Joint Resolution proposing an amendment to section ten article one of the Constitution of the Commonwealth of Pennsylvania by limiting the prohibition on

proceeding by information to certain cases in cities and counties of the first class.

The General Assembly of the Commonwealth of Pennsylvania hereby resolves as follows:

Section 1 The following amendment to the Constitution of the Commonwealth of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof.

That section ten article one of the Constitution of the Commonwealth of Pennsylvania be amended to read as follows:

Section 10 No person shall for any indictable offense be proceeded against criminally by information except in cities and counties of the first class and in cities and counties of the first class no person shall be proceeded against criminally by information for treason homicide arson rape robbery burglary or kidnapping except in cases arising in the land or naval forces or in the militia when in actual service in time of war or public danger and in such other cases as the legislature may provide for in cities and counties of the first class by enactment or by leave of court for oppression or misdemeanor in office. No person shall for the same offense be twice put in jeopardy of life or limb nor shall private property be taken or applied to public use without authority of law and without just compensation being first made or secured.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McMenamin,	Stevenson,
Barr,	Hare,	McPherson, Jr.,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Dent,	Letzler,	Rosenfeld,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Scarlett,	Wolfe,
Fleming,	McCreesh,	Silvert,	Wood,
Freed,	McGinnis,	Snowden,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 653, as follows:

An Act to further amend the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief

assessor assistant assessors and other employes providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" by providing for a uniform permanent record system in the boards for the assessment and revision of taxes providing for a committee to prepare such system and conferring powers and imposing duties upon the boards for the assessment and revision of taxes the chairman of the Local Government Commission and chief assessors

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 302 of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employes providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" as amended by the act approved the third day of July one thousand nine hundred forty-seven (P. L. 1229) is hereby further amended to read as follows

Section 302 Powers and Duties of the Board The board shall have the power and it shall be its duty to

(1) Appoint as hereinafter provided a chief county assessor and such assistant assessors clerks and other employes as may be deemed necessary

(2) Adopt rules and regulations not inconsistent with this act which shall govern the chief assessor his assistants and local elected assessors in the making of the assessment

[Such rules may include but not by way of limitation the use of tax maps land value maps other maps and materials assessors' manuals property record cards indicating the nature of improvements and the application of unit values to the information shown in such maps and records]

(3) Hear and determine appeals as hereinafter provided from the valuations fixed by the assessor or revised by the board as the case may be

(4) Establish within the limits of this act the form of the assessment roll and the order of listing of persons and property in such assessment roll and in the tax duplicates prepared from such roll

(5) Prepare annually and submit to the county commissioners an estimate of the expense to be incurred incidental to the carrying out of the provisions of this act

(6) Examine and revise the assessments and valuations as hereinafter provided

(7) Establish a permanent system of records consisting of tax maps property record cards and property owners index as hereinafter provided and such additional maps materials and manuals as it shall deem necessary

Section 2 Article III of said act is hereby amended by adding after Section 305 two new sections to read as follows

Section 306 Permanent Records System (a) It shall be the duty of the board within five years to establish through its chief assessor and staff a permanent records system and thereafter to keep it current consisting of

(1) Tax maps of the entire county drawn to scale or aerial maps which maps shall indicate all property and lot lines set forth dimensions or areas indicate whether the land is improved and identify the respective parcels or lots by a system of numbers or symbols and numbers whereby the ownership of such parcels and lots can be

ascertained by reference to the property record cards and property owner's index

(2) Property record cards arranged geographically according to the location of property on the tax maps which cards shall set forth the location and description thereof the acreage or dimensions description of improvements if any the owner's name address and date of acquisition the purchase price if any set forth in the deed of acquisition the assessed valuation and the identifying number or symbol and number shown on the tax map

(3) Property owner's index consisting of an alphabetical listing of all property owners setting forth brief descriptions of each parcel or lot owned and cross-indexed with the property record cards and the tax map

(b) The board is hereby authorized and empowered to enter into such contracts as may be necessary to establish the permanent records system herein provided for or may through its chief assessor and staff or any other county employes prepare and complete such system

Section 307 Uniformity of Permanent Records System (a) For the purpose of achieving uniformity throughout the Commonwealth of the uniform permanent records system hereinbefore provided for the form of the tax maps property record cards and property owners index and the manner in which the information required to be set forth thereon shall be prepared or approved by a committee consisting of ten members five of whom shall be members of the Pennsylvania State Association of County Commissioners to be appointed as hereinafter provided and four of whom shall be members of the General Assembly two to be appointed by the Speaker of the House of Representatives and two to be appointed by the President pro tempore of the Senate and one of whom shall be the chairman of the local government committee

(b) The members of the committee representing the Pennsylvania State Association of County Commissioners shall be appointed by the president thereof from each class of county subject to the provisions of this act The President of the State Association of County Commissioners shall make such appointments promptly and shall notify the chairman of the local government commission of the names and addresses of such appointees The members of the committee performing the duties set forth in this section shall serve without compensation The committee shall meet at the call of the chairman of the local government commission or his agent who shall serve as chairman thereof The chairman may call a meeting at any time but shall call a meeting within thirty days after receiving a request to do so signed by all the members of the committee other than the chairman

(c) It shall be the duty of the chairman of the local government commission or his agent in cooperation with said committee to prepare forms of the tax maps property record cards and property owner's index for use of the counties in establishing a uniform permanent records system as hereinbefore provided and to issue sample forms and instructions to the counties as needed Should the committee for any reason fail to meet and furnish the necessary cooperation in the preparation of such forms the chairman of the local government commission shall complete the preparation thereof

Section 3 Subsection two of Section 403 of said act is hereby amended to read as follows

Section 403 Duties of Chief Assessor It shall be the duty of the chief assessor to

* * * * *

(2) Prepare or cause to be prepared [when directed by the board land value maps tax maps permanent record cards] the uniform permanent records system and such other maps plans surveys and records as may be deemed necessary to secure a proper and equitable assessment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McMenamin,	Stevenson,
Barr,	Hare,	McPherson, Jr.	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Dent,	Letzler,	Rosenfeld,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Scarlett,	Wolfe,
Fleming,	McCreesh,	Silvert,	Wood,
Freed,	McGinnis,	Snowden,	Yosko.

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 656, as follows:

An Act to amend section 401 of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessors in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employes providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" by changing the provisions relating to the appointment of chief assessors requiring that the chief assessor devote a major portion of his time to his office providing for examinations for chief assessors and creating a committee to prepare and supervise such examinations

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 401 of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employes providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" is hereby amended to read as follows

Section 401 Chief Assessor Appointment Compensation

(a) In each county there shall be a chief assessor appointed by the board of assessment and revision of taxes to serve at the pleasure of said board until his successor is appointed and qualified The chief assessor shall devote the major portion of his time to the duties of his office as chief assessor until a uniform permanent records system has been established and thereafter so much of his time as the board shall determine and shall receive compensation either monthly or semi-monthly as other county employes are paid [at such rate as shall be determined by the board]

(b) Chief assessors appointed subsequent to the effective date of this mandatory act and incumbent chief assessors within two years thereafter must qualify for such position by successfully passing an examination given at Harrisburg by the committee hereinafter named which committee shall conduct at least one such examination each year Such examination shall test the applicants knowledge of the laws relating to the assessment of local taxes and the subjects which may be taxed by political subdivisions and his knowledge of the value of property which is the subject of local taxation

(c) Whenever a vacancy occurs in the office of chief assessor and there are no eligible applicants available the board may appoint a chief assessor to serve until the results of the next ensuing examination are known

(d) The examination shall be prepared by and held under the supervision of a committee consisting of ten members five of whom shall be members of the Pennsylvania State Association of County Commissioners four of whom shall be members of the General Assembly and the chairman of the local government commission

The members of the committee representing the Pennsylvania State Association of County Commissioners shall be appointed by the president thereof from each class of county subject to the provisions of this act and of the four members of the General Assembly two shall be appointed by the President pro tempore of the Senate and two shall be appointed by the speaker of the House of Representatives and all shall serve without compensation but the members of the Pennsylvania State Association of County Commissioners and the members of the General Assembly including the chairman of the local government commission shall be reimbursed respectively by the Pennsylvania State Association of County Commissioners or the Local Government Commission for all necessary expenses incurred in attending meetings of the committee The committee shall meet at the call of the chairman of the Local Government Commission or his agent who shall serve as chairman The chairman may call a meeting at any time but shall call a meeting within thirty days after receiving a request to do so signed by all of the members of the committee other than the chairman

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McMenamin,	Stevenson,
Barr,	Hare,	McPherson, Jr.	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Dent,	Letzler,	Rosenfeld,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Scarlett,	Wolfe,
Fleming,	McCreesh,	Silvert,	Wood,
Freed,	McGinnis,	Snowden,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL RECOMMITTED

Mr. WALKER. Mr. President, I move that Senate Bill No. 712, on third reading, entitled:

An Act to further amend Section 1 of the act, approved the twenty-fifth day of July, one thousand nine hundred seventeen (P. L. 1209), entitled "An act to authorize the acquisition, by purchase or condemnation, of lands for a park, and the erection of a monument commemorative of Washington crossing the River Delaware, and for the appointment of a commission to acquire said lands and erect such monument; and making an appropriation for the purpose of this act," by taking away powers of commission to fix boundaries of park.

be recommitted to the Committee on State Government.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 721, as follows:

An Act authorizing and empowering the Pennsylvania Turnpike Commission to combine the turnpike and its extensions now constructed and to be constructed or parts thereof for financing purposes under the provisions of this act authorizing the issuance of turnpike revenue bonds of the Commonwealth notes or other obligations to pay the cost of such combined turnpike and its extensions authorizing the commission to refund any bonds notes or other obligations theretofore issued by the commission under the provisions of any act including the payment of any redemption premium thereon notwithstanding any limitations or restrictions as to time of refunding or rate of interest contained in any act heretofore approved whether or not any of the projects in respect of which such securities being refunded were issued are combined authorizing the commission to fix tolls from time to time for the use of the projects so combined authorizing the commission to construct and finance as a whole or in sections providing for preliminary or interim financing through the issuance of notes or other obligations constituting the same legal investments in certain instances and exempting the same from taxation providing for bonds to be given by each appointed member of the commission and the Secretary and Treasurer thereof conditioned upon the faithful performance of the duties of his office in the administration of the Pennsylvania Turnpike System and providing for salaries for the appointed members of the commission in lieu of the salaries heretofore authorized by law

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 As used in this act the following words and terms shall have the following meanings unless the context shall indicate another or different meaning or intent

(a) The word "commission" shall mean the Pennsylvania Turnpike Commission created by the act approved the twenty-first day of May one thousand nine hundred thirty-seven (P. L. 774) and its amendments

(b) The word "Turnpike" shall mean the turnpike heretofore constructed under the provisions of the said act approved the twenty-first day of May one thousand nine hundred thirty-seven (P. L. 774) and its amendments

(c) The term "Eastern Extension" shall mean the turn-

pike authorized to be constructed and financed under the provisions of the act approved the sixteenth day of May one thousand nine hundred forty (1951 P. L. 949) known as the "Pennsylvania Turnpike Philadelphia Extension Act" and its amendments

(d) The term "Western Extension" shall mean the turnpike authorized to be constructed and financed under the provisions of the act approved the eleventh day of June one thousand nine hundred forty-one (P. L. 101) known as the "Western Pennsylvania Turnpike Extension Act" and its amendments

(e) The term "Erie Extension" shall mean the turnpike authorized to be constructed and financed under the provisions of the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 1037) known as the "Pennsylvania Turnpike Erie Extension Act" and its amendments

(f) The term "Scranton Extension" shall mean the turnpike authorized to be constructed and financed under the provisions of the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 1050) known as the "Pennsylvania Turnpike Scranton Extension Act" and its amendments

(g) The term "Delaware River Extension" shall mean the turnpike and bridge authorized to be constructed and financed under the provisions of the act approved the twenty-third day of May one thousand nine hundred fifty-one (Act No. 74) known as the "Pennsylvania Turnpike Delaware River Extension Act" and its amendments

(h) The word "project" shall mean the Turnpike the Eastern Extension the Western Extension the Erie Extension the Scranton Extension the Delaware River Extension or any extension or bridge heretofore or hereafter authorized to be constructed or acquired in whole or in part by the commission

(i) The term "Pennsylvania Turnpike System" shall mean to the extent designated by the commission the Turnpike the Eastern Extension and the Western Extension as heretofore combined for financing purposes under the provisions of the act approved the twenty-first day of June one thousand nine hundred forty-seven (P. L. 877) the Erie Extension the Scranton Extension the Delaware River Extension and any additional projects

(j) The word "cost" shall have the same meaning as the term "cost of the turnpike" as defined in each of the acts hereinabove mentioned or their amendments as applied to the project authorized in such act or the cost of any project heretofore or hereafter authorized as defined in the act authorizing such project as applied to such project

Section 2 Notwithstanding any of the provisions of any act authorizing any project and in addition to all other powers granted to it by law the commission is hereby authorized and empowered (1) to combine for financing purposes any projects heretofore or hereafter authorized subject to any limitations or restrictions contained in any trust indenture or other agreement securing revenue bonds or revenue refunding bonds or other obligations issued on account of any such project or projects and then outstanding (2) to provide for the issuance at one time or from time to time of revenue bonds notes or other obligations of the Commonwealth payable solely from revenues or other funds of the Pennsylvania Turnpike Commission for any one or more of the following purposes (a) paying the cost of all or any part of any project or projects so combined and (b) refunding any revenue bonds refunding bonds notes or other obligations theretofore issued by the commission including the payment of any redemption premium thereon notwithstanding any limitations or restrictions as to time of refunding or rate of interest contained in any of the acts authorizing their issuance or in any amendments thereto whether or not any of the projects in respect of which the bonds notes or other obligations being refunded were issued are combined hereunder (3) to fix and revise from time to time and charge and collect tolls for the use of any project or projects so combined and to continue such tolls on all such projects until all bonds notes or other obligations issued on account of each such project shall have been paid or provision made for their payment and (4) to

construct and finance any project whether or not combined as a whole at one time or in sections from time to time as the commission shall determine.

The issuance of revenue bonds notes or other obligations under the provisions of this act the maturities and other details thereof the securing of such bonds notes or other obligations by a trust indenture and maintenance and operation of the projects so combined the fixing and revising of tolls for the use of such projects the exemption of such projects and such bonds notes or other obligations from taxation the rights of the holders of such bonds notes or other obligations and the rights powers duties and obligations of the Commonwealth and of the commission in respect of the same shall be governed except as modified herein by the provisions of the acts or their amendments providing for the construction operation and maintenance of any projects combined for financing purposes by the provisions of this act in so far as the same may be applicable.

Section 3 The commission is hereby authorized to borrow money from time to time to provide for preliminary or interim financing but not exceeding the estimated total cost of any project and to evidence such borrowing by the issuance of notes or other obligations of the Commonwealth payable solely from revenues of the commission including tolls or from such funds as may be available to the commission for such purpose and in its discretion to pledge revenue bonds as collateral for such notes or other obligations and to renew any such notes or other obligations from time to time and the payment or retirement of such notes or other obligations shall be considered to be payment of the cost of such project.

All State and municipal officers and administrative departments boards and commissions of the Commonwealth all banks bankers savings banks trust companies saving and loan associations investment companies and other persons carrying on a banking business all insurance companies insurance associations and other persons carrying on an insurance business may properly and legally invest any funds including capital belonging to them or within their control in such notes or other obligations or loan any such funds and accept as evidence of the same such notes or other obligations.

All such notes or other obligations their transfer and the income therefrom including any profits made on the sale thereof shall at all times be free from taxation within the Commonwealth.

All such notes or other obligations shall have and are hereby declared to have all the qualities and incidents of negotiable instruments under the Negotiable Instruments Law of the Commonwealth.

Section 4 All revenue bonds notes or other obligations hereafter issued by the commission shall bear the facsimile signatures of the Governor and the Chairman of the Commission and the facsimile of the official seal of the commission shall be affixed thereto and attested by the Secretary and Treasurer of the commission and any coupons attached thereto shall bear the facsimile signature of the chairman of the commission. In case any officer whose signature or a facsimile thereof shall appear on any bonds notes or other obligations or coupons shall cease to be such officer before the delivery of such bonds notes or other obligations such signature or the facsimile thereof shall nevertheless be valid and sufficient for all purposes the same as if he had remained in office until such delivery.

Section 5 Each appointed member of the commission shall execute a bond in the penalty of fifty thousand dollars (\$50,000) and the Secretary and Treasurer shall execute a bond in the penalty of one hundred thousand dollars (\$100,000) each such bond to be approved by the Governor and to be conditioned upon the faithful performance of the duties of his office in the administration of the Pennsylvania Turnpike System which bonds shall be filed in the office of the Secretary of the Commonwealth and thereupon the bonds previously given by the members of the commission and the Secretary and Treasurer of the commission under any other act previously requiring such bonds shall be cancelled and notwithstanding

any of the provisions of any of such acts no bonds in addition to those provided hereunder shall be required.

Section 6 By reason of the increased duties and responsibilities imposed upon the commission and in lieu of the salaries heretofore authorized by law the chairman of the commission shall receive an annual salary of fifteen thousand dollars (\$15,000) and the other appointed members of the commission shall each receive an annual salary of thirteen thousand dollars (\$13,000) payable in semi-monthly installments solely from funds derived from the Pennsylvania Turnpike System and each member of the commission shall be reimbursed for the necessary expenses incurred in the performance of his duties.

Section 7 This act shall be construed as granting supplemental and additional powers to the commission and shall not be construed as being in derogation of any other powers of the commission granted by any other act and in the event that any provision of this act shall be in conflict with the provisions of any other act the provisions of this act shall govern.

Section 8 The provisions of this act shall become effective immediately upon final enactment.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McMenamin,	Stevenson,
Barr,	Hare,	McPherson, Jr.,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Troole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Dent,	Letzler,	Rosenfeld,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Scarlett,	Wolfe,
Fleming,	McCreech,	Silvert,	Wood,
Freud,	McGinnis,	Snowden,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL ON THIRD READING DEFEATED ON FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 729, entitled:

An Act to repeal Sections 2 and 3 of the act, approved the eleventh day of April, one thousand eight hundred sixty-six (P. L. 635), entitled "A further supplement to the act consolidating the city of Philadelphia, for the purpose of introducing a sufficient supply of fresh and pure water, for the use of the citizens of said city," eliminating the right of the City of Philadelphia to enter upon or take certain land in adjoining counties by eminent domain proceedings for water supply purposes and the manner of ascertaining damages for such taking.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—24

Berger,	Kessler,	Peeler,	Wagner,
Blass,	Letzler,	Propert,	Walker,
Diehm,	Mahany,	Robinson,	Watkins,
Fleming,	Mallery,	Stevenson,	Watson,
Freed,	McPherson, Jr.,	Taylor,	Wolfe,
Hare,	Pechan,	Wade,	Wood,

NAYS—23

Bane,	DiSilvestro,	McCreesh,	Silvert,
Barr,	Haluska,	McGinnis,	Snowden,
Barrett,	Holland,	McMenamin,	Stiefel,
Byrne,	Kephart,	Neff,	Toole,
Chapman,	Lane,	Rosenfeld,	Yosko,
Dent,	Leader,	Ruth,	

Less than a Constitutional majority of all the Senators having voted "aye" the question was determined in the negative.

SECOND READING CALENDAR

BILL ON SECOND READING, AMENDMENTS OFFERED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 98, entitled:

An Act regulating the appointment, promotion, suspension, reduction, removal and reinstatement of employes (except superintendents assistant superintendents inspectors and chief clerks) in bureaus of police in cities of the second class and defining the powers and duties of civil service commissions in such cities for such purposes

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. BARR. Mr. President, I desire to offer amendments to House Bill No. 98.

Mr. WALKER. Mr. President, I have been in conference with my colleague from Allegheny County, Senator Fleming. We have discussed the amendments briefly with Senator Barr, and, as I gather, the purport of the amendments is that they alter and change the original intent of the bill. If that is the case, Mr. President, I feel constrained to suggest that we are going to oppose the adoption of the amendments. I do not think that comes as a surprise to Senator Barr, but I thought I should officially advise him.

Mr. BARR. Mr. President, the amendments simply include all cities. If we are going to change the Civil Service Laws in the City of Pittsburgh for the police there, it is our intention that in all other cities they should be changed there also.

Now Mr. President, first I would like to call the attention of the Senate to the various proposals that are in this bill. Mr. President, if this bill is passed there will be no more discipline in the police force in the City of Pittsburgh. Secondly, Mr. President, if there has been a suspension of any policemen, the record that is kept in the Department of Public Safety will not be allowed to be taken to the court of appeal. Every case will start de novo in the court of Allegheny County.

Mr. President, another point I would like to call your attention to is that it eliminates the soldiers' preference.

I do not know why the soldiers' preference should be allowed in every other city in the State and not in the City of Pittsburgh. Another thing is, Mr. President, there are times when the City of Pittsburgh may want to hire a detective, an ex-F.B.I. person or some such type man as that, and under the provisions of this bill that cannot be done, because the man will have to have been on the force for a period of four years before he can be hired as a special detective.

Mr. President, this is the first "pinch" bill that I have seen on the floor concerning the City of Pittsburgh this year. Mr. President, I do not like to be discourteous, but I have been on the Local Government Committee since its inception, I was on the County Government Committee when it was in existence, and through my twelve years in the Senate I have only missed one meeting of the County Government Committee and the Local Government Committee, and this bill was brought out of that committee the day I was not there. I have never done that type of trick to any Member of the Senate on either side of the aisle. I refuse to wait until there are just a few in committee, and then reach in and ask the chairman to pull out a "pinch" bill such as this.

I ask my friends on the other side of the aisle to read this bill; even if you do not adopt the amendments, I want you to read this bill and if you think it is fair, I will say, "All right, vote for it," and knowing that you are gentlemen, I feel you will never vote for a piece of legislation such as this.

Mr. BARR offered the following amendment.

Amend Sec. 1, page 2, line 2, by striking out the words "of the second class".

On the question,

Will the Senate agree to the amendment?

Mr. FLEMING. Mr. President, I would like to join with my colleague, the Majority Floor Leader, in opposing the adoption of these amendments. I would draw to the attention of the Senate that our colleague on the other side of the house, Senator Barr, was arguing the merits of the bill. We will argue on that point when it comes up for Final Passage. We believe that we can present to the Senate arguments that will conclusively prove to them that this is good legislation, and should be put on the statute books of Pennsylvania, but at this time I would ask my colleagues on this side of the house to vote down these amendments which clearly destroy the intent and purport of the bill.

MOTION THAT AMENDMENT BE ADOPTED

Mr. BARR. Mr. President, I move that the amendment be adopted.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

(A voice vote having been taken the question was determined in the negative.)

And the question recurring,

Will the Senate agree to the section?

It was agreed to.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. BARR offered the following amendments:

Amend Sec. 2, page 2, lines 8 to 11, by striking out the words "The civil service commissions in cities of the second class" in line 8, all of lines 9 and 10 and the words "approval of this act" in line 11 and inserting in lieu thereof "The civil service commission in cities shall have the power to make and change rules and regulations"; Amend Sec. 2, page 2, lines 12, 13 and 14, by striking out the words "nor shall any com-" in line 12, all of lines 13 and 14.

On the question,

Will the Senate agree to the amendments?

(A voice vote having been taken the question was determined in the negative.)

And the question recurring,

Will the Senate agree to the section?

It was agreed to.

The third section was read.

On the question,

Will the Senate agree to the section?

Mr. BARR offered the following amendment:

Amend Sec. 3, page 2, lines 16 and 17, by striking out the words "of the second class".

On the question,

Will the Senate agree to the amendment?

(A voice vote having been taken the question was determined in the negative.)

And the question recurring,

Will the Senate agree to the section?

It was agreed to.

The fourth section was read and agreed to.

The fifth section was read.

On the question,

Will the Senate agree to the section?

Mr. BARR offered the following amendment:

Amend Sec. 5, page 4, line 2, by striking out the words "of the second class".

On the question,

Will the Senate agree to the amendment?

(A voice vote having been taken the question was determined in the negative.)

And the question recurring,

Will the Senate agree to the section?

It was agreed to.

The sixth section was read and agreed to.

The seventh section was read.

On the question,

Will the Senate agree to the section?

Mr. BARR offered the following amendment:

Amend Sec. 7, page 5, line 4, by striking out the words "of the second class".

On the question,

Will the Senate agree to the amendment?

(A voice vote having been taken the question was determined in the negative.)

And the question recurring,

Will the Senate agree to the section?

It was agreed to.

The eighth section was read

On the question,

Will the Senate agree to the section?

Mr. BARR offered the following amendment:

Amend Sec. 8, page 8, lines 2 to 18, by striking out the words "In the event the" in line 2, and all of lines 3 to 18, inclusive.

On the question,

Will the Senate agree to the amendment?

(A voice vote having been taken the question was determined in the negative.)

And the question recurring,

Will the Senate agree to the section?

It was agreed to.

The ninth section was read.

On the question,

Will the Senate agree to the section?

Mr. BARR offered the following amendment:

Amend Sec. 9, page 8, line 20, by striking out the words "of the second class".

On the question,

Will the Senate agree to the amendment?

(A voice vote having been taken the question was determined in the negative.)

And the question recurring,

Will the Senate agree to the section?

It was agreed to.

The tenth section was read.

On the question,

Will the Senate agree to the section?

Mr. BARR offered the following amendment:

Amend Sec. 10, page 10, line 1, by striking out the words "of the second class".

On the question,

Will the Senate agree to the amendment?

(A voice vote having been taken the question was determined in the negative.)

And the question recurring,

Will the Senate agree to the section?

It was agreed to.

The eleventh section was read.

On the question,

Will the Senate agree to the section?

Mr. BARR offered the following amendments:

Amend Sec. 11, page 10, lines 6 to 19, by striking out the words "So much of section one of article three of the act ap-" in line 6 and all of lines 7 to 19 inclusive; Amend Sec. 11, page 11, line 1, by striking out the word "other".

On the question,

Will the Senate agree to the amendments?

(A voice vote having been taken the question was determined in the negative.)

And the question recurring,

Will the Senate agree to the section?

It was agreed to.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. BARR offered the following amendment:

Amend Title, page 1, next to last line of Title, by striking out the words "of the second class".

On the question,

Will the Senate agree to the amendment?

(A voice vote having been taken the question was determined in the negative.)

And the question recurring,

Will the Senate agree to the title?

It was agreed to.

And said bill having been read at length the second time,

On the question,
Will the Senate agree to the bill on second reading?

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 98, on second reading, entitled:

An Act regulating the appointment promotion suspension reduction removal and reinstatement of employes (except superintendents assistant superintendents inspectors and chief clerks) in bureaus of police in cities of the second class and defining the powers and duties of civil service commissions in such cities for such purposes

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL RECOMMITTED

Mr. WALKER. Mr. President, I move that House Bill No. 119, on second reading, entitled:

An Act to prohibit the calling of any tax assessed or levied by any political subdivision a "poll tax" and making taxes so designated invalid and uncollectible.

be recommitted to the Committee on Local Government.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 224, on second reading, entitled:

An Act to further amend section 7 of the act, approved the twenty-sixth day of June, one thousand nine hundred thirty-one (P. L. 1379), entitled "An act creating in counties of the third class a board for the assessment and revision of taxes; providing for the appointment of the members of such board by the county commissioners; providing for their salaries, payable by the county; abolishing existing boards; defining the powers and duties of such boards; regulating the assessment of persons, property, and occupations for county, borough, town, township, school, and poor purposes; authorizing the appointment of subordinate assessors, a solicitor, engineers, and clerks; providing for their compensation, payable by such counties; abolishing the office of ward, borough, and township assessors, so far as the making of assessments and valuations for taxation is concerned; and providing for the acceptance of this act by cities," by further providing for the preparation of assessment rolls and lists.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 511, on second reading, entitled:

An Act to further amend Sections 614 and 615 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by increasing the penalty provisions and providing for fines and imprisonment

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 554, entitled:

An Act authorizing political subdivisions other than cities of the first and second classes and school districts of the first class and first class A to appoint and pay the compensation of employes to make an assessment list of all inhabitants or residents thereof over twenty-one years of age for taxation purposes

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 598, on second reading, entitled:

An Act to further amend Section 10 of the act approved the twenty-ninth day of May one thousand eight hundred eighty-five (P. L. 29) entitled "An act to provide for the incorporation and regulation of natural gas companies" by providing that natural gas companies shall have the right of eminent domain for underground storage of natural gas or manufactured fuel gas and regulating the exercise of such right.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 615, on second reading, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways, of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds;" by increasing annual registration fees for certain commercial motor vehicles, truck tractors, trailers and semi-trailers; prescribing additional equipment requirements for certain vehicles; increasing the maximum gross weights and axle loads allowed for certain vehicles; changing the requirements for weighing vehicles and removal of excess loads; and prescribing and changing penalties.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 616, entitled:

An Act to further amend the act approved the fourth day of April, one thousand nine hundred twenty-five (P. L. 127), entitled "An act relating to Adoption," by reducing the period during which an abandonment must have existed; eliminating certain consents necessary to an adoption; empowering orphans' courts and in counties of the first class municipal courts to establish investigative staffs with respect to adoptions; requiring all persons, societies, agencies, institutions or similar organizations or corporations receiving or placing children for adoption to make certain reports to the court; conferring jurisdiction upon orphans' courts, and in counties of the first class municipal courts, to determine the custody of certain children; providing for acknowledgments, judicial determination and consents relating to paternity and fixing the status of the parties concerned; prohibiting the receipt of compensation for the placement of children for adoption and prescribing penalties.

The first section was read and agreed to.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. KEPHART offered the following amendments:

Amend Section 2, subsection (c), page 4, line 12, by adding after the word "adjudged" the following: "an incompetent or"; Amend Section 2, subsection (c), page 4, line 13, by striking out the word "or feeble"; Amend Section 2, subsection (c), page 4, line 13, by inserting after the word "whose" the following "incompetency or"; Amend Section 2, subsection (c), page 4, lines 13 and 14, by striking out the word "or feebleness"; Amend Section 2, subsection (f), page 5, line 15, by inserting after the article "a" the word "specific".

They were agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the Senate agree to the section?

Mr. KEPHART offered the following amendments:

Amend Section 3, page 8, line 8, by striking out the word "seven" and inserting in lieu thereof "eight"; Amend the Bill, page 15, by inserting after line 3, the following: Section 4.8. The provisions of Section 4.2, 4.5 and 4.6 of this act shall not be construed to apply to any religious institution, nor to any society, agency, service institution or similar organization, conducted or operated by any religious order or church.

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

REQUEST THAT BILL GO OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 616, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection?

Mr. HALUSKA. Mr. President, I desire to offer amendments to Senate Bill No. 616, on behalf of my colleague, Senator Dent.

Mr. WALKER. Mr. President, so that there is not any

confusion in the printing of this bill as amended, may we be at ease a minute.

(The Senate was at ease.)

Mr. HALUSKA. Mr. President, after checking I find that my amendments are inserted in the amendments offered by Senator Kephart. Therefore, I withdraw my request on behalf of Senator Dent.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I again ask unanimous consent that Senate Bill No. 616, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 621, on second reading, entitled:

An Act to further amend section 2 of the act, approved the first day of June, one thousand nine hundred thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns of State Highways, and providing for their construction and maintenance at the expense of the Commonwealth," by adding a new route in Luzerne County.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 667, on second reading, entitled:

An Act to amend subsection (c) of Section 2 of the act approved the twenty-seventh day of June one thousand nine hundred forty-seven (P. L. 1046) entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts creating a State Tax Equalization Board and prescribing its powers and duties imposing duties on certain local officers agents boards commissions and departments and making an appropriation" by increasing the compensation of the members of board

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 675, on second reading, entitled:

An Act to further amend the act approved the sixth day of May one thousand eight hundred seventy-four (P. L. 125) entitled "An act regulating State tax on certain county offices" by increasing the maximum amount of fees that certain county officers may retain before being required to pay over half the excess to the county treasurer

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 676, on second reading, entitled:

An Act to amend the act approved the twenty-eighth day of June one thousand nine hundred forty-seven (P. L. 1144) entitled "An act relating to the annual salaries of certain county officers of counties of the second class" by increasing the salaries of certain county officers

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 677, on second reading, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 973) entitled "An act relating to the annual salaries of certain county officers of counties of the third class" by increasing the salaries of certain county officers

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 678, entitled:

An Act to further amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 947) entitled "An act relating to the annual salaries of certain county officers of counties of the fourth class" by increasing the salaries of certain county officers

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. YOSKO offered the following amendment:

Amend Sec. 1 (Sec. 1), page 3, by inserting between lines 2 and 3, the following "The clerk of the orphans' court (other than the register of wills acting as ex officio clerk of orphans' court) five thousand six hundred dollars (\$5600)."

It was agreed to.

The section was agreed to as amended.

The section and title were read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 678, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 679, on second reading, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 972) entitled "An act relating to the annual salaries of certain county officers of counties of the fifth class" by increasing the salaries of certain county officers

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 680, on second reading, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 928) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the sixth class" by increasing the salaries of certain county officers

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 680, entitled:

An Act to further amend Sections 4 and 5 of the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions" by increasing the amount of pension in certain cases increasing the contributions required from certain employes and establishing certain minimum and maximum pensions.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 681, on second reading, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 971) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the eighth class" by increasing the salaries of certain county officers.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 682, on second reading, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 938) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the seventh class" by increasing the salaries of certain county officers.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 688, on second reading, entitled:

An Act to further amend Section 303 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2017), entitled "An act creating in each county (except of the first class) as a separate corporation, and in each city of the first and second class as a part of the city government, an institution district for the care and maintenance of certain indigent persons and children; prescribing the powers and duties of county commissioners, county treasurers, city departments of public welfare, the State Department of Welfare and the State Department of Public Assistance in respect thereto; abolishing certain poor districts and terminating the terms of directors, overseers, guardians and managers of the poor and poor district auditors, and providing for the temporary employment of certain of them; providing for the transfer, vesting, sale and disposition of the property of poor districts and the payment of their obligations; imposing certain existing obligations on institution districts and on the Commonwealth; regulating the affairs of poor districts until abolished; revising, amending, changing and consolidating the law relating to the care of the poor; and repealing existing laws," by directing that

an allowance be paid to certain county controllers for the expenses pertaining to the institution district for a temporary period.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 691, on second reading, entitled:

An Act to further amend Section 444 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by increasing the maximum appropriation which may be made for agricultural extension work.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 693, on second reading, entitled:

An Act to reenact revise and amend the the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto."

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 699, on second reading, entitled:

An Act to further amend Section 1917 of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by permitting lands or buildings to be set aside or acquired as recreation places and to provide for the supervision operation and maintenance thereof without approval by the electors.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 705, on second reading, entitled:

An Act prohibiting the use of sirens similar to those employed by fire companies in sounding fire alarms, and prescribing penalties.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING, AMENDMENTS OFFERED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 708, entitled:

An Act requiring certain non-profit and cooperative associations and corporations to obtain the approval of the Pennsylvania Public Utility Commission before beginning to furnish telephone service on a cooperative or non-profit basis or to furnish such service in areas not theretofore served; providing for regulation of such service after approval; and conferring powers and imposing duties upon the Pennsylvania Public Utility Commission.

The first section was read and agreed to.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. LANE offered the following amendment:

Amend Section 2, page 3, line 6, by inserting after the word "law," the following: "Nothing herein contained shall be construed to apply to telephone service furnished by The Rural Electrification Administration."

On the question,

Will the Senate agree to the amendment?

Mr. WALKER. Mr. President, I desire to interrogate the gentleman from Washington, the sponsor of the amendments.

The PRESIDENT. Will the gentleman from Washington, Mr. Lane, permit himself to be interrogated?

Mr. LANE. I will, Mr. President.

Mr. WALKER. Mr. President, I would like to ask the gentleman from Washington, as I understand the amendment which he is now offering, if this amendment is adopted then telephone service furnished by the R.E.A. in Pennsylvania will not be subject to the jurisdiction of the Pennsylvania Public Utility Commission. Is that correct?

Mr. LANE. That is correct, Mr. President.

Mr. WALKER. Thank you very much.

Mr. MAHANY. Mr. President, I rise to protest this amendment because this bill is designed to cover all types of telephone service regardless of what company or what type of company furnishes the same, whether it be a co-op or the R.E.A. or any other type of non-profit telephone company.

Mr. President, it seems a shame that telephone companies which spend a great deal of money to install equipment, expensive equipment, in areas, and then have the R.E.A. or some non-profit telephone corporation come along and interfere with that investment and put facilities in areas where there are adequate facilities.

Mr. President, our Public Utility Commission is designed to see to it that that type of thing does not happen, that where companies have invested large sums of money to furnish equipment in areas, that that company has a franchise, an exclusive franchise, to furnish that type of service. Also, where companies are not under the jurisdiction of the P.U.C., the customers do not have anyone to turn to when they get inadequate service or have their rates increased, and we feel that everyone in Pennsylvania should have that protection.

Therefore, Mr. President, I would like to protest this amendment and suggest to the Members that they vote against the same.

MOTION THAT AMENDMENT BE ADOPTED

Mr. LANE. Mr. President, I move that the amendment be adopted.

Mr. LEADER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. LEADER. Mr. President, I believe that the Public Utility Commission in Pennsylvania was established primarily to protect the interests of the public and to protect them in areas of our economic system where monopolies exist, and not so much to protect that monopoly. I recognize, however, that there are times when the word "public" in the title of our Public Utility Commission

is used quite loosely, and apparently this is intended to be one of those times. The private telephone companies have had for many years the opportunity to go into our remote areas and give them service, and even with this amendment they shall continue to have the opportunity to go into the remote areas of Pennsylvania and give telephone service.

Mr. President, by way of ratification to Senator Mahany, I might add that it is ridiculous to think that the R.E.A. would go into areas where they are now getting adequate telephone service, or those people that have telephone service would take that kind of initiative to establish their own system. This is simply a method of working out telephone service for remote areas of Pennsylvania, which cannot get it or cannot afford to get it from private telephone companies.

Mr. President, we recognize that in some areas of our economic system it is necessary to have monopolies, although I am a little amused some times when these organizations enjoying virtual monopolies in certain fields buy full pages in our national magazines to tell the farmers and small businessmen like myself of the virtues of our free competitive American system. After all, some of us are experiencing that and we like it, incidentally. Is it asking too much of these monopolies now, if they fail to give service, to permit the R.E.A. to come into those areas and give them service? Is that asking too much?

Mr. President, it is my feeling, however, that the great benefit of R.E.A. is not so much in what it does, but in the stimulating effect it has on our private companies in prodding them. Just as they did in the case of electricity, so they can do in the case of telephone service, prod our private companies to go into the remote areas of Pennsylvania and give them service. Pinchot gave these rural people roads. It was under R.E.A. that many of them got electricity, and now R.E.A. is going into the field of telephone service, and I urge you gentlemen of the Senate to vote for this amendment so that we in Pennsylvania will not be denied an opportunity that is going to be extended to all the other States of our Nation.

Mr. WALKER. Mr. President, there are a number of my colleagues on this side of the aisle that are in sympathy with this amendment, and would like to vote for it. Of course, it can readily be seen from the remarks made on the floor that there is a distinct difference of opinion. If the gentleman from Washington would yield for a moment until we could have what might be termed a fast conference, we might be able to arrive at some legislative action that would be satisfactory to him.

Mr. LANE. I yield, Mr. President.

(The Senate was at ease.)

AMENDMENTS WITHDRAWN

Mr. LANE. Mr. President, I withdraw my amendment to House Bill No. 708, at this particular time.

The PRESIDENT. Is there objection? The Chair hears none.

And the question recurring,

Will the Senate agree to the section?

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 708, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 752, entitled:

An Act to add Section 3 to the act approved the nineteenth day of May one thousand eight hundred eighty-seven (P. L. 138) entitled "An act providing for payment of costs in criminal cases by the proper county" by making costs payable by the county to aldermen and justices of the peace due and payable

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 754, entitled:

An Act to amend Section 1 of the act approved the eleventh day of May one thousand eight hundred seventy-four (P. L. 132) entitled "An act relating to payment of costs in cases of felony" by making costs due and payable by the county to aldermen or justices of the peace due and payable at the end of each calendar month.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 931, on second reading, entitled:

An Act to further amend Section 719 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by changing the dog training period.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 955, on second reading, entitled:

An Act to amend section 10 of the act, approved the twenty-third day of May, one thousand nine hundred forty-five (P. L. 903), entitled, "An act authorizing cities of the third class to establish an optional retirement system for officers and employees independently of any pension system or systems existing in such cities," by removing the limitations on contributions by the city.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 958, on second reading, entitled:

An Act to further amend subsections (a) of Sections 1016 and 1112 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of ve-

hicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by changing the requirements for stop signs.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1052, entitled:

An Act to further amend the title and Section 1 of the act approved the sixteenth day of April one thousand nine hundred seven (P. L. 92) entitled as amended "An act defining the duty of coroners where death is sudden or violent or is of a suspicious nature and character and of police and health authorities in this Commonwealth in reference to the disposition of bodies of persons whose cause of death may be the subject of inquiry by the coroner but where it appears the cause of death is not surrounded by suspicious circumstances" by prescribing duties of coroners and deputy coroners when death occurs to a person in any institution for juvenile delinquents and dependents.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. STEVENSON offered the following amendment:

Amend Sec. 1, (Title), page 2, lines 13 and 14, by striking out the words "a minor in" and inserting in lieu thereof "an inmate of."

It was agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. STEVENSON offered the following amendments:

Amend Sec. 2, (Sec. 1), page 3, line 12, by striking out the words "a person in" and inserting in lieu thereof: "an inmate of"; Amend Sec. 2, (Sec. 1), page 3, line 18, by striking out the words "persons in" and inserting in lieu thereof: "inmates of"; Amend Sec. 2, (Sec. 1), page 4, line 1, by striking out the word "person" and inserting in lieu thereof: "inmate."

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. STEVENSON offered the following amendment:

Amend Title, page 2, third from last line and next to last line of Title, by striking out the words "a person in" and inserting in lieu thereof: "an inmate of."

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILLS OVER IN ORDER

Mr. STEVENSON. Mr. President, I ask unanimous consent that House Bill No. 1052, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1071, on second reading, entitled:

An Act to amend the title and Section 1 of the act, approved the twelfth day of July, one thousand nine hundred thirty-five (P. L. 708) entitled "An act empowering the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School, to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School, on certain conditions," by authorizing the relocation of the right of way or easement by agreement of the interested parties.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1114, entitled:

An Act to further amend Section 3 of the act, approved the nineteenth day of July, one thousand nine hundred thirty-five (P. L. 1356), entitled "An act to regulate the sale and delivery of solid fuel, as herein defined; providing for appointment of licensed weighmasters; prescribing their powers and duties; authorizing substitute licensed weighmasters; imposing certain duties on the Department of Internal Affairs; and providing penalties," by requiring different types of solid fuels in one vehicle to be separated, and requiring separate weighmaster's certificates for each type.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1450, entitled:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes, and other ordinary and general expenses in the interim between the thirty-first day of May, one thousand nine hundred fifty-one, and such time as the funds provided by the General Appropriation Act become available, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred fifty-one.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1451, entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first, one thousand nine hundred fifty-one.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

HOUSE BILL No. 213 CALLED UP FROM THIRD READING POSTPONED CALENDAR

Mr. MALLERY. Mr. President, I call up from page 8 on Bills on Third Reading Postponed, House Bill No. 213.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 213, entitled:

An Act to further amend section one of the act approved the twenty-eighth day of June one thousand nine hundred thirty-five (P. L. 477) entitled as amended "An act providing for the payment of the salary medical and hospital expenses of policemen and firemen by cities boroughs towns and townships who are injured in the performance of their duty and providing that absence during such injury shall not reduce any usual sick leave period" by adding a presumption of relationship to employment of diseases of the heart and tuberculosis of the respiratory system and providing disability benefits for such conditions

And said bill having been read at length the third time, On the question,

Will the Senate agree to the bill on third reading?

Mr. MALLERY. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MALLERY. Mr. President, for the information of the Senate these proposed amendments were offered to me by the policemen and firemen concerned.

The Clerk read the amendments as follows:

Amend Title, page 1, last line of title, by striking out "adding a presumption of relationship to employment"; Amend Title, page 2, line 1 from top, by striking out the word "of" where it appears the first time and inserting in lieu thereof "providing disability benefits for"; Amend Title, page 2, line 2 from top by striking out "and providing disability benefits for such conditions" and inserting in lieu thereof "incurred after one year of service"; Amend Sec. 1 (Sec. 1), page 3, line 9, by inserting after the word "That" the following "in the case of salaried policemen and firemen the"; Amend Sec. 1 (Sec. 1), page 3, line 11, by striking out the words "shall be presumed to be due to"; Amend Sec. 1 (Sec. 1), page 3, line 13, by striking out the word "and."

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. MALLERY. Mr. President, I ask unanimous consent that House Bill No. 213, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

SENATE BILL No. 165 CALLED UP FROM SECOND READING POSTPONED CALENDAR

Mr. HALUSKA. Mr. President, on page 21, Bills on Second Reading Postponed, I now call up Senate Bill No. 165.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 165, entitled:

An Act providing that State-aided hospitals upon giving notice of claim shall have first liens on the proceeds of certain insurance policies for services rendered to persons injured in accidents entitled to payments from such proceeds

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. HALUSKA offered the following amendment.

Amend page 3, line 5, by inserting after the word "cases" the following: "Provided However that if such insurance policy provides for the payment of sums of money to the insured for loss of wages such sums shall not be subject to such lien but shall remain payable to the insured."

It was agreed to.

The section was agreed to as amended.

The second section and title were read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. HALUSKA. Mr. President, I ask unanimous consent that Senate Bill No. 165, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

PERMISSION TO ADDRESS SENATE

Mr. MALLERY asked and obtained unanimous consent to address the Senate.

Mr. MALLERY. Mr. President, on behalf of Senator Stevenson and myself, I am about to introduce a bill on Fair Employment Practices. This bill will take care of a large group of people in our Commonwealth that are not

considered in any F.E.P.C. bill that I know of that has been introduced at this Session of the Legislature, namely, the aged. I hope that all of the Members of the Legislature will read this bill, because it will prohibit discrimination of the aged, the same as all other groups will be protected by the various F.E.P.C. bills.

Mr. President, I read in place and present to the Chair a bill.

BILLS INTRODUCED AND REFERRED

Mr. MALLERY. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. MALLERY and STEVENSON read in place and presented to the Chair Senate Bill No. 770, entitled:

An Act prohibiting certain practices of discrimination because of race color religious creed ancestry national origin or age by employers employment agencies labor organizations and other as herein defined creating the Pennsylvania Fair Employment Practice Commission in the Department of Labor and Industry defining its functions powers and duties providing for procedure and enforcement providing for judicial review and enforcement imposing penalties and making an appropriation.

Which was committed to the Committee on Judiciary General.

Mr. WAGNER. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WAGNER read in his place and presented to the Chair Senate Bill No. 771, entitled:

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by empowering the board of school directors in every school district to insure all of its employees against liability for personal damages sustained by pupils or others as the result of the employees' negligence in the performance of his or her duties during the course of his or her employment.

Which was committed to the Committee on Education.

SENATE RESOLUTION

REQUESTING AN INVESTIGATION OF THE MANAGEMENT OF THE SCRANTON STATE HOSPITAL

Mr. BARR. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. BARR and DENT, offered the following resolution which was twice read as follows:

In the Senate, June 26, 1951

Whereas, there has been a question as to the propriety of the actions of persons connected with the Scranton State Hospital in their relationship to Members of the Legislature, therefore

Be It Resolved that the Senate of Pennsylvania request an immediate investigation of the management of this hospital by the Secretary of Revenue and Secretary of Welfare.

REQUEST THAT RULE 39 BE SUSPENDED

Mr. BARR. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDENT. Is there objection?

Mr. WALKER. Mr. President, I object.

The PRESIDENT. The resolution is referred to the Committee on Rules.

PERMISSION TO ADDRESS SENATE

Mr. BARR asked and obtained unanimous consent to address the Senate.

Mr. BARR. Mr. President, I was informed that there was supposed to be an investigation of the Scranton State Hospital and I understand that it has even been concluded, that they did send a man up there and he did the whole investigation in two hours and a half.

SENATE CONCURRENT RESOLUTION

TIME OF NEXT MEETING

Mr. HARE. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HARE, offered the following resolution, which was twice read, considered and agreed to:

In the Senate, June 26, 1951.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, July 9, 1951 at two o'clock, p.m., E.S.T.; and when the House of Representatives adjourns this week it reconvene on Monday, July 9, 1951, at three-thirty o'clock, p. m., E.S.T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. KEPHART. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 80, entitled:

An Act to further amend section four thousand three hundred two of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by prescribing a minimum period of continuous service and in certain cases a minimum age for police retirement

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 601, entitled:

An Act to add Section 345.1 to the act, approved the second day of May, one thousand nine hundred twenty-

nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the law relating thereto." by providing for a quadrennial audit of the books, accounts and activities of counties and officers thereof by an independent accountant or accountants.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 647, entitled:

An Act to further amend Section 429 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by increasing the salaries of the members of the Pennsylvania Securities Commission.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 715, entitled:

An Act to further amend Section 1 of the act approved the third day of May one thousand nine hundred fifteen (P. L. 226) entitled "An act to establish and regulate the fees to be received and charged by the prothonotary of the courts of common pleas of this Commonwealth in counties having over eight hundred thousand and less than one million five hundred thousand inhabitants according to the last preceding United States census" by changing and further fixing the fees to be charged by the prothonotary.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 731, entitled:

An Act making an appropriation to the Department of Labor and Industry for the payment of certain moral claims; providing for the hearing, adjustment and payment of moral claims to members of the Workmen's Compensation Board and referees suffered as a result of delay in confirmation of appointments made by Governor to such offices.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 752, entitled:

An Act to further amend the act, approved the twenty-sixth day of June, one thousand nine hundred thirty-one (P. L. 1379), entitled "An act creating in counties of the third class a board for the assessment and revision of taxes; providing for the appointment of the members of such board by the county commissioners; providing for their salaries, payable by the county; abolishing existing boards; defining the powers and duties of such board; regulating the assessment of persons, property, and occupations for county, borough, town, township, school, and poor purposes; authorizing the appointment of subordinate assessors, a solicitor, engineers, and clerks; providing for their compensation, payable by such counties; abolishing the office of ward, borough, and township, assessors, so far as the making of assessments and valuations for taxation is concerned; and providing for the acceptance of this act by cities," by further regulating the assessment and valuation of property for local taxation purposes; further defining the duties of subordinate assessors and the board; changing the time for the preparation and inspection of the assessment roll, and duplicate assessment roll, notice of appeal, and hearings on appeals; prescribing duties of and fees to be collected by municipal officers who issue building permits; imposing duties on taxables; making improvements on land and grantees of land; and prescribing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 759, entitled:

An Act to promote the uniform development of Allegheny County creating the Metropolitan Study Commission of Allegheny County defining its powers and duties conferring powers and imposing duties upon the Governor and the governing bodies of political subdivisions

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 771, entitled:

An Act authorizing deductions from the wages or salary of any Commonwealth employee for the purchase of United States Saving's Bonds

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1005, entitled:

An Act requiring certain officers of the Commonwealth of Pennsylvania and its departments boards commissions and agencies and of the political subdivisions thereof to deduct from the salaries wages or other compensation payable by them to any elected or appointed officers or employees the premiums or other charges due from such persons under various contracts of group insurance when written authorization to make such deductions is given by any such persons and requiring the deductions so made to be paid directly to the association or corporation furnishing such group insurance

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1163, entitled:

An Act to further amend subsection (b) of Section 2 of the act approved the twenty-ninth day of September one thousand nine hundred thirty-eight (P. L. 53) entitled as amended "An act relating to institutions of counties cities wards boroughs townships institutions districts and other political subdivisions for the care maintenance and treatment of mental patients providing for the transfer to the Commonwealth for the care maintenance and treatment of mental patients of such institutions and all grounds lands buildings and personal property of such political subdivisions used for the care and maintenance of indigent persons connected with such mental institutions providing for the management and operation or closing and abandonment thereof and the maintenance of mental patients therein including the collection of maintenance in certain cases providing for the retransfer of certain property to counties cities wards boroughs townships institution districts and other political subdivisions under certain circumstances conferring and imposing upon the Governor the Department of Welfare the courts of common pleas and counties cities wards boroughs townships institution districts and other political subdivisions certain powers and duties prohibiting cities counties wards boroughs townships institution districts and other political subdivisions from maintaining and operating institutions in whole or in part from the care and treatment of mental patients and repealing inconsistent laws" by extending the time for the transfer to the Commonwealth of institutions used in the care and maintenance of indigent persons by certain political subdivisions

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1325, entitled:

An Act to amend Section 730 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State Government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by requiring corporations, companies, associations and limited partnerships registered with the Department of Revenue to give notice of change in post office address.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1349, entitled:

An Act to further amend Section 706 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relat-

ing to the finances of the State government, providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by changing the date on which initial bonus reports shall be filed and such bonus paid by foreign corporations.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

INTERROGATION

Mr. WALKER. Mr. President, just as soon as I can get the distinguished gentleman's attention, I would like to inquire from the gentleman from Philadelphia, the Chairman of the Judiciary General Committee, as to whether or not he is going to hold a meeting tomorrow as announced. It is the contemplated plan at this point to have a Session at ten o'clock tomorrow morning, and then recess until the week of July 9th, and if we are having a Session at 10 o'clock tomorrow morning, I question the expediency of having the Judiciary General Committee meet at 11 o'clock, and unless there are matters that require a committee meeting tomorrow, I would like to suggest to the gentleman from Philadelphia that the Senate will meet at ten o'clock tomorrow and if precedence means anything, we will have what is called our skeleton formation.

Mr. KEPHART. Mr. President, in answer to the Majority Leader's question, I would like to request that my committee meeting be continued until we come back here the week of July 9th. I wish to say also that there is an additional reason for continuing my meeting. Senator Mallory just introduced another F.E.P.C. bill which has been referred to the Committee on Judiciary General. Now, I do not think that bill will be printed in time to consider it at the meeting tomorrow, and Senator Mallory also asked me to continue the meeting so that his bill can be in print and available for the consideration of the Committee when it meets.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Wednesday, June 27, 1951, at 9:00 o'clock a. m., Eastern Standard Time.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 4:46 o'clock, p. m., Eastern Standard Time, until Wednesday, June 27, 1951, at 9:00 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, June 26, 1951

The House met at 12:00 noon EST.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

O Eternal God, through whose mighty power our fathers won their liberties of old; Grant we beseech thee, that we and all the people of this land may have grace to maintain these liberties in righteousness and peace, through Jesus Christ our Lord. Amen.

JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of Monday, June 25, 1951? If not, and without objection, the Journal is approved.

BILLS INTRODUCED AND REFERRED

By Mr. EWING.

HOUSE BILL No. 1502.

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for the issuance of commercial operators' licenses; further regulating the operation of motor vehicles, commercial motor vehicles, motor buses, omnibuses and school buses; fixing fees and imposing additional penalties.

Referred to the Committee on Motor Vehicles.

By Mr. HELM.

HOUSE BILL No. 1503.

An Act to amend the title and to further amend sections two, four, five, seven and fifteen of the act, approved the twenty-seventh day of April, one thousand nine hundred twenty-seven (P. L. 465), entitled "An act to provide for the safety of persons employed, housed, or assembled in certain buildings and structures not in cities of the first class, second class, and second class A, by requiring certain construction and ways of egress, equipment, and maintenance; providing for the licensing of projectionists; requiring the submission of plans for examination and approval; providing for the promulgation of rules and regulations for the enforcement of this act; providing for the enforcement of this act by the Department of Labor and Industry and, in certain cases, by the chiefs of fire departments in cities of the third class; providing penalties for violations of the provisions of this act; and

repealing certain acts," by excluding cities of the first class and second class and including cities of the second class A for the licensing of projectionists, covering in Class I buildings not formerly covered, authorizing the increase of ways of egress, and further providing for the safety of the public in motion picture theatres.

Referred to the Committee on Law and Order.

By Mr. TAHL.

HOUSE BILL No. 1504.

An Act to amend the act, approved the twenty-sixth day of May, one thousand nine hundred forty-nine (P. L. 1828), entitled "An act concerning the investment powers and duties of guardians, committees, trustees, and other fiduciaries, except personal representatives, and prescribing the nature and kind of investments, which may be made and retained by such fiduciaries," by declaring the obligations of Redevelopment Authorities issued pursuant to the law of Pennsylvania to be legal investments for fiduciaries.

Referred to the Committee on Judiciary.

By Mr. DALRYMPLE.

HOUSE BILL No. 1505.

An Act to amend the act approved the twelfth day of June, one thousand nine hundred thirty-one (P. L. 510) entitled "An act providing for the licensure and regulation of certain private nursing homes and private hospitals; conferring certain powers and duties upon the Department of Welfare; and providing penalties," by further providing for the licensure and regulation of such nursing homes and hospitals.

Referred to the Committee on Welfare.

By Mr. BOWER.

HOUSE BILL No. 1506.

An Act to amend the act approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 90), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto; regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by further providing for transfers of certain liquor licenses.

Referred to the Committee on Liquor Control.

By Messrs. GUTHRIE and HELM.

HOUSE BILL No. 1507.

An Act to further amend section seven hundred six and subsection (c) of section nine hundred three of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the

peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds; by increasing the fee for annual registration and the maximum gross weight allowed for certain two-wheeled semi-trailers.

Referred to the Committee on Motor Vehicles.

By Messrs. BLAIR and LOPRESTI.

HOUSE BILL No. 1508.

An Act to amend Section 3 of the act, approved the twenty-eighth day of July, one thousand nine hundred forty-one (P. L. 535) entitled "An act providing for the redemption of real property purchased by political subdivisions at sales upon the payment of the amount charged against the same and costs by installment payments, and prescribing the procedure therefor," by providing that default in the payment of any installment when due or the payment of current taxes shall terminate the right of redemption.

Referred to the Committee on Municipal Corporations.

By Messrs. ERB, SOLLENBERGER and CLAPPER.

HOUSE BILL No. 1509.

An Act to amend Section 514 of the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1242), entitled "An act relating to roads, streets, highways and bridges; amending, revising, consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto," by providing for the reconstruction, repair and maintenance of bridges over railroad tracks in boroughs and incorporated towns by the Department of Highways.

Referred to the Committee on Highways.

By Mr. WACHHAUS.

HOUSE BILL No. 1510.

An Act providing for the purchase and for the administration of insulin to diabetic pupils in the public schools and conferring powers and imposing duties on the Department of Health, the Department of Public Instruction, the Department of Property and Supplies, school districts, teachers, and medical inspectors of schools.

Referred to the Committee on Public Health and Sanitation.

By Messrs. GUTENDORF, NAJAKA, KOHL and JUMP.

HOUSE BILL No. 1511.

An Act to amend the act approved the twenty-second day of May, one thousand nine hundred forty-five (P. L. 837), entitled as amended "An act providing for and requiring in certain cases preference in appointments to and retention in public position or on public works for honorably discharged persons who served in the military or naval service during any war in which the United States engaged; and in certain cases for the widows and wives of such persons," by extending the benefits and provisions of said act to include persons who served in the armed forces since the twentieth day of June, one thousand nine hundred fifty and who has an honorable discharge therefrom.

Referred to the Committee on Military Affairs.

RESOLUTIONS INTRODUCED AND REFERRED

By Mr. McKINNEY.

RESOLUTION No. 60.

In the House of Representatives, June 25, 1951.

Whereas, The expenditures for operating our State government are increasing rapidly,

Whereas, the services rendered in behalf of the people by our State government are expanding widely,

Whereas, A growing multiplicity of departments and agencies has involved an inevitable overlapping and a duplication of functions,

Whereas, The tax burdens imposed by a plurality of authorities upon the people are becoming greater in amplitude and intensity and less convenient to absorb, therefore be it

Resolved, That this House approve the creating of a strictly impartial and non-partisan commission for the purpose of studying objectively and scientifically the structure and the functions of the State government with a view to the elimination of slack and waste in all operations at every level and to the application of the principles of rigid economy and maximum efficiency to the same; and be it further

Resolved, that the personnel of said commission shall comprise five members appointed by the Governor, five members appointed by the President Pro Tem, and five members appointed by the Speaker.

Referred to the Committee on Rules.

By Mr. McKINNEY. (Concurrent) RESOLUTION No. 61.

In the House of Representatives, June 25, 1951.

Resolved (if the Senate concurs) That this Regular Session of the General Assembly adjourn sine die, Thursday, July 13, 1951, at 5:00 o'clock P. M., Eastern Standard Time.

Referred to the Committee on Rules.

By Mr. GEER. (Concurrent) RESOLUTION No. 62.

In the House of Representatives, June 25, 1951.

Whereas, Many rumors and complaints have and are being made of the conditions existing in county and State institutions in this Commonwealth; and

Whereas, Such conditions and the maintenance of said institutions is regarded as vital to the welfare of the people; therefore be it

Resolved (if the Senate concur), That the General Assembly authorize the Joint State Government Commission to investigate and conduct a study relative to the maintenance and of the conditions existing in all county and State institutions; and be it further

Resolved, That the Joint State Government Commission be authorized to ascertain what laws are necessary to insure proper maintenance of said institutions and to remedy the conditions existing therein.

Referred to the Committee on Rules.

By Messrs. PETROSKY and MILLS.

RESOLUTION No. 63.

In the House of Representatives, June 25, 1951.

Whereas, the cities of Jeannette, Greensburg and other communities in Westmoreland County have suffered the loss of life, as well as severe losses in property, personal, industrial and municipal, from recent rains causing floods of great magnitude, and

Whereas, The County Commissioners of Westmoreland County have appealed to the Federal Government for aid and assistance in their great problem and have requested that the Reconstruction Finance Corporation of Cleveland, Ohio, declare this area (Westmoreland County) a disaster area, and

Whereas, the community, civic, industrial and labor leaders of this area, have appealed to the Commonwealth

of Pennsylvania for immediate survey of the area for the purpose of setting in movement, the necessary operations to remove further risks and dangers of recurrence of said floods, therefore

Be It Resolved that the Department of Forests and Waters start a project of surveying and estimating the possibilities of said floods, and

Further Be It Resolved that the House of Representatives support the County of Westmoreland in requesting the Reconstruction Finance Corporation for a declaration setting up this area as a disaster area, and

Be It Further Resolved that a copy of this Resolution be sent to the Reconstruction Finance Corporation, Federal Reserve Building, Cleveland, Ohio; the United States Senators, Edward Martin and James H. Duff; Congressman A. B. Kelley and the County Commissioner's Office, Westmoreland County.

Referred to the Committee on Rules.

LEAVES OF ABSENCE

By consent of the House leave of absence was granted as follows:

Mr. Cooper for Mr. RONALD L. THOMPSON for the remainder of the week because of illness.

Mr. Kohl for Mr. FLACK for the remainder of the week because of illness.

REPORTS FROM COMMITTEES

Mr. TOLL from the Committee on Judiciary, reported as committed, House Bill No. 1209, entitled:

An Act relating to marriage and amending, revising, consolidating and changing the law relating thereto.

Mr. TAHL from the Committee on Judiciary, reported as amended, House Bill No. 1271, entitled:

An Act to amend Section thirteen of the Act approved the twenty-seventh day of June, one thousand nine hundred forty-seven (P. L. 1046), entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts; creating a State Tax Equalization Board; and prescribing its powers and duties; imposing duties on certain local officers, agents, boards, commissions and departments; and making an appropriation" by permitting an appeal to the courts from decisions of the State Tax Equalization Board.

Mr. HAROLD G. MILLER from the Committee on Cities—Third Class, reported as committed, House Bill No. 1370, entitled:

An Act to further amend Section 2004 of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by limiting to forty hours the work week of police officers in certain cases.

Mr. TAHL from the Committee on Judiciary, reported as committed, House Bill No. 1402, entitled:

An Act providing for appeals to the court of common pleas from the decisions, rulings and findings of Civil Service Boards and Commissions in cities.

Mr. SCHUSTER from the Committee on Cities and County—Second Class, reported as amended, House Bill No. 1476, entitled:

An Act to further amend Article III of the act, ap-

proved the seventh day of March, one thousand nine hundred one (P. L. 20), entitled "An act for the government of cities of the second class," by fixing maximum hours of service for policemen and providing for compensation for extra services in emergencies.

Mr. COOPER from the Committee on Cities and County—Second Class, reported as committed House Bill No. 1477, entitled:

An Act to further amend Section 1 of the act, approved the thirtieth day of March, one thousand nine hundred fifteen (P. L. 34) entitled "An act to promote the health and efficiency of firemen, in cities of the second class, by providing for a two-platoon system for firemen in the department of public safety of such cities," by further regulating the hours of duty of firemen in cities of the second class.

Mr. GUTHRIE from the Committee on Motor Vehicles, reported as committed, House Bill No. 1479, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof owners of vehicles and garage keepers, providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," requiring certain vehicles and combinations of vehicles to be constructed or equipped to prevent throwing of road surface substance from their rear wheels beyond certain limits.

Mr. WILT from the Committee on Judiciary, reported as committed, House Bill No. 1372, entitled:

An Act to amend Section 308 of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 289), entitled "An act relating to nonprofit corporations; defining and providing for the organization, merger, consolidation, and dissolution of such corporations; conferring certain rights, powers, duties, and immunities upon them and their officers and members; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the first class within the provisions of this act; prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, prothonotaries or such courts, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," by further regulating the method of approval of the borrowing of money and disposition of real estate, by nonprofit corporations, by the members thereof.

Mr. VANSANT from the Committee on Liquor Control, re-reported as amended, House Bill No. 855, entitled:

An Act to amend the act approved the twelfth day of April, one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by permitting the sale and possession of wine in packages not bearing the official seal of the board.

Mr. ZIEGLER from the Committee on Liquor Control, re-reported as amended, House Bill No. 1085, entitled:

An Act to amend the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by making the establishment and operation of Pennsylvania Liquor Stores and the granting of malt and brewed beverage distributors licenses subject to local option and providing where tie vote occurs on local option question the status quo obtains.

Mr. MIKULA from the Committee on Cities—Third Class, re-reported as committed, Senate Bill No. 121, entitled:

An Act to further amend the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by authorizing the classification of real estate into buildings on land and land exclusive of the buildings for city assessment and tax-levying purposes at separate and different rates.

Mr. ROSE from the Committee on Judiciary, reported as committed, House Bill No. 878, entitled:

An Act to amend the act approved the thirteenth day of June one thousand nine hundred eleven (P. L. 903), entitled "An act to prevent frauds against carriers of passengers for hire, within this Commonwealth, and prescribing penalties for the breach of the provisions hereof" by changing penalties and defining magistrate.

Mr. ROSE from the Committee on Judiciary, reported as committed, Senate Bill No. 533, entitled:

An Act concerning contributions among joint tortfeasors; defining the rights and duties of contribution in such cases; making uniform the law with reference thereto and repealing certain acts.

SENATE MESSAGES

AMENDED HOUSE BILLS RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1167.

An Act to provide for the expenses of the Joint State Government Commission of the General Assembly beginning June first one thousand nine hundred and fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and fifty-one.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments
The Clerk read the amendments as follows:

Amend the title, page 1, line 2, by striking out after the word "Assembly" the words "for the two fiscal years".

Amend Section 1, page 2, line 1, by striking out after the word "of" the words and figures "three hundred fifty thousand dollars (\$350,000)" and inserting in lieu thereof the words and figures "fifteen thousand dollars (\$15,000)"; line 8, by striking out after the part-word "mission" the words "for the two fiscal years one month"; line 9 by inserting after the word "fifty-one" the following "and until such time as moneys appropriated for such commission for the 1951-1953 biennium shall become available."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Toil,
Cochran,	Jones, P. F.,	Murray,	Tompkins,
Conway,	Jones, T. H. W.,	Musto,	Toomey,
Cooper,	Jump,	Najaka,	VanSant,
Corr,	Kamyk,	Naugle,	Varallo,
Costa,	Keller,	Needham,	Varner,
Coyle,	Kent,	Olsen,	Verona,
Dalrymple,	Kline,	Penglase,	Wachhaus,

Davis,	Kohl,	Peta,	Wargo,
Dennison,	Kolankiewicz,	Petrosky,	Waterhouse,
Dougherty,	Kornick,	Pettigrew,	Watkins,
Dowling,	Kratz,	Pfaff,	Weidner,
DuBois,	Kubacki,	Pichney,	Welsh,
Duffy,	Lafore,	Pitzer,	Wescott,
Dunn,	Lederer,	Polaski,	Westrick,
Erb,	Leisey,	Polen,	Whalley,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Wheeler,
Fenrich,	Leonard, W. C.,	Price, R. A.,	White,
Ferster,	Leven,	Readinger,	Williams,
Flipp,	Light,	Reagan,	Wilt,
Flo,	Limper,	Reese,	Wood,
Firmstone,	Loftus,	Reidenbach,	Yeakel,
Frost,	Lopresti,	Reilly, J. M.,	Yester,
Gaffney,	Lovett,	Rigby,	Yetzer,
Geer,	Lutty,	Riley, R. L.,	Young,
Gibson,	Lyons,	Robertson,	Ziegler,
Gleason,	Madden,	Rose,	Sorg,
Good,	Madigan,	Rosen,	Speaker
	Markley,	Rovansek,	

NAYS—0

NOT VOTING—2

Flack, Thompson, R. L.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1396.

An Act making an appropriation to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947"

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1, by striking out after the word "of" the words "one hundred fifty thousand dollars (\$150,000)" and inserting in lieu thereof the words "sixty thousand dollars (\$60,000)"; page 2, line 2, by striking out after the word "the" the words "two fiscal years" and inserting in lieu thereof the words "one month."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarrafi,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boies,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,

Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Toll,
Cochran,	Jones, P. F.,	Murray,	Tompkins,
Conway,	Jones, T. H. W.,	Musto,	Toomey,
Cooper,	Jump,	Najaka,	VanSant,
Corr,	Kamyk,	Naugle,	Varallo,
Costa,	Keller,	Needham,	Varner,
Coyle,	Kent,	Olsen,	Verona,
Dalrymple,	Kline,	Penglase,	Wachhaus,
Davis,	Kohl,	Peta,	Wargo,
Dennison,	Kolankiewicz,	Petrosky,	Waterhouse,
Dougherty,	Kornick,	Pettigrew,	Watkins,
Dowling,	Kratz,	Pfaff,	Weidner,
DuBois,	Kubacki,	Pichney,	Welsh,
Duffy,	Lafore,	Pitzer,	Wescott,
Dunn,	Lederer,	Polaski,	Westrick,
Erb,	Leisey,	Polen,	Whalley,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Wheeler,
Fenrich,	Leonard, W. C.,	Price, R. A.,	White,
Ferster,	Leven,	Readinger,	Williams,
Flipp,	Light,	Reagan,	Wilt,
Flo,	Limper,	Reese,	Wood,
Firmstone,	Loftus,	Reidenbach,	Yeakel,
Frost,	Lopresti,	Reilly, J. M.,	Yester,
Gaffney,	Lovett,	Rigby,	Yetzer,
Geer,	Lutty,	Riley, R. L.,	Young,
Gibson,	Lyons,	Robertson,	Ziegler,
Gleason,	Madden,	Rose,	Sorg,
Good,	Madigan,	Rosen,	Speaker
	Markley,	Rovansek,	

NAYS—0

NOT VOTING—2

Flack, Thompson, R. L.,

The majority required by the Constitution having voted in the affirmative the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

HOUSE BILL No. 1396.

An Act making an appropriation to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947."

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 46.

An Act to add section 452 to the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by authorizing the board of county commissioners in counties of the seventh and eighth classes to appropriate money to certain borough fire departments and volunteer fire companies located within the county

HOUSE BILL No. 101.

An Act proposing an amendment to article nine, section eight of the Constitution of the Commonwealth of Pennsylvania to increase the debt limit of the city of Philadelphia.

HOUSE BILL No. 218.

An Act to further amend section 30 of the act, approved the eleventh day of May, one thousand nine hundred twenty-one (P. L. 522), entitled as amended "An act relating to dogs, and the protection of live stock, poultry, and game birds, raised in captivity from damage by dogs, providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to live stock, poultry, and game birds by dogs, and for live stock killed by, or dying from rabies, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employes, directing the payment of all moneys collected into the State Treasury; and providing penalties," by increasing the maximum amounts of payments by the State and requiring additional proof of claims in certain cases.

HOUSE BILL No. 993.

An Act authorizing the Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Woodville State Hospital to sell at public sale and convey a certain tract of land in the township of Collier Allegheny County Pennsylvania owned by the Commonwealth and providing for the disposition of the proceeds of the purchase moneys.

HOUSE BILL No. 996.

An Act authorizing the Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Woodville State Hospital to sell at public sale and convey a certain tract of land in Collier Township Allegheny County Pennsylvania owned by the Commonwealth of Pennsylvania and providing for the disposition of the proceeds of the purchase monies

With the information that the Senate has passed the same without amendment.

APPOINTMENT OF ONE HUNDRED SEVENTY-FIFTH DECLARATION OF INDEPENDENCE ANNIVERSARY COMMISSION

The SPEAKER. Pursuant to the provisions of Act No. 8A approved by the Governor, June 1, 1951, providing for the observance of the 175th Anniversary of the Declaration of Independence, the Speaker appoints the following Members of the House of Representatives as Members of the Commission arranging the ceremonies: Messrs. Smith, Wood, Watkins and Scanlon.

ANNOUNCEMENT

The SPEAKER. Immediately upon the calling of the recess, there will be a Democratic Caucus in the old House Caucus Room and a Republican Caucus in the new House Caucus Room.

RECESS

The SPEAKER. If there is no objection, the Chair will

declare a recess for forty-five minutes. The Chair hears none, and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Herbert P. Sorg) in the Chair.

BILLS INTRODUCED AND REFERRED

By Mr. JOHNSON.

HOUSE BILL No. 1512.

An Act relating to records of governmental departments or agencies or private businesses, institutions, professions or callings; authorizing the reproduction or recording thereof by any photographic, photostatic, microfilm, microcard, miniature photographic or other similar process; providing for the admissibility of such reproductions in evidence and the disposition of the original records.

Referred to the Committee on Judiciary.

By Mr. ROYER.

HOUSE BILL No. 1513.

An Act to amend Section 412 of the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1242), entitled "An act relating to roads, streets, highways and bridges; amending, revising, consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto," by defining the estate of substitute rights of way for public service companies and requiring conveyance thereof.

Referred to the Committee on Highways.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 110.

An Act to facilitate traffic in the northern section of the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point on the Erie extension to a point on the Scranton extension of the Pennsylvania Turnpike at such points as the Pennsylvania Turnpike Commission may decide are the most feasible and practicable for the further extension of the Pennsylvania Turnpike from or near the City of Erie in Erie County to or near the City of Scranton in Lackawanna County conferring powers and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike and to issue notes or other evidences of indebtedness providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds notes or other evidences of indebtedness and for the cost of maintenance operation and repair of the turnpike making such turnpike bonds notes or other evidences of indebtedness exempt from taxation constituting such bonds legal investments in certain instances requiring suits against the commission to be brought in Dauphin County prescribing conditions on which such turnpike shall become free providing for grade separations grade changes relocations restoration and vacation of public roads and State highways affected by the turnpike providing for the purchasing or condemnation of land and procedure for determining damages in condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds.

Referred to the Committee on Highways.

SENATE BILL No. 718.

An Act to further amend section thirteen of the act, approved the fourth day of June, one thousand nine hundred and thirty-seven (P. L. 1625), entitled "An act providing for the creation, maintenance and operation of a county employes' retirement system in counties of the third class; and imposing certain charges on counties," by extending and further regulating such retirement systems.

Referred to the Committee on Counties.

SENATE BILL No. 733.

An Act concerning mutual military aid and assistance by and between the Commonwealth of Pennsylvania and other states, in an emergency; and agreeing to, approving, and authorizing and empowering the Governor to enter into, a compact with the State of New Jersey and the State of New York and any other state concurring therein or otherwise approving thereof, for such purpose.

Referred to the Committee on State Government.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 46.

An Act to add section 452 to the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by authorizing the board of county commissioners in counties of the seventh and eighth classes to appropriate money to certain borough fire departments and volunteer fire companies located within the county.

HOUSE BILL No. 101.

A Joint Resolution proposing an amendment to article nine section eight of the Constitution of the Commonwealth of Pennsylvania to increase the debt limit of the city of Philadelphia.

HOUSE BILL No. 218.

An Act to further amend section 30 of the act approved the eleventh day of May one thousand nine hundred twenty-one (P. L. 522) entitled as amended "An act relating to dogs and the protection of live stock poultry and game birds raised in captivity from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock poultry and game birds by dogs and for live stock killed by or dying from rabies and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State Treasury and providing penalties" by increasing the maximum amounts of payments by the State and requiring additional proof of claims in certain cases

HOUSE BILL No. 993.

An Act authorizing the Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Woodville State Hospital to sell at public sale and convey a certain tract of land in the township of Collier Allegheny County Pennsylvania owned by the Commonwealth and providing for the disposition of the proceeds of the purchase moneys.

HOUSE BILL No. 996.

An Act authorizing the Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Woodville State Hospital to sell at public sale and convey a certain tract of land in Collier Township Allegheny County Pennsylvania owned by the Commonwealth of Pennsylvania and providing for the disposition of the proceeds of the purchase monies.

HOUSE BILL No. 1167.

An Act to provide for the expenses of the Joint State Government Commission of the General Assembly beginning June first one thousand nine hundred and fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and fifty-one.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. GIBSON asked and obtained permission for the Committee on Fisheries to meet during the session of the House.

REPORTS FROM COMMITTEES

Mr. SCHMIDT from the Committee on Education, reported as amended, House Bill No. 74, entitled:

An Act to amend section two thousand five hundred five of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by changing the basis for payments on account of school nurses.

Mr. WEIDNER from the Committee on Education, reported as committed, House Bill No. 1104, entitled:

An Act to amend subsection (a) of Section 1402 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by authorizing the giving of medical and dental examinations to children prior to enrollment in the first grade.

Mr. COSTA from the Committee on Education, reported as amended, House Bill No. 1228, entitled:

As Act establishing The Pennsylvania State School for the Deaf; providing for its operation and maintenance by the Department of Public Instruction and for the admission of pupils thereto and the expense of maintaining pupils therein; authorizing the acquisition of a site by the The General State Authority or the use of land now owned by the Commonwealth; the conveying of Commonwealth owned land to The General State Authority and

the erection or construction and the furnishing and equipping of buildings and structures by The General State Authority, and the leasing thereof by the Commonwealth; conferring powers and imposing duties on district and county superintendents of schools.

Mr. KORNICK from the Committee on Fisheries, reported as amended, House Bill No. 1246, entitled:

An Act to amend the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by providing for farm fish pond licenses; regulating the use of such ponds and the terms of such licenses; and prescribing penalties.

Mr. PENGLASE from the Committee on Motor Vehicles, reported as amended, House Bill No. 1292, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles, and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for reports of sales of vehicles to nonresidents, the transportation of dangerous substances, and the inspection of dealers' premises; further regulating the administrative powers of the department, the licensing, suspension, and revocation of operators and operating privileges, and the operation and equipment of vehicles; changing certain fees, and powers and jurisdiction of peace officers, magistrates, aldermen, and justices of the peace; and prescribing additional enforcement and penal provisions.

Mrs. VARALLO from the Committee on Education, reported as committed, Senate Bill No. 265, entitled:

An Act to amend clause (a) of section one thousand one hundred seventy-six of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto" by further providing for military leaves for employes of school districts.

Mr. KOLANKIEWICZ from the Committee on Education, reported as committed, Senate Bill No. 343, entitled:

An Act to further amend section eleven of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system creating a retirement board for the administration thereof establishing certain funds from contributions by the Com-

monwealth and the contributing employes defining the uses and purposes thereof and the manner of payment therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending service allowance of certain employes.

Mr. McMILLEN from the Committee on Education, reported as committed, Senate Bill No. 477, entitled:

An Act to amend Article X of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the appointment and removal of technical personnel their qualifications term of office duties salary and method of filling vacancies

Mr. SCOTT from the Committee on Education, reported as amended, Senate Bill No. 501, entitled:

An Act to further amend Section 2 of the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 951), entitled, as amended "An act defining and providing for the licensing and regulation of private academic schools; conferring powers and imposing duties on the Department of Public Instruction; and imposing penalties," by exempting therefrom schools for the blind deaf and dumb receiving State appropriations and certain other private schools.

Mr. CORR from the Committee on Education, reported as committed, Senate Bill No. 651, entitled:

An Act to amend clause 10 of Section 925 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by increasing compensation allowable to attorneys employed by school directors in certain counties and providing for the payment thereof.

Mr. CORR from the Committee on Education, reported as committed, Senate Bill No. 684, entitled:

An Act to further amend Section 7 of the act, approved the eleventh day of May, one thousand nine hundred twenty-five (P. L. 561), entitled "An act to provide for the selection of jurors to serve in the several courts, criminal and civil, of counties of the second class, and defining the qualifications of such jurors; providing for the organizations of a commission for the selection of jurors in such counties, and prescribing its powers and duties, and authorizing it to investigate as to the qualifications of prospective jurors; imposing the expense of maintaining and operating said commission upon said counties, and requiring the county commissioners to provide suitable quarters equipment and supplies; authorizing the employment of the necessary clerks and other employes, and providing for a salary board composed of the commission, the county commissioners, and the controller of said counties, to fix the number and compensation of such employes; requiring county officers and boards to furnish information to said commission concerning taxable resident in said county as to their eligibility for jury service; repealing inconsistent legislation; and prescribing punishment for the violation hereof," by further regulating the selection of jurors in counties of the second class.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 44, entitled:

An Act to amend section 1 of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 1203), entitled "An act providing aid by the Commonwealth to free public non-sectarian county libraries; authorizing the Department of Public Instruction to provide books for demonstration purposes to encourage the establishment of such county libraries; and making an appropriation," by increasing the maximum amount of aid payable to any county

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 745, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by creating the Pennsylvania Library Council; prescribing its powers and duties; providing for a State librarian and for certification of libraries and librarians and for minimum standards for public library service.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1126, entitled:

An Act making an appropriation to the Jefferson Medical College of Philadelphia, Pennsylvania, for medical education and research.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate No. 11, entitled:

An Act to amend subsection (a) of Section 9 of the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" authorizing investments in common stocks

meeting certain qualifications and eliminating the requirement that stock must be listed on an exchange as to the stock of banks and insurance companies

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 452, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" by empowering Authorities to acquire by eminent domain certain capital stock of corporations of this Commonwealth owning projects in the event the Authority already owns ninety percent or more of such stock and by providing a procedure therefor

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 223, entitled:

An Act designating October fifteenth of each year "Poetry Day" and providing for the observance thereof.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 548, entitled:

An Act to amend Subsection (c) of Section 823, and to add Section 823.1 and 823.2 to the act, approved, the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims, registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing penalties for theft, removal or transfer of certificates of inspection.

The first section was read and agreed to.

The title was read.

On the question,

Will the House agree to the title?

Mr. McNALLY offered the following amendment:

Amend Title, page 1, first and second lines of title, by striking out the words and figures "Subsection (c) of Section 823 and to add Sections 823.1 and 823.2 to".

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 729, entitled:

An Act to further amend Section 10 of the act, approved the fourth day of June, one thousand nine hundred thirty-seven (P. L. 1625), entitled "An act providing for the creation, maintenance and operation of a county employees' retirement system in counties of the third class; and imposing certain charges on counties," by extending service allowance to include periods of employment with the State.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 792, entitled:

An Act providing for treatment and cure in designated State institutions of persons habitually addicted to the use of opiates, and for their admission to, and care therein, and the payment of the cost thereof and making an appropriation.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 859, entitled:

An Act to amend the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising and consolidating the law relating thereto," by making drivers of fire-fighting apparatus or ambulances for certain volunteer fire companies eligible to the city pension fund.

The first section was read.

On the question,

Will the House agree to the section?

Mr. READINGER offered the following amendments:

Amend Sec. 1, page 2, line 5, by inserting after the word "thereto" the following: "as reenacted and amended by the act, approved the _____ day of _____ one thousand nine hundred fifty-one, (Act No. _____)."

Amend Sec. 1, page 2, line 6 by inserting after the word "hereby" the following: "further."

Amend Sec. 1, (Sec. 4340), page 2, line 14, by inserting after the word "following" the following: "As used in this subdivision "employees" includes officers and officials of the city whether elected or appointed."

Amend Sec. 1, (Sec. 4346), page 3, line 2, by striking

out the word "relative" and inserting in lieu thereof: "relevant."

Amend Sec. 1, (Sec. 4352), page 4, line 14, by striking out the words "of the third class."

They were agreed to.

The section was agreed to as amended.

The second section was read and agreed to.

The title was read.

On the question,

Will the House agree to the title?

Mr. READINGER offered the following amendment:

Amend Title, page 1, first line of Title, by inserting after the word "To" the following: "further."

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1098, entitled:

An Act to further amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "An act concerning townships of the first class, amending, revising, consolidating, and changing the law relating thereto," by authorizing the shade tree commission to require the cutting and removal of trees afflicted with the Dutch elm or other disease which threatens to injure or destroy shade trees, and to levy and collect the cost thereof from the owner of the property by action in assumpsit, or by the filing of a municipal claim therefor.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1191, entitled:

An Act to amend the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 565), entitled "A supplement to the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled, as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," as reenacted and amended, to exempt domestic servants and agricultural workers from the provisions thereof, except in certain cases," by providing that the purchase of Workmen's Compensation insurance shall be the exclusive means of electing to accept the provisions of the Workmen's Compensation Act of 1915, in certain cases.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1247, entitled:

An Act to further amend section two of the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 720) entitled "An act provid-

ing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the second class second class A and third class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of certain defined widths of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon authorizing cities persons associations or corporations to enter into agreement with the Commonwealth to bear a portion of the cost of construction or maintenance providing for the assessment of certain portions of the cost of street improvements on abutting property owners regulating the replacement of certain facilities of public utility companies prohibiting the opening of said streets after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purpose of this act" by changing or deleting certain routes and adding certain new routes.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1248, entitled:

An Act to further amend the act approved the fifth day of May, one thousand nine hundred twenty-seven (P. L. 787), entitled "An act establishing certain public roads as State Highways, and providing for their construction and maintenance at the expense of the Commonwealth," by changing certain routes.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1249, entitled:

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred forty-five (P. L. 809) entitled "An act removing certain roads or sections of road from the State highway system and providing for their future maintenance and construction" by removing additional roads from the State highway system.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1250, entitled:

An Act to further amend section two of the act approved the first day of June one thousand nine hundred thirty-three (P. L. 172) entitled "An act establishing certain streets in boroughs and incorporated towns as State highways and providing for their construction and maintenance at the expense of the Commonwealth," by changing or deleting certain routes and adding certain new routes.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1251, entitled:

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by changing or deleting certain routes and adding certain new routes.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1252, entitled:

An Act to establish certain roads or sections of road as State Highways.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1253, entitled:

An Act to amend the act approved the eighth day of April, one thousand nine hundred twenty-five (P. L. 191) entitled "An act establishing certain public roads as State highways; and providing for their construction and maintenance at the expense of the Commonwealth" by changing certain routes.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

PERMISSION TO ADD ADDITIONAL SPONSOR

Mr. HEWITT asked and obtained unanimous consent to add an additional sponsor to House Bill No. 1254.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1254, entitled

An Act repealing all laws providing for the giving of bounties for Indian scalps

The first section was read.

On the question,

Will the House agree to the section?

Mr. TOMPKINS. (Big Chief Tompkins) Heap Big Chief Speaker—How! No like um 1254. Print um on pink paper. Insult Injun.

Pale face sponsor lobby for Indian. Scalp (a) from him county and it leave Indian. He not know dangerous injun still at large.

At 7½ moon 1948—year of big political wind—Jim Duff him made Chief Break-em-Bones of Wolf Clan of

Seneca Tribe at New Castle Wigwam. Paleface Mason Owlett and Joe Grundy no like um repeal bounty.

At 7½ moon 1948—Charley French, him made Chief Wood Chopper of Turtle Clan of Seneca Tribe at New Castle Wigwam. Fishermen and sport organizations no like um repeal bounty.

Chief Pipe-Smoker Andrews, he see pink elephant today. Ho! Make um mad. He like make red-faced Republican. He no like um repeal bounty.

Paleface Bower, him smoke um many pipe. Him no mad. Him good injun.

Last Wednesday night Heap Very Big Chief Pitzer of Elk Clan—Injun chase him all over streets of Carlisle. He no like repeal bounty.

Press-Correspondent him ruin smoke signal. Make nothing but hot stuff in Press. Injun no like repeal bounty.

Chief Medicine Man Saraaf no like um spine-bender. No like um repeal bounty.

Ed Jung no like um way Pete Wambach spell name. He no like um repeal bounty.

Bill Reiter no like um trucks. He no like repeal bounty.

McKinney no like um City-County Consolidation. No like repeal bounty.

Pale Bald-Head Tompkins no like um criminals. He no like repeal bounty.

Pechan no like um Reds. He no vote repeal um bounty.

Charley Smith, him got um nice brown scalp. Him no like to lose scalp. Him good injun. Him vote repeal bounty.

Palefaces Greenwood and McConnell say only good injun is dead injun. No like um repeal bounty.

Injun chase Great White Father Fine all over football field in Carlisle last Tuesday night. He no sign um repeal bounty.

Eleven Senators and Wolf chasing Great White Father all over place—no sign um repeal bounty.

Great White Father throw um war paint at eleven senators and Wolf—they no like um repeal bounty.

207 House members chase 50 Senators all over Caucus. They no like um repeal bounty.

50 Senators push um 207 House members in paleface. They no like um repeal bounty.

Ten million taxpayers make um much talk and push um pencil at 257 Assemblymen. They no like um repeal bounty.

Harv. Taylor, him cannot find right kind of tax tobacco for peace pipe. He no like um repeal bounty.

Injun no want um county back.

Big Chief of the Sinnamahone say, let's scalp um something or somebody, keep um bounty and go home to the land of bucktails, gensing and endless mountains.

Mr. ANDREWS. Big Chief speak, Chief Tomahawk. Big dark woods—he talk bushwa. No see pink elephant—buffalo, big pink buffalo. Chief Tomahawk he hunt coyotes principally seven kinds.

Bif Chief Tomahawk all mixed up. Big Chief Ox, he want much wampum; lotsa wampum. Senate Indians no give um wampum.

Big Chief Big House he all mixed up. Don't know where Big Chief Philadelphia Smith, where he go.

Big Chief Smith, he say: "Indians drink firewater, no get help; just drink firewater."

Big Chief Big Chamber, he tell Big Chief Smith he talk bushwa. Big Chief Big Chamber he slap um down—

nobody knows where Big Chief goes. Nobody knows where Little Chief goes—all mixed up.

No wanta go long scalp um Indians, skin um alive. Get nuff skin Big Chief sell um, get nuff wampum. Let pale-face go home.

The SPEAKER. Him no see pink elephant—him see white mule.

Mr. HEWITT. Mr. Speaker, from the figures of the Big Chief who spoke first on the bill, I myself am against the bill. He counted the 207 Members and that is all we have at this time; in fact 50 Senators, making 257, so he is not reducing it to 206 Members, because I am still for the repeal of the scalping law.

I think that since this bill has brought up so much confusion in the House it might be well for me to explain to the House some reasons that I had for introducing this bill.

All my life I have been interested in the welfare of the Indian. Way back before the start of this century I had an uncle who was Commissioner of Indian Affairs under President McKinley. That uncle served as a Member of this Legislature when this capitol was built and they met down here in the church in Harrisburg.

A few years after that I went to Carlisle, Pennsylvania, and played baseball in the Cumberland Valley League. At that time the Carlisle Indian School was very prosperous, and I visited quite often, and in my association with the Indians I discovered that they were a very fine, civilized race of people at that time.

I knew a great many very fine Indians. One fellow in particular was a graet friend of mine, his name was Red Water. He was a guard on the football team. There was a girl who worked as a domestic in Carlisle, I believe that she followed the Indians into Carlisle, and she used to stand up on the bleachers and bawl and they called her "Standing Heifer." Red Water married this girl. By the way, she was a granddaughter of Sitting Bull.

When I went to college I played football against the Indians and baseball and track. I knew Exedine the Pierce boys, Chief Bender and all those famous Indians, except Jim Thorpe—I never met him.

When I came out of college and went to Punxsutawney—that was a great Indian center at one time, and it means "Nut Town" in the Indian language.

Later on I moved to Indiana. If you drive into Indiana you find that the signs as you drive in, put up by the state of Pennsylvania, advise you that Indiana was named because of the prevalence of Indians there. That was a great holdout for them. I am not far from Kittanning, where General Armstrong cleaned a bunch out. And just the other day Mrs. Hewitt, who does all the gardening, about six weeks ago found this Indian arrow head in the back yard when she was spading the garden. We find them around Indiana, plenty of them.

I have been interested in Indians, as I said, all my life. I began to look the history of the Indian situation up and I find here and I will read a part of the proclamation issued by Robert Henry Morris, who was at that time Governor of the Province under the King of England. This proclamation was issued in May 1756—195 years ago. I notice in his proclamation—I will read a part of it—

"Whereas the Delaware tribe of Indians and others in conspiracy with them have for some time past, without the least provocation, and contrary to their

most solemn treaties, fall upon this Province in a most cruel, savage and perfidious manner, killed and butchered great numbers of inhabitants and carried others into barbarous captivity, burning and destroying their habitations and laying waste the country."

Whose habitations and whose country were they destroying?

Had the paleface been the occupants of Penn's Woods in 1756 and the Indians from the western part of this undeveloped and undiscovered country moved in on us and begun to destroy as, what would our situation be if the tables were reversed? And in that time, in the time of General Morris and later on John Penn who was Governor of this state and issued a proclamation similar to this—at that time what were the Kings of England but the most savage and barbarous, and an Indian could not compare with them for the butchery and the treachery of that time. Those are the people that we fought for our independence and got away from.

The Delaware Indian was the one that both these Governors issued the proclamation against in particular. Governor John Penn included some other tribes, but that was the one that he stressed the most. I admit that we had had considerable trouble for a great many years with the Delaware tribe. Morris had it and John Penn had it, and now the present Governor of this Province, John S. Fine, is having trouble with the tribe from Delaware.

Even in the face of all that, I believe that most of them are civilized and should be recognized as human beings as well as the rest of us. So I am opposed to any law that allows a Member of this Legislature to kill a human being and receive pay for it. I want to read further the proclamation of Governor Morris. He says:

"Whereas the commissioners with me do dispose of the 60,000 pounds lately granted by Act of General Assembly for his Majesty's use, have by their letter to me of the 10th instant, agreed to pay out of the same the several rewards for prisoners and scalps hereafter specified, and therefore, as a further inducement and encouragement to all his Majesty's Liege People and to all the several tribes who continue friendly and in alliance with us to exert and use their utmost endeavour to pursue, attack, take and destroy our said enemy Indians and release, redeem and recover such of his Majesty's subjects as have been taken and made prisoners by these same Indians; I do hereby declare and promise that there should be paid out of the said 60,000 pounds to all and every person and persons, as well Indians as Christians, not in the pay of the province" (anybody on the payroll could not get anything out of this—it is a little different these days) "the several and respective premiums and bounties following: that is to say for every man Indian enemy above 12 years old who shall be taken prisoner and delivered at any Fort, garrisoned by the troops in the pay of this Province, or at any of the county towns to the keeper of the common jails thereof, the sum of 150 Spanish dollars or pieces of eight."

I talked to the Honorable John Haudenshield of Allegheny County, who is an authority on specie, Silver Dollar John, and he explains to me that pieces of eight were a Spanish piece of money—gold—and they were perforated in such a way you could break them up—12½ cents each or 100 cents on the dollar. Today this would be about \$150 for an Indian scalp, based on the

present value of the dollar. That much for this proclamation.

The reason for my introducing this bill, way back when I was a young fellow, I said: "If I ever get chance to hit that thing, I'll hit it hard." But I came down here a number of terms and forgot all about the Indians until the bill came up in the Senate to put a bounty on rattlesnakes and copperheads. Indiana County being similar to Potter, inasmuch as it has a great many snakes in it, as you fellows well know, of the various species; but however, I wish to make one correction there—we used to have copperheads in Indiana County, but after the Civil War we killed them all off—we have plenty of rattlers but no copperheads any more.

I figure that some civic organization in Potter County offered a bounty for rattlesnakes and the boys went out and killed them by the hundreds and I guess this Kiwanis Club or Rotary Club or whatever civic organization it is cost them a lot of money to kill so many.

I figured that if the Indians should come back into Pennsylvania without the possibility of being scalped, I think these Cornplanter boys might start right down through the state and clean the whole state out of all these snakes, like St. Patrick did to Ireland and I think that would be a fine thing if they could receive remuneration for so doing.

Another case, this just happened a few days ago, the Reverend John Yates who sits along the sidelines—by the way, I think he is here today, I hope he is—went to a reunion of his class in New York State here a few weeks ago, and he met a full blooded Indian who was a classmate of his when they were in college.

The Reverend Yates said to him: "How does it come you have never driven over to Philadelphia to see me?"

He said: "I have always been very skeptical about going over there. You have a law over there that you can scalp an Indian."

But Reverend Yates said to him "There's a gentleman now in our Legislature who has a bill up to repeal that law, and if that passes you will be perfectly safe."

He said: "If that bill should pass, I will be very glad to come down and visit you."

I think that is a sad situation that that man couldn't—these boys in college used to tell me at Carlisle that when they were leaving the western reservation to come to school here their fathers and mothers were very much worried about it. In fact, Johnny Haudenshield told me today that many of his ancestors were scalped in those days. He is a Delaware—64 percent Delaware; I do not know what the other 36 is; but 64 percent is Delaware Indian.

Now these boys are afraid to come and Red Water told me and so did John Pierce that as soon as they graduated they got right out of the state. They have no business loafing around here, you see, and that was a bad situation.

I would like to respectfully ask the support of this bill in the House when it comes up for third reading and have it sent over to the Senate. I would like quicker action on this bill than we got on the tax bill.

On the question recurring,

Will the House agree to the section?

It was agreed to.

The second section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1310, entitled:

An Act to improve local health administration throughout the Commonwealth by authorizing the creation establishment and administration of single-county or joint-county departments of health in all counties except counties of the first class excepting cities of the first and second class from the jurisdiction of single-county or joint-county departments of health permitting the dissolution of departments or boards of health in certain municipalities authorizing State grants to counties which establish departments of health and to cities of the first and second class if they meet certain requirements conferring powers and duties upon the State Department of Health in connection with the creation establishment and administration of single-county or joint-county departments of health and the administration of State grants and repealing acts which provide for cooperation between political subdivisions in health matters and which confer health powers upon counties of the first class.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMENDED

Mr. SCOTT. Mr. Speaker, I move that this bill be recommended to the Committee on Public Health and Sanitation for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1318, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Clarion State Teachers College to acquire certain tracts of land for the use of Clarion State Teachers and making an appropriation

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMENDED

Mr. JOHNSON. Mr. Speaker, I move that this bill be recommended to the Committee on Appropriations for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1374, entitled:

An Act to further amend section 1207 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon the payment of prescribed fees, prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the

Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by further providing for the disposition of fines and penalties collected and bail forfeited due to speeding.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1380, entitled:

An Act to further amend the title and section four of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2045) entitled as amended "An act relating to the support of indigent persons providing for the support of such persons by certain relatives and for the recovery of public moneys expended for care and assistance from the property and estates of such persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" by further defining the liability of property for expenses incurred for support maintenance assistance and burial.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1384, entitled:

An Act to repeal the act approved the thirteenth day of April, one thousand eight hundred sixty-eight, (P. L. 1017), entitled "An act to provide for the collection of state, county, poor and military taxes in the county of Bedford," so far as it relates to Bedford County.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1427, entitled:

An Act to add Article XX-A to the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by authorizing the creation of planning commissions in such townships and prescribing their powers and duties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1431, entitled:

An Act providing for the licensure and regulation of commercial boarding homes for the aged; conferring

certain powers and duties upon the Department of Welfare; imposing license fees, and providing penalties.

The first to fourth sections inclusive were separately read and agreed to.

The fifth section was read.

On the question,

Will the House agree to the section?

Mr. WILBUR H. HAMILTON offered the following amendment:

Amend Sec. 5, page 4, line 7, by striking out the words "financial responsibility."

It was agreed to.

The section was agreed to as amended.

The sixth section was read and agreed to.

The seventh section was read.

On the question,

Will the House agree to the section?

Mr. WILBUR H. HAMILTON offered the following amendment:

Amend Sec. 7, page 5, line 7, by striking out the word "three" and inserting in lieu thereof: "two."

It was agreed to.

The section was agreed to as amended.

The eighth section was read and agreed to.

The ninth section was read.

On the question,

Will the House agree to the section?

Mr. WILBUR H. HAMILTON offered the following amendment:

Amend Sec. 9, page 6, lines 16 and 17, by striking out the words "the first day of June one thousand nine hundred fifty-one" and inserting in lieu thereof: "immediately upon final enactment."

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1440, entitled:

An Act to further amend Sections 315 and 413 of the act approved the second day of June, one thousand nine hundred fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by limiting the effect on workmen's compensation claims of insurance payments for non-occupational illness or injury.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1444, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of Shippensburg State Teachers College to acquire a certain tract of land adjacent to Ship-

pensburg State Teachers College in Cumberland County Pennsylvania and making an appropriation therefor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1449, entitled:

An Act to amend the act, approved the twelfth day of June, one thousand nine hundred fifty-one, (Act Number 141), entitled "An act relating to mental health including mental illness, mental defect, epilepsy and inebriety and amending, revising, consolidating and changing the laws relating thereto," by further defining "qualified physician" and "medical examiner."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1463, entitled:

An Act to repeal the act, approved the twenty-sixth day of February, one thousand nine hundred three (P. L. 8), entitled "An act providing for the appointment of boards of visitation for institutions, societies, and associations caring for dependent, neglected and delinquent children."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1483, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to acquire additional tracts of land for the use of the Pennsylvania Industrial School and making an appropriation therefor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1487, entitled:

An Act to provide for the expenses of the Joint State Government Commission of the General Assembly for the two fiscal years beginning June first one thousand nine hundred and fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and fifty-one

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1488, entitled:

An Act making an appropriation to The Brandywine Battlefield Park Commission for the payment of necessary expenses

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 1489, entitled:

An Act making an appropriation to The Brandywine Battlefield Park Commission for the payment of necessary expenses

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 1494, entitled:

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance and operation of the Western Psychiatric Institute and Clinic

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of Senate Bill No. 7, entitled:

An Act authorizing cities to establish and maintain common trust funds for the investment and reinvestment of the moneys of charitable uses or trusts the charge or administration of which has been committed to their care or of the estates of minors of which they may be guarding for the administration of funds so established and prescribing the nature and kinds of investments which may be made therein.

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection
Senate Bill No. 456, Printer's No. 173
was passed over at the request of the SPEAKER.

Agreeably to order,
The House proceeded to the second reading and consideration of Senate Bill No. 457, entitled:

An Act to add clause (m) to Section 108 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and deans of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" by including tuberculosis within the meaning of the term occupational disease in the case of nurses in hospitals and sanitarium.

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of Senate Bill No. 646, entitled:

An Act to amend the act, approved the twenty-seventh day of June, one thousand nine hundred thirty-nine (P. L. 1199), entitled "An act relating to the assessment of real and personal property and other subjects of taxation in counties of the first class; providing for the appointment of members of the board of revision of taxes by the judges of the courts of common pleas; providing for the appointment, by the board, of personal property assessors, real estate assessors and assistant real estate assessors, clerks and other employees; fixing the salaries of the members of the board, assessors and assistant assessors, and providing for the payment of salaries and expenses from the county treasury; prescribing the powers and duties of the board and of the assessors, the time and manner of making assessments, of the revision and notice of assessments and of appeals therefrom; prescribing the records of assessments; and repealing existing laws," by providing for the determination by the board of revision of taxes of appeals from personal property assessments subsequent to the time prescribed for such appeals in certain cases.

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection
Senate Bill No. 648, Printer's No. 250
was passed over at the request of the SPEAKER.

Agreeably to order,
The House proceeded to the second reading and consideration of Senate Bill No. 592, entitled:

A Supplement to the act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 575) entitled "An act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River and the improvement of the facilities for transportation across the river authorizing the Governor for these purposes to enter into to agreement with New Jersey creating The Delaware River Joint Commission and specifying the powers and duties thereof including the power to finance projects by the issuance of revenue bonds transferring to the new commission all the powers of the Delaware River Bridge Joint Commission and making an appropriation" authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a supplemental compact or agreement with the State of New Jersey amending Articles I II IV XI and XII of and adding a new article to the compact and agreement between the Commonwealth of Pennsylvania and the State of New Jersey authorized and made pursuant to the act herein supplemented by changing the name of The Delaware River Joint Commission to The Delaware River Port Authority and the method of appointment of commissioners removing the present Pennsylvania members of the commission extending the jurisdiction powers and duties of the Delaware River Port Authority and defining such additional jurisdiction powers and duties to take effect upon the enactment of substantially similar legislation by the State of New Jersey embodying the supplemental agreement between the two States in this act set forth and authorizing the Governor to apply on behalf of the Commonwealth to the Congress of the United States for its consent thereto.

The first section was read.

On the question,

Will the House agree to the section?

Mr. BLOOM offered the following amendments:

Amend Sec. 1 (Article I), page 7, line 15, by striking out the words "the City of Philadelphia" and inserting in lieu thereof "that part of the Port District in Pennsylvania."

Amend Sec. 1 (Article I), page 9, lines 7 and 8, by striking out the words "within the City of Philadelphia Pennsylvania" and inserting in lieu thereof "in Pennsylvania communities within the Port District."

Amend Sec. 1 (Article II), page 12, line 20, by inserting after the part-word "sylvania" the following "at least two of whom shall be residents of Delaware County."

On the question,

Will the House agree to the amendments?

Mr. SMITH. Mr. Speaker, I will yield to the gentleman from Delaware if he would like to describe these amendments and explain them to the House and then I will answer him. But I object to these amendments at this time.

Mr. BLOOM. Mr. Speaker, the first amendment is to Article I, page 7, line 15, of the bill by striking out the words "the City of Philadelphia" and inserting in lieu thereof "that part of the Port District in Pennsylvania."

Mr. Speaker, I think I might well, if it meets with the approval of the Speaker, discuss both of the amendments at the same time, unless it be your desire that I take each one separately, because the thoughts pertain to both amendments.

The SPEAKER. Without objection the gentleman will proceed.

Mr. BLOOM. Mr. Speaker, this is known as the Delaware River Port Authority Bill. It is an amendment to the bill of 1931 where a compact was signed between Pennsylvania and New Jersey. At that time a Commission was formed known as the Delaware River Commission, and at that time its purposes were the construction of bridges between Philadelphia and New Jersey.

This amendment is a further supplement to that bill. The purpose of the amendment is, first, to change the title of the Commission, from the Delaware River Joint Commission to the Delaware River Port Authority. And in addition thereto, it gives unlimited powers to the Port Authority. It comprises both Philadelphia and Delaware Counties. They are the only two Counties that are directly affected by the bill.

This bill permits the Port Authority to construct additional bridges, tunnels, transportation facilities between Pennsylvania and New Jersey. But the amendment is suggested because the bill as it is presently drafted prescribes that if there is a bridge or if there is a tunnel, that bridge or tunnel must be built from the city of Philadelphia to New Jersey. In other words, it limits the place where the bridge is to be constructed.

Our objection, if the Commission is established consisting of six members to be appointed by the Governor, the Auditor General and Treasurer are to serve as ex-officio members, certainly is that they should not be bridled, or their powers limited in advance as to where a bridge or tunnel shall be constructed.

Let me read the phraseology. Here is how it reads now:

"The construction, acquisition, operation and maintenance of other bridges and tunnels across or under the Delaware River between the City of Philadel-

phia and the State of New Jersey, including approaches and the making of additions and improvements thereto."

Now notice, New Jersey does not limit itself to where such a bridge shall be constructed, but the proponents or the sponsors of this bill seek to ignore and to wipe out Delaware County completely by prescribing in the bill that it shall be built in the city of Philadelphia.

The amendment which we suggest says "The tunnels across the Delaware River between that part of the Port District in Pennsylvania."

In other words, we gave the Port Authority the opportunity to make a thorough examination and study of the transportation facilities along the Delaware, and they have an opportunity, after a full consideration of all the circumstances, to say where this bridge should be built and not limit it to the city of Philadelphia.

That is the purpose of the first amendment. In other words, certainly if New Jersey gives an opportunity for study to all the communities in the State of New Jersey, certainly Delaware County is entitled to that same consideration.

Now let me proceed with the second amendment. Page 9 of the bill, deals with the construction of "rapid transit systems for the transportation of passengers, express, mail and baggage,"—again I call your attention "between points in New Jersey communities within the Port District and within a 35 mile radius of the City of Camden, New Jersey," and then it proceeds "and points within the City of Philadelphia, Pennsylvania and intermediate points."

Again I call your attention that even before the Commission is appointed we seek to control and limit their judgment by saying to them that these transportation facilities must be in the City of Philadelphia—within the City of Philadelphia or intermediate points. While in New Jersey they have enough consideration for the citizens of the community to say within a radius of 35 miles of Camden. Now certainly Delaware County, which is a component and most important part of this Authority is entitled to the same consideration.

Our amendments, prescribe a 35 mile radius of the City of Camden, New Jersey and points in Pennsylvania within the Port District.

We do not ask by our amendments that the transportation facilities shall be constructed at one point or another within Delaware County. But we ask again, that the Bridge Commission of the Delaware County Authority be given full opportunity to make a careful study of the entire traffic situation along the Delaware River, and after they have done so they determine where this bridge or where these tunnels or where these transportation facilities should be built and certainly the legislature, I am sure would feel that Delaware County is entitled to the same consideration that the New Jersey Legislature gave to all the communities in the State of New Jersey by prescribing that there shall be a limit within the radius of 35 miles of Camden.

Now, that is my discussion of the first two amendments, and I am going to ask the Members of the House to support those two amendments.

Mr. SMITH. Mr. Speaker, I had hoped that the gentleman would discuss all the amendments at one time so we could complete the discussion a little bit faster.

The gentleman would make a very good lawyer, Mr. Speaker, and I would like to have him on my side. Because he only reads into the bill what he wants read into the bill. I do not know whether he got tired of reading or did not get back to page 20.

The gentleman is making quite a point that this bill would definitely restrict a bridge anywhere except from the City of Philadelphia to Jersey. If he had turned back to page 20 and finished reading the bill he would have seen this wording:

"Whenever the commission after investigation and study shall have concluded plans with estimates of cost and means of financing for any new project for a purpose other than described in Article 1, subdivision "so and so," for transportation across or under the Delaware River within the hereinbefore described Port District."

This does not prohibit bridges being erected in the port district. It does not prohibit a bridge, if the Commission says so, from being constructed from Delaware County to Jersey. But he should also have reminded us that when these bridges are asked for construction, they have to come to the Legislature and ask for permission, which is the way it should be done.

Delaware County would not be deprived of any bridges if the Commission designated them to be there, and they came to the Legislature and asked our permission.

Incidentally, we just passed House Bill 1306. This bill today is to coincide with House Bill 1306 which allows a bridge to be constructed from South Street in Philadelphia to Camden. If that bridge is constructed, and we have given them the permission to construct it, it will be taken care of by the Delaware River Bridge Commission.

I do not know whether the Members of this House remember, . . . I do not intend it the way it will sound, but the gentleman could have ulterior motives. Two years ago this bill came before this House. It was so cut up with this same type of amendment that Governor Duff did not dare sign it. Today Governor Driscoll is signing this exact bill, word for word, and unless this bill is passed today in this same language without amendments, Governor Fine will not be able to sign it and we will have to wait another year to have this Commission created.

These amendments also have—and the gentleman has not discussed it—a provision that this Commission, at least two members shall be appointed from Delaware County. Again that would ruin the bill. There is nothing in New Jersey's bill to say from where the membership be appointed. I have no objection to two members coming from Delaware County—four, five or six members coming from Delaware County, if the Governor wants to appoint them, but on the same basis that these amendments are drawn Philadelphia should be included and have four members.

We do not ask that, because we are not going to spoil the bill. If Philadelphia does not have anyone who is capable of being on this Commission, or that is an expert, we do not want him on it. We do not say that the Governor has to have his hands chained and that he does not have the right to go to Montgomery County, or that he does not have the right to go to Erie, or Allegheny or

any other county if he wishes to pick a man for this Commission. We are anxious to have the Commission formed and we are not going to put chains on the Governor's hands.

Let me warn you that if this bill is changed in any way whatsoever, it will be voided, will be no good and will not coincide with the Jersey bill, and it will again fall. That happened two years ago.

I do not know if you realize that the Port Authority of New York is one of the greatest things in this country. It has developed the City of New York, it has developed the State of New York. I do not want anyone in this House to think that we in Philadelphia have a selfish interest. We are the big port in the state of Pennsylvania. When that port prospers, Philadelphia prospers; when Philadelphia and the port prosper, the State prospers by every single improvement. This would not only help Philadelphia, it would help the entire State of Pennsylvania. And we do not want to see these amendments because we do not want to see this bill fall.

Mr. BLOOM. Mr. Speaker, the Majority Leader discussed the third amendment to the bill, and therefore we will first read that amendment to the House so they will better understand what he had reference to.

Page 12, line 20 of the bill, reads as follows:

"Six of the eight commissioners for the Commonwealth of Pennsylvania shall be appointed by the Governor of Pennsylvania, for terms of five years. The Auditor General and the State Treasurer of said Commonwealth shall ex-officio be commissioners for said Commonwealth, each having the privilege of appointing a representative to serve in his place at any meeting of the Commission which he does not attend personally."

The amend reads as follows:

"Six of the eight commissioners for the Commonwealth of Pennsylvania, at least two of whom shall be residents of Delaware County."

The Majority Leader has stated that I have ulterior motives. I do not know what he means by that statement. He is privileged to make any charge or accusation against me that is well founded, or that he desires to make. I do have motives and those motives are to protect four hundred and thirteen thousand citizens of Delaware County.

No bill has been presented to this House with a provision so uncontrolled and with such unconstrained authority as this bill possesses. I say to every Member of this House, if his county were subject to uncontrolled restraint as this is I would expect him in fairness to the citizens whom he represents, to come before this House and ask for these amendments.

What is in the bill that causes me to make those statements? Let me read to you page 15 reads as follows: "commission to exercise the right of eminent domain within the Port District" Now what does Port District mean, gentlemen? Does it only mean along the river front, between Philadelphia and Wilmington?

Let us read the definition of port district. Here is what the bill says; "Port District shall mean all the territory within the counties of Delaware and Philadelphia in Pennsylvania." All the territory within the county of Delaware. Do you realize, Members of the House, what that might mean?

This bill provides for terminal facilities. And here are some of the additional factors which the Port Authority has the right by the provisions of this bill, to take over.

"Terminal" shall include any marine, motor truck, railroad and air terminal. Also any coal,"—

and I think Mr. Smith would be very much interested in that—

"grain and lumber terminal, and any union freight and other terminals used or to be used in connection with the transportation of passengers . . ."

It goes even further, Members of the House. A transportation facility as defined under the provisions of this bill for the transportation of passengers shall include

"railroads operated by steam, electricity or other power, rapid transit lines, motor trucks, tunnels, bridges, airport, boats, ferries, carfloats, lighters, tugs, floating elevators, barges, scows or harbor craft of any kind."

And then it goes even beyond that. It can take and control what they use and what they refer to as the terminal facilities.

Here is what terminal facilities included,—just to give you an idea of the magnitude of the provisions of this act and why we say, Members of this House, it is only fair to the county that at least two members of this commission be residents of Delaware County:

"Terminal facilities shall include wharves, piers, slips, ferries, docks, drydocks, ship repair yards, bulkheads, dock walls, basins, carfloats, float-bridges, dredging equipment, radio receiving and sending stations, grain or other storage elevators, warehouses, cold storage tracks, yards, sheds, switches, connections overhead appliances, bunker coal, oil and fresh water stations, markets and every kind of terminal storage or supply facility now in use or hereafter designed for use to facilitate passenger transportation."

So you see Members of this House the power of condemnation is not limited just to one picture, or to one type of industry; it goes all the way.

Members of this House, many of you may not know that even as of today the Port of Chester, at least during the year 1940 registered over two thousand and twenty-two vessels. About one fifth of the transportation along the Delaware comes from the Port of Chester, and the industries along the Delaware River, in Delaware County, produce over one billion dollars worth of manufactured products. Every one of those industries will immediately become affected by this bill.

These are the reasons, Members of this House. Picture yourselves in the position of Delaware County. If this affected your county in the same manner as it does Delaware County I ask you, are we not entitled to at least two members on this Commission from Delaware County.

We do not seek to bridle the Governor in any way, but we do seek to protect the manufacturing and industrial interests, the commercial interests, and the citizens of Delaware County.

I respectfully join in requesting you Members of the House to vote for the amendment whereby the Governor will appoint on that Commission two members from Delaware County.

Mr. SMITH. Mr. Speaker, again I want to compliment the gentleman for being a good lawyer. The gentleman

again did not tell you all of the truth. He told you what he wanted you to hear.

This bill is not a bill that is uncontrolled. This bill in the future is controlled by this Legislature. Let me read you this:

"The Commission shall make to the Legislatures of each state a detailed report dealing only with the contemplated project—"

And get this;

"And shall request of said Legislature authority to proceed with the project described, and it shall not be within the power of the Commission to construct, erect or otherwise acquire any new facility or project for purposes other than described in Article 1."

The Legislature still controls it, we control the bridge, we control their acquiring anything by eminent domain.

If the railroads and the public utilities were against this bill, from what little I know of them, I would say we would have heard their voices before now. I have not heard anything, and I defy any Member of this House to say that he has, except possibly Mr. Bloom. Maybe he has, but I have not, and to adopt these amendments will kill this bill. If you want this bill killed, if you want the Port Authority broken up, this is the way to do it by voting for any of these amendments. Again I say that all of the experts are not confined to Delaware County as far as appointment to this Commission is concerned and I ask that you vote down all of these amendments.

Mr. ROSE. Mr. Speaker, it seems to me that the zealotness of the gentleman from Delaware, Mr. Bloom, and the gentleman from Philadelphia, Mr. Smith might darken the true picture that we should all bear in mind today.

This is one of the most important pieces of legislation facing this session of the Legislature. I am sure most of you are aware of the fact that the Philadelphia area,—and that does not include Philadelphia itself,—but Delaware County and the adjacent counties are about to experience one of the greatest periods of industrial expansion that any area in the entire United States has experienced within recent years.

This bill is designed to aid those industries that are flocking to the Philadelphia area and that are going to help enjoy this boom that we are going to face within the next few years.

I suppose most of you know that a lot of the steel mills are moving to the vicinity of Philadelphia, not only in Pennsylvania but in New Jersey.

Now, Mr. Bloom, I think had a justifiable grievance. If the provisions, the amendments that Mr. Bloom seeks today had been inserted in the bill as it passed in New Jersey, I think we could well go along with them. It is unfortunate that the measure as it passed the New Jersey Legislature and as it will be signed today by Governor Driscoll did not contain these particular provisions.

Delaware County is one of the most important industrial counties in the nation today. I was very much interested in hearing Mr. Bloom point out the large amount of tonnage that passes through the City of Chester port. It is a very important port in Pennsylvania and it is contributing greatly to the growth of our Commonwealth. I think with the passage of this bill the Port of Chester as well as the Port of Philadelphia will be made stronger

than ever, and it is well that we get some of the business that has been going to the Port of New York and to the Port of Baltimore in the past.

However, I think the thing we must bear in mind in voting on these amendments is the point that Mr. Smith presented for your consideration. And that is this, if we amend this bill in the fashion that the gentleman from Delaware seeks, it might mean the complete emasculatation of the Port Authority program which we have been fighting for.

In the last session there were amendments offered, and they were offered perhaps with some ulterior motive, I cannot attribute any such motive to the gentleman from Delaware. I am convinced he is sincere in his desire to aid his community and I think we should all join in aiding Delaware County, because Delaware County, as I pointed out to you before, is one of the most important industrial areas in the state, and will become increasingly more important as time goes on. But unfortunately the failure to incorporate the provision he seeks in the New Jersey bill should not deter us at this time from passing this measure and disappointing somewhat the gentleman from Delaware. I think if he realized that the insertion of these amendments would endanger the Port Authority program he, as well as his colleagues from Delaware County who are just as much interested in the Commonwealth as any of us, would not insist upon the adoption of these amendments.

However, there is an extremely grave danger that the passage of these amendments will result in the killing of the Port Authority program. We fought for years to get this statute on the books. There are provisions in the bill which might be criticized by the gentleman from Delaware. Of course, he would like to have two representatives from Delaware included in the Authority. The bill does not, as passed in New Jersey, restrain the Governor of New Jersey in his power of appointment. He can appoint individuals from anywhere. And a similar provision, of course, exists in the bill without the amendment offered by the gentleman from Delaware.

I think the Governor of Pennsylvania would be very wise to select some of the competent men from Delaware County and appoint them to the Authority, but the restraining of the Governor's power and the insertion of this amendment might in itself result in the killing of the Port Authority program, and for that reason, I do not think we ought to go along with the gentleman from Delaware on that score.

As I said before, Delaware County deserves sympathetic consideration. I know they are going to join with us in Philadelphia and in the Philadelphia area in helping in this great industrial expansion program that is going to come in a very few months. I know that Delaware County will be one of the foremost counties in the Commonwealth in the not too distant future, and it would be well to give them consideration in the appointments, but I do want to object to the passage of these amendments at this time if it is going to cause the defeat of a program which is long needed and the same sort of tactics that killed the program in the past.

Unfortunately, in the last session and in prior sessions those who have been trying to kill the Authority program have exerted influence upon Members who did not realize

the true picture, and it resulted in the passage of a crippling amendment, which if inserted in this particular measure at this time, would result in the loss, not only to Philadelphia and to Delaware County but to Pennsylvania and the nation a great deal of industrial growth which we greatly need.

For that reason, I ask that you vote down these amendments.

Mr. ROBERTSON. Mr. Speaker, I realize that some of these long drawn out arguments may have a rather deleterious effect on the Members of the House. But we find ourselves in a position of being a step-child of the City of Philadelphia.

There is one thing I would like to bring out which apparently has not been brought out so far. And that is that this is the first time I have ever known that Governor Driscoll or any Member of the Legislature in the State of New Jersey had any right to come into this House and dictate what we do.

I was under the impression that we were an independent body here; that we represented the people of our district as best we can. We have, and we intend to do that, and yet there are charges being thrown back and forth that we are doing this because of some underhanded reason.

My position on this is the same as the rest of the Delaware County group. As far as I know not one of the Delaware County delegations has ever been requested to sit down and discuss the effects of this bill. And when we did, the first thing we got was the fact that New Jersey did not do it so you cannot change it. There have been amendments offered to bills of this type and they were put through.

If anyone considered the situation of Delaware County, Delaware County would have been brought in and had some one sit down and discuss it with the representatives of Delaware County; but no, the request is to knock down all amendments because New Jersey has not passed them.

Maybe New Jersey would and maybe New Jersey would not, but my position is that we are representing the people of Delaware County here and it is only the Counties of Philadelphia and Delaware that are involved.

Parenthetically I would like to remark with reference to the gentleman from Philadelphia, Mr. Rose's statement about the new plants coming in, I believe he is referring to the one that is coming into Bucks County and Bucks County is not in this bill.

If this is an attempt to jam something down the throat of the County of Delaware I am on my feet to object. If it is the intention to try to submerge Delaware County to Philadelphia, I again am on my feet to object. If there is anything quite as fair as the amendments offered here today by my colleague, Mr. Bloom, I do not know of it.

The fact that New Jersey does one thing and we should be bound by it, I think is rather foolish. We can think for ourselves; we have been elected by the people of this great Commonwealth and we ask you as Representatives from the uneffected counties, other than Philadelphia, to vote for these amendments.

Mr. ANDREWS. Mr. Speaker, first of all I would like to inquire for the purpose of the record whether the bill under consideration is identical with the bill passed by New Jersey?

Mr. SMITH. Mr. Speaker, I can answer that by saying

it is identical in every way that the Constitution of our Commonwealth allows it to be.

Mr. ANDREWS. Mr. Speaker, the way to agree is to agree. This Legislature is a sovereign body. The Legislature, the General Assembly of New Jersey is a sovereign body. A compact must be a matter agreed upon. The gentleman from Delaware is quite right when he says that we can exercise independent judgment. We do not have to agree to the compact as enacted by New Jersey. We can nullify it. But if we are to form a compact, the two parties must be in agreement and the only way they can be in agreement is for the respective legislative bodies in the two states to pass identical measures.

All of this talk about Delaware County playing second string to Philadelphia is all poppy-cock. None of Delaware County's rights are abrogated; none of its advantages are abrogated. The only point at issue is whether or not we are at liberty to frame one half of a contract that does not agree with the other half. It is a legal question. If we could frame our way of thinking and it were in complete agreement with the other side, I would say all right. Let us give the particular objecting county, if their feelings are hurt, let us mollify them, but this is too big a question for this intense, suicidal provincialism which would wreck the welfare of a whole Commonwealth for the good of one particular borough.

We are men here, I hope, in the roll of legislative statesmen, economic statesmen. The most significant step we can take is the creation, as the other speakers have said, of this Authority, and it is suicidal policy because of petty greeds, grounded in I know not what, in a political controversy to imperil the prosperity of a great Commonwealth by giving credence to an insane provincialism.

Mr. SMITH. Mr. Speaker, at the risk of taking up just a bit more time, the gentleman from Delaware, Mr. Robertson, made a statement that Delaware County knew nothing at all about this.

I would like to remind him that the Auditor General of this state comes from Delaware County. He is now a member of the Delaware River Joint Commission which is sponsoring this bill.

If the Auditor General from Delaware County does not know about it, it would amaze me and I think he knows about it. I think he is a political power and I think Delaware County did know about this before today.

On the question recurring,

Will the House agree to the amendments?

They were not agreed to.

On the question recurring,

Will the House agree to the section?

It was agreed to.

The second to tenth sections inclusive and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 711, entitled:

An Act making an appropriation from the World War II Veterans' Compensation Fund to the Department of Military Affairs for certain administration expenses necessary for the payment of compensation to veterans,

as provided by the "World War II Veterans' Compensation Act of 1947."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 719, entitled:

An Act to further amend Section 1 of the act, approved the twenty-fourth day of June, one thousand nine hundred nineteen (P. L. 579), entitled "An act to fix the salary and mileage of the members of the General Assembly, and to provide for the furnishing of such postage, stationery, and supplies, as may be necessary for the conduct of their offices, and repealing all acts or parts of acts inconsistent therewith," by increasing the expense and clerical allowance of members of the General Assembly; and making an appropriation.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILLS ON SECOND READING POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar, by Mr. BOORSE,

The House resumed the consideration on second reading of House Bill No. 1057, entitled:

An Act to add Section 6.1 to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1216), entitled "An act to define real estate brokers and real estate salesmen; and providing for the licensing, regulation and supervision of resident and non-resident real estate brokers and real estate salesmen and their business," by authorizing the issuance of limited real estate brokers' and salesmen's licenses within a limited field or branch of the real estate business and conferring powers and imposing duties upon the Department of Public Instruction and the State Real Estate Commission with respect to examination for the issuance of such licenses.

The first section was read.

On the question,

Will the House agree to the section?

Mr. BOMBERGER offered the following amendments.

Amend Sec. 1 (Sec. 6.1), page 2, line 11, by striking out the word "a" and inserting in lieu thereof: "the."

Amend Sec. 1 (Sec. 6.1), page 2, line 12, by inserting after the word "business" the following: "which applies to cemetery lots, plots and mausoleum spaces or openings."

Amend Sec. 1 (Sec. 6.1), page 2, line 13, by striking out the word "such."

Amend Sec. 1 (Sec. 6.1), page 2, line 14, by inserting after the word "for" the following: "such."

Amend Sec. 1 (Sec. 6.1), page 3, line 1, by striking out "the limited" and inserting in lieu thereof: "that."

Amend Sec. 1 (Sec. 6.1), page 3, lines 1 and 2, by striking out "or branch for which he seeks limited licensure."

Amend Sec. 1 (Sec. 6.1), page 3, line 3, by inserting after the word "for" the following: "said."

Amend Sec. 1 (Sec. 6.1), page 3, line 5, by striking out "the particular" and inserting in lieu thereof: "that."

Amend Sec. 1 (Sec. 6.1), page 3, line 6, by striking out "under consideration."

Amend Sec. 1 (Sec. 6.1), page 3, line 9, by inserting after the word "for" the following: "said."

Amend Sec. 1 (Sec. 6.1), page 3, line 12, by striking out "fields or branches" and inserting in lieu thereof: "field."

Amend Sec. 1 (Sec. 6.1), page 3, line 15, by striking out "or branch."

Amend Sec. 1 (Sec. 6.1), page 3, line 19, by striking out "or branch."

Amend Sec. 1 (Sec. 6.1), page 3, line 19, by striking out "such limited" and inserting in lieu thereof: "the."

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. BOMBERGER offered the following amendments:

Amend Title, page 1, next to last line of title, by inserting after the word "licenses" the following "exclusively."

Amend Title, page 1, next to last line of title, by inserting after the word "within" the following: "the."

Amend Title, page 1, last line of title, by inserting after the word "business" the following: "applying to cemetery lots, plots and mausoleum spaces or openings."

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

BILL ON FINAL PASSAGE POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. KELLER,

The House resumed the consideration on final passage of House Bill No. 1351, as follows:

An Act to further amend subsection C of Section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled "An act empowering cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class to levy assesses and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court" by excluding taxes imposed on real property transfers in certain school districts in determining tax limitations The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection C of Section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled "An act empowering cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior court" as last amended by the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 898) is hereby further amended to read as follows

Section 1 * * * * *

C Over-all Limit of Tax Revenue The aggregate amount of taxes imposed by enactment of an ordinance or resolution by any political subdivision under this section and in effect during any fiscal year shall not exceed an amount equal to the product obtained by multiplying the total assessed valuation of real estate in such political subdivision at the time of the said enactment by ten (10) mills in cases of cities of the second class cities of the second class A cities of the third class boroughs towns and townships of the first class and by fifteen (15) mills in cases of school districts of the second class third class and fourth class In school districts of the third and fourth class taxes imposed on retail sales involving the transfer of real property shall not be included in computing the aggregate amount of taxes

Section 2 The provisions of this act shall become effective immediately upon its final enactment

On the question recurring,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, I simply desire to call the attention of the Members of the House to the fact that this is a rather important measure affecting some two or three hundred, perhaps more, political subdivisions in this Commonwealth. Indeed, in its broader aspects, it could affect a couple thousand political subdivisions. It is a measure that would doubtless work to the advantage, say of a distressed school district, or of a distressed municipality that found it difficult to finance itself. It is the sort of a measure, in my opinion, which could work to the disadvantage of a great many other communities that fortunately are not in the distressed financial class.

Mr. KELLER. Mr. Speaker, it is quite true that this bill might affect a great many school districts in the Commonwealth. In fact, it might affect any school district that would have a transfer real estate tax. The tax itself is limited to a 1 percent transfer tax. That is definitely limited by the Act itself, Act 481. However, by imposing the tax of 1 percent on the transfer of real estate, it is never known how much that tax will produce. Act 481 limits the amount of money which may be received under the different provisions of Act 481 to 15 mills times the assessed valuation. Therefore, if there is a large development in your community, and you have the transfer tax, it does not take long to reach the maximum of 15 mills times the assessed valuation.

The school district does not receive more money than it needs because when there is a large transfer of real estate it generally means that there is an influx of school population. The school district may not necessarily be distressed, but it certainly needs all of the available money that it can get to carry on its activities. I feel that a great many school districts need this piece of legislation, therefore, I ask the support of the entire House.

Mr. SEYLER. Mr. Speaker, I am rather reluctant to speak on this bill because I must oppose it and I do not wish to be in the position of opposing anything that will help any distressed school district.

However, there is a question of how distressed school districts shall be helped and I would like to point out a certain danger in removing this restriction.

In 1947 when the famous 481 was passed, the Legislature in its wisdom at that time felt that there should be some limitation as to how much money should be taken from the taxpayers of a district under that law. They set that at 15 mills on the total real estate value. In other words,

they could collect monies equivalent to an assessment of 15 mills on real estate.

In debate the other day I listened to Mr. Keller and I think he said that in their first three months' experience with this tax they had collected an amount equivalent to 15 mills of their real estate tax. In other words, they had collected the limitation in three months. If that is true, in 12 months, if my arithmetic is correct, they would collect four times that much, or a tax amounting to an equivalent of 60 mills on their total evaluation. If this limitation were removed, it would mean that a community could add to that 15 mills more in another type of tax under 481, which means that you would be giving to a community such as this community as has been represented to us, the power to impose a total tax under 481 amounting to 75 mills on their assessed valuation.

This seems to me a dangerous way to help distressed school districts because, as has been pointed out, this exemption will not apply only to a distressed school district but also will apply to any municipality or any school district in the Commonwealth. For that reason, it seems to me, I must oppose this bill and I would think that anyone who is interested in limiting the taxing powers to a reasonable amount would have to go along with that position.

I think it might be possible, I do not know, to amend this bill so that the restriction would only be removed in the case of distressed school districts, in which case I think it might have some merit. But in its present form, I do not believe anyone can vote to raise the limitation to a possible 75 mills on the assessed valuation.

Mr. ROBERTSON. Mr. Speaker, I do not want to prolong this debate but I feel that the speakers so far have missed one point in this situation.

Under 481, as I understand it, the school district, the municipality, the borough or township can pass a one mill transfer tax. That is based on the fact that they can no longer collect more than 15 mills of the assessed valuation. Due to the fact that school districts' budgets usually run from July to July and your assessments, which is your county assessment, usually run from January to December, you have a situation where very easily it can throw the budget of a school district completely out of kilter.

I have a great deal of respect for the gentleman from Cambria when he referred to distressed school districts. I do not think this necessarily applies 100 percent to distressed school districts. I know, for example, that in our own county there are quite a few very large developments. When this tax is placed on the books, they are not certain as to how many properties, new properties will be sold during the fiscal year of the school board. As a result any situation could very easily be envisioned. The first 3,000 of the houses sold would probably pay their 1 percent. Thereafter those particular people who happened to be fortunate enough to purchase their house after the 15 mill limit has been reached, go through scot free but their children are still going to the schools.

It is a peculiar situation, and I suggest it is only a peculiar situation where large developments are in the process of being built. I suggest to the Members that there are probably only a handful of school districts that will be affected under the transfer tax in a situation where

they would run over the 15 mill limit. I feel that it is an equitable change in 481.

Mr. LOVETT. Mr. Speaker, someone told me the other day that every time I see or hear 481 I see red. Well, I do to some extent. I questioned this bill last week and I question it today on the same grounds. This is the first step in which you are breaking down the limitations of the tax under 481. If you do this, it is only a matter of time until you step further into the municipalities—then to the wage tax and eliminate the ceilings there.

I noticed last week when I went home that a municipality in Allegheny County, a school district having 46 teachers, had paid a bonus—standard of living bonus—of \$100 to those 46 teachers. I recall just last week the great plea from Allegheny County in order to get additional revenue for the school district of Pittsburgh.

I am getting somewhat confused. I do not quite understand why we move in this direction on certain issues. We here have an awful time raising the standard of the pay of the teachers throughout the state and I would say we have done a marvelous job. But when we pick up a paper back home and find that above that the school district pays a \$100 cost of living bonus, my friends, I think we should give due consideration when we attempt to eliminate the ceiling in which taxation can be extended under 481. I think this measure should be defeated.

Mr. KELLER. Mr. Speaker, I do not want to prolong this discussion but to answer Mr. Seyler's question on seventy-five mills, I might say that it is quite unlikely that so much real estate in one district would be transferred year after year. Other districts in the same area may be affected, but I do not believe that the same district would be that fortunate to receive that much money in transfer taxes in any two consecutive years.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken.

A verification of the roll was requested by Messrs. Lovett, Lopresti and Rovanseck.

The roll was verified and was as follows:

YEAS—115

Barkdoll,	Gleason,	Madden,	Scott,
Bear,	Goodling,	Madigan,	Shoemaker,
Blair,	Graybill,	Markley,	Shotwell,
Bloom,	Greenwood,	Mazza,	Smith,
Bolton,	Greer,	McConnell,	Sollenberger,
Bomberger,	Gutendorf,	McCormack,	Spencer,
Boorse,	Guthrie,	McCullough,	Stimmel,
Bower,	Hall,	McInroy,	Stoner,
Brelsch,	Hamilton, W. H.,	McMillen,	Swartz,
Brown,	Harney,	Metz,	Tahl,
Cella,	Haudenschild,	Miller, H. G.,	Thompson, E. F.,
Clapper,	Helm,	Miller, J. C.,	Tompkins,
Clendening,	Hewitt,	Mintess,	Toomey,
Cooper,	Hocker,	Moore, C. E.,	VanSant,
Corr,	Johnson,	Moore, H. A.,	Varner,
Costa,	Jones, P. F.,	Murray,	Wachhaus,
Dalrymple,	Jones, T. H. W.,	Naugle,	Waterhouse,
Davis,	Jump,	Pichney,	Watkins,
Dennison,	Keller,	Pitzer,	Weldner,
Dowling,	Kent,	Price, H. W. Jr.,	Wescott,
DuBois,	Kline,	Reagan,	Whalley,
Dunn,	Kohl,	Reilly, J. M.,	White,
Erb,	Kratz,	Rigby,	Wilt,
Ewing,	Lafore,	Riley, R. L.,	Wood,
Ferster,	Lelsey,	Robertson,	Yeakel,
Firmstone,	Leonard, W. C.,	Royer,	Young,
Frost,	Light,	Rubin,	Ziegler,
Geer,	Loftus,	Sax,	Sorg,
Gibson,	Lyons,	Schmidt,	Speaker

NAYS—82

Andrews,	Headlee,	McKinney,	Rose,
Banker,	Hersch,	McNally,	Rovansek,
Baumunk,	Hoggard,	Mikula,	Sarra,
Beaver,	Hunter,	Mills,	Scanlon,
Beech,	Jenkins,	Monroe,	Schuster,
Berkstresser,	Jones, G. E.,	Moran,	Seyler,
Boles,	Jones, J. M.,	Muldowney,	Snider,
Breth,	Kamyk,	Munley,	Stank,
Bucchin,	Kolankiewicz,	Musto,	Swope,
Byrne,	Kornick,	Najaka,	Taylor,
Conway,	Kubacki,	Needham,	Toll,
Coyle,	Lederer,	Olsen,	Varallo,
Dougherty,	Leonard, L.,	Penglase,	Verona,
Duffy,	Leven,	Petrosky,	Wargo,
Fenrich,	Limper,	Pettigrew,	Welsh,
Fillip,	Lopresti,	Pfaff,	Westrick,
Filo,	Lovett,	Polaski,	Wheeler,
Gaffney,	Lutty,	Polen,	Williams,
Guarnieri,	Maxwell,	Price, R. A.,	Yester,
Hagerty,	McDermitt,	Readinger,	Yetzer,
Hamilton, R. K.,	McGee,	Reidenbach,	

NOT VOTING—10

Amarando,	Good	Peta,	Rosen,
Cochran,	Mihm,	Reese,	Thompson, R. L.,
Flack,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. THOMAS H. W. JONES.

The House resumed the consideration on final passage Senate Bill No. 306, as follows:

An Act to further amend section 1 and to amend section 5 of the act approved the twentieth day of May one thousand nine hundred thirty-seven (P. L. 728) entitled "An act providing for the creation of a Board of Arbitration of Claims arising from contracts with the Commonwealth providing for and regulating the procedure in prescuting claims before such board defining the powers of the board and fixing the compensation of members and employes thereof providing that the awards of such board shall be final providing for the payment of awards and authorizing an appropriation" by increasing per diem wage of members of the board allowing such members maintenance and traveling expenses permitting hearings at such places within the Commonwealth as the board shall determine. The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the twentieth day of May one thousand nine hundred thirty-seven (P. L. 728) entitled "An act providing for the cerating of a Board of Arbitration of Claims arising from contracts with the Commonwealth providing for and regulating the procedure in prosecuting claims before such board defining the powers of the board and fixing the compensation of members and employes thereof providing that the awards of such board shall be final providing for the payment of awards and athorizing an appropriation" as amended by the act approved the twenty-sixth day of June one thousand nine hundred thirty-nine (P. L. 1081) is hereby further amended to read as follows

Section 1 Be it enacted &c That there is hereby created a departmental administrative board in the Department of the Auditor General known as the Board of Arbitration of Claims the duty of which shall be to arbitrate claims against the Commonwealth arising from contracts entered into by the Commonwealth Such board shall consist of there members appointed by the Governor one of whom shall be learned in the law and shall be chairman of the

board another of whom shall be a registered civil engineer The third member of the board shall be a citizen and resident of the Commonwealth not learned in the law or an engineer Two members of the board shall constitute a quorum The members shall be appointed for terms of two four and six years and shall serve until their respective successors shall be duly appointed and qualified Their successors shall each be appointed for a term of six years In the event any member shall die or resign during his term of office the Governor shall appoint a successor who shall hold office for such unexpired term Each member of the board shall receive [thirty-five] fifty dollars per diem for each day of eight hours actually employed in his duty as a member of the board and in proportion for part day service and shall also be entitled to expenses while engaged in the performance of his official duties said expenses to include mileage at the rate of five cents per mile for each mile actually traveled from the residence of each member to the place of hearing and return together with subsistence at the rate of fifteen dollars per day while at the place of hearing which compensation and expenses shall be deemed costs of the proceedings hereunder

Section 2 Section 5 of said act is hereby amended to read as follows

Section 5 The board shall hold hearings [at the Capitol in Harrisburg] at such place and time as the board shall determine within the Commonwealth of Pennsylvania When cases are at issue as is hereinafter provided the secretary of the board shall list such cases for hearing at the earliest available date and shall cause to be served upon the claimants in such cases thirty days written notice setting forth the time and place of such hearing

On the question recurring,

Shall the bill pass finally?

Mr. GOODLING. Mr. Speaker, after dealing in millions as we have been during the last few years I am probably out of order when I talk about this particular bill because after all it is only pigeon money in comparison. I would just like to very, very briefly call the attention to the Members of the House to what this bill proposes to do.

The particular board mentioned in this bill at the present time receives \$35 a day; in additional to that they received \$15 expense money, and in addition to that they received five cents per mile for every mile travelled.

I realize there are two professional men on this board and one layman. I realize further that many professional men today, some of whom are in this House, will very rarely take a deep breath for \$35. But sometime or other, and I think maybe this is a good time to start, we have to quit raising salaries; we have to quit spending money, as I see it.

I understand and I know that the people who are on this board do not receive their remuneration from the Commonwealth, but the same people pay who always pay, the general public. As a little bit of a farmer I certainly cannot conceive of men receiving \$65 a day for the services they render to the Commonwealth. For that reason I think it is about time to stop raising salaries somewhere. I personally propose to vote against this bill. I do not know how many of the other House Members agree with me but I trust that others will agree with me and vote "no" also.

Mr. THOMAS H. W. JONES. Mr. Speaker, I have no personal interest in this bill and I do not believe that either of the sponsors have either. However I am informed that this is a bill which was put in at the request of the Department of the Auditor General.

As you know nobody can sue the Commonwealth on a

contract claim. The only way they can make good their claim against the Commonwealth is to go to the Board of Arbitration. When they go to the Board of Arbitration they are faced by three people. Members of the Board are appointed by the Governor and the law stipulates it must be a lawyer, an engineer and a layman. Lawyers today commonly get \$50 a day for a day in court, plus travelling expenses. I think engineers get much the same. The purpose of the bill is not to impose increased costs of litigation upon the litigants but rather to get capable people. I understand today that the Auditor General's Department states it is impossible to get proper people to fill these jobs and that is the only reason for the bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—119

Bolee,	Greer,	Loftus,	Robertson,
Bolton,	Gutendorf,	Lopresti,	Rovansek,
Boorse,	Hall,	Lyons,	Royer,
Bower,	Hamilton, R. K.,	Madden,	Rubin,
Breth,	Hamilton, W. H.,	Markley,	Sarrafi,
Brown,	Haudenshield,	Mazza,	Sax,
Bucchin,	Helm,	McCormack,	Schmidt,
Byrne,	Hewitt,	McDermitt,	Schuster,
Cella,	Hocker,	McInroy,	Scott,
Clapper,	Hunter,	McMillen,	Shoemaker,
Clendenning,	Jenkins,	McNally,	Smith,
Conway,	Johnson,	Mikula,	Sollenberger,
Corr,	Jones, J. M.,	Miller, H. G.,	Spencer,
Costa,	Jones, P. F.,	Miller, J. C.,	Stank,
Coyle,	Jones, T. H. W.,	Mintess,	Stimmel,
Dalrymple,	Jump,	Moore, C. E.,	Tahl,
Davis,	Kamyk,	Muldowney,	Thompson, E. F.,
Dennison,	Keller,	Murray,	Toomey,
Dougherty,	Kent,	Najaka,	VanSant,
Dowling,	Kline,	Needham,	Verona,
DuBols,	Kohl,	Petrosky,	Wachhaus,
Dunn,	Kornick,	Pfaff,	Wargo,
Ewing,	Kratz,	Pichney,	Watkins,
Fenrich,	Kubacki,	Pitzer,	Westrick,
Ferster,	Lafore,	Polaski,	Wheeler,
Filip,	Lederer,	Price, H. W. Jr.,	Williams,
Filo,	Lelsey,	Readinger,	Wilt,
Gaffney,	Leonard, W. C.,	Reilly, J. M.,	Yeakel,
Geer,	Leven,	Rigby,	Young,
Gibson,	Limper,	Riley, R. L.,	Sorg,

Speaker

NAYS—64

Andrews,	Harney,	Moran,	Stoner,
Banker,	Headlee,	Munley,	Swartz,
Baumunk,	Hersch,	Musto,	Swope,
Bear,	Jones, G. E.,	Naugle,	Taylor,
Beaver,	Kolankiewicz,	Olsen,	Toll,
Berkstresser,	Light,	Penglase,	Tompkins,
Bomberger,	Lovett,	Pettigrew,	Varallo,
Duffy,	Madigan,	Poleu,	Varnier,
Erb,	Maxwell,	Reagan,	Waterhouse,
Frost,	McConnell,	Reese,	Weidner,
Gleason,	McCullough,	Reidenbach,	Welsh,
Goodling,	McGee,	Rose,	White,
Graybill,	McKinney,	Scanlon,	Wood,
Greenwood,	Mills,	Seyler,	Yester,
Guarnieri,	Monroe,	Shotwell,	Yetzer,
Hagerty,	Moore, H. A.,	Snider,	Ziegler,

NOT VOTING—24

Amarando,	Cochran,	Hoggard,	Price, R. A.,
Barkdoll,	Cooper,	Leonard, L.,	Rosen,
Beech,	Firmstones,	Lutty,	Thompson, R. L.,
Blair,	Flack,	Metz,	Wescott,
Bloom,	Good,	Mihm,	Whalley,
Brelsach,	Guthrie,	Pete,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on final passage of House Bill No. 289, as follows:

An Act to amend subsection (b) of Section 5 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 955) entitled as amended "An act to promote public health safety morals and welfare by declaring the necessity of creating public bodies corporate and politic to be known as housing authorities to engage in slum clearance and to undertake projects to provide dwelling accommodations for persons of low income providing for the organization of such housing authorities defining their powers and duties providing for the exercise of such powers including the acquisition of property by purchase gift or eminent domain the renting and selling of property and including borrowing money issuing bonds and other obligations and giving security therefor prescribing the remedies of obligees of housing authorities authorizing housing authorities to enter into agreements including agreements with the United States the Commonwealth and political subdivisions and municipalities thereof defining the application of zoning sanitary and building laws and regulations to projects built or maintained by such housing authorities exempting the property and securities of such housing authorities from taxation and imposing duties and conferring powers upon the State Planning Board and certain other State officers and departments" by further defining the residence qualifications of members of certain housing authorities

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (b) of Section 5 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 955) entitled as amended "An act to promote public health safety morals and welfare by declaring the necessity of creating public bodies corporate and politic to be known as housing authorities to engage in slum clearance and to undertake projects to provide dwelling accommodations for persons of low income providing for the organization of such housing authorities defining their powers and duties providing for the exercise of such powers including the acquisition of property by purchase gift or eminent domain the renting and selling of property and including borrowing money issuing bonds and other obligations and giving security therefor prescribing the remedies of obligees of housing authorities authorizing housing authorities to enter into agreements including agreements with the United States the Commonwealth and political subdivisions and municipalities thereof defining the application of zoning sanitary and building laws and regulations to projects or maintained by such housing authorities exempting the property and securities of such housing authorities from taxation and imposing duties and conferring powers upon the State Planning Board and certain other State officers and departments" is hereby amended to read as follows

Section 5 Appointment of Members of an Authority

* * * * *

(b) The governing body of any city upon issuing a certificate declaring the need for an Authority to operate in such city or upon receiving notice of the issuance of such certificate by the Governor shall promptly notify the mayor of such certification Upon receiving such notice the mayor shall appoint five citizens residents of the city to be members of the housing authority of such city (1) that in cities of the first class the mayor shall appoint two members the city controller shall appoint two members and the four members thus appointed shall select a fifth member of such Authority (2) that in cities of the third

class the mayor shall appoint two persons to be members of the housing authority of such city and the Governor shall appoint three persons of the housing authority of such city such members shall be citizens residing within the city for which the Authority is created at the time of their appointment and shall be residents of the county in which such authority is located during their term of office except that if a member shall become a nonresident of the city during his term of office the mayor shall have the power to remove such member from office prior to the expiration of the term for which he was appointed A member shall be eligible for reappointment if he is a resident of the county in which such Authority is situate at the time of his reappointment

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Mazza,	Royer,
Andrews,	Greenwood,	McConnell,	Rubin,
Banker,	Greer,	McCormack,	Sarra,
Barkdoll,	Guarnieri,	McCullough,	Sax,
Baumunk,	Gutendorf,	McDermitt,	Scanlon,
Bear,	Guthrie,	McGee,	Schmidt,
Beaver,	Hagerty,	McInroy,	Schuster,
Beech,	Hall,	McKinney,	Scott,
Berkstresser,	Hamilton, R. K.,	McMillen,	Seyler,
Blair,	Hamilton, W. H.,	McNally,	Shoemaker,
Bloom,	Harney,	Metz,	Shotwell,
Boles,	Haudenschild,	Mihm,	Smith,
Bolton,	Headlee,	Mikula,	Snider,
Bomberger,	Helm,	Miller, H. G.,	Sollenberger,
Boorse,	Hersch,	Miller, J. C.,	Spencer,
Bower,	Hewitt,	Mills,	Stank,
Brelsch,	Hocker,	Mintess,	Stimmel,
Breth,	Hoggard,	Monroe,	Stoner,
Brown,	Hunter,	Moore, C. E.,	Swartz,
Bucchin,	Jenkins,	Moore, H. A.,	Swope,
Byrne,	Johnson,	Moran,	Tahl,
Cells,	Jones, G. E.,	Muldowney,	Taylor,
Clapper,	Jones, J. M.,	Munley,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varnier,
Coyle,	Kline,	Penglase,	Verona,
Dalrymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weidner,
DuBois,	Lafore,	Pitzer,	Welsh,
Duffy,	Lederer,	Polaski,	Wescott,
Dunn,	Leisey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Ferster,	Light,	Reagan,	Williams,
Filip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker
Goodling,	Maxwell,		

NAYS—0

NOT VOTING—2

Flack, Thompson, R. L.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1038, as follows:

An Act regulating the sale and use of air and spring guns providing for the licensing of those defined as dealers in air guns conferring powers and imposing duties on licensees the Commissioner of the State Police certain courts chiefs of police of cities and sheriffs and prescribing penalties

To the end that proficiency in marksmanship and that knowledge of the proper and safe handling of firearms may be taught and encouraged among the youth of this Commonwealth while at the same time providing certain controls over the careless and irresponsible use of air guns it is deemed advisable and necessary by the General Assembly of the Commonwealth of Pennsylvania that air guns be sold at retail within this Commonwealth only by licensed dealers that the sale or furnishing of such guns be prohibited to persons under sixteen years of age except in the relationship of parent to children guardian to ward or teacher to student and that certain necessary restrictions be applied to the use of air guns within this Commonwealth therefore

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 As used in this act

(a) The term "air gun" means any gun (rifle or pistol) by whatever the name known which is designed to expel a metal or metal-pointed projectile by the action of compressed air or gas or by the action of a spring or elastic but does not mean a firearm

(b) The term "dealer" means any person engaged in the business of selling at retail leasing or renting air guns or projectiles therefore and the term "licensed dealer" means any such person licensed under the provisions of this act or any person regularly licensed to sell firearms

(c) The term "minor" means any person under the age of sixteen years

Section 2 It shall be unlawful for any dealer except a licensed dealer to sell lend lease or otherwise transfer any air gun or projectile therefor

Section 3 It shall be unlawful for any licensed dealer to sell lend lease or otherwise transfer an air gun or projectile therefor to any person whom the dealer knows or has reasonable cause to believe to be a minor

Section 4 It shall be unlawful for any person to give sell lend or otherwise transfer any air gun or projectile therefor to a minor except where the relationship of parent and child guardian and ward or adult instructor and pupil exists

Section 5 (a) It shall be unlawful for any person under the age of fourteen unless accompanied by a parent or guardian or some other member of his family twenty-one years of age or older or if between the ages of fourteen and sixteen years unless accompanied by an adult at least twenty-one years of age to carry or be in possession of any air gun on the streets alleys public roads or public lands of any city borough incorporated town or township

(b) It shall be unlawful for any person to discharge any air gun from into or across any street alley or public road or sidewalk of any city borough incorporated town or township

(b) It shall be unlawful for any person to discharge any air gun from into or across any street alley or public road or sidewalk of any city borough incorporated town or township or on any public land except on a recognized target range

Section 6 (a) Any dealer desiring a license to sell lend lease or otherwise transfer air guns or projectiles therefor shall make application to the chief of police of

a city or borough and elsewhere the sheriff of the county who shall provide application forms approved by the Commissioner of the Pennsylvania State Police who shall prescribe by reasonable rules and regulations the information to be contained in such application. The application for such dealer's "License to Sell Air Guns" shall be accompanied by a fee of ten dollars (\$10.00) per annum which shall be paid into the city or county treasury.

(b) Upon payment of the fee the chief of police of a city and elsewhere the sheriff of the county shall issue to such applicant a license to sell lease or otherwise transfer air guns or projectiles therefore and such license subject to annual payment of the license fee shall remain in force unless and until revoked in accordance with the provisions of this act. Provided That no license shall be issued to any applicant within one year after the revocation of a previous license.

(c) Whenever any licensee is convicted of a violation of any provision of this act it shall be the duty of the court hearing the case to notify the chief of police or sheriff who issued the "License to Sell Air Guns" within forty-eight hours after such conviction and said licensing official shall revoke such license.

Section 6.1 No licensee shall sell lend lease or otherwise transfer air or spring guns or projectiles therefor unless the purchaser borrower lessee or transferee shall have been given full notice of the effects of the provisions of this act.

A true record in triplicate shall be made of every air or spring gun sold loaned leased or otherwise transferred in a book kept for the purpose by the licensee the form of which may be prescribed by the Commissioner of the Pennsylvania State Police and shall be personally signed by the purchaser borrower lessee or transferee and by the person effecting the sale loan lease or transfer each in the presence of the other and shall contain the date of the sale loan lease or transfer the type of air or spring gun the name address occupation color and the place of birth of the purchaser borrower lessee or transferee one copy shall within six (6) hours be sent by registered mail to the chief of police of the city or borough or the sheriff of the county of which the licensee is a resident the duplicate the licensee shall within seven (7) days send to the Commissioner of the Pennsylvania State Police the triplicate the licensee shall retain for six (6) years.

Section 7 Dealers who are licensed to sell firearms shall not be required to obtain the special "License to Sell Air Guns" provided for by section six but shall comply with all other provisions of this act. The violation of any of the provisions of this act shall be sufficient cause for the revocation of a dealer's license to sell firearms.

Section 8 Any person violating any of the provisions of this act or any rules and regulations promulgated hereunder or who makes any statement in applying for the license provided for in this act knowing such statement to be false or who falsely represents himself as being over sixteen years of age in order to purchase or otherwise obtain an air gun or projectile therefor shall upon conviction thereof in a summary proceeding be sentenced to pay a fine not exceeding five hundred dollars (\$500.00) or to undergo imprisonment not exceeding ninety (90) days or both in the case of default in payment of fine and cost by a person under the age of sixteen years the matter shall be referred to the juvenile court for disposition.

Section 9 This act shall not be construed to limit the rights of political subdivisions to enact or enforce ordinances limiting or restricting the ownership possession use sale leasing lending delivery or storage of such air guns not inconsistent with the provisions of this act.

Section 10 All acts and parts of acts are hereby repealed in so far as they are inconsistent with the provisions of this act.

On the question,

Shall the bill pass finally?

Mr. WACHHAUS. Mr. Speaker, having been temporarily absent from the floor of the House last week when

the sponsor of the bill offered amendments I request that he please explain the amendments as offered last week together with the bill generally.

The SPEAKER. The Chair recognizes the gentleman from Delaware, Mr. Robertson.

Mr. ROBERTSON. Mr. Speaker, for Mr. Wachhaus' information the amendments offered last week changed the reading of the projectile to a metal or metal pointed projectile. Theretofore in the bill it merely stated an air gun which expelled a projectile.

We have changed the reading on page 4, section 5b, to prohibit the use of these air guns only in public parks, not on public lands. We have also amended it to permit the dealer to apply to the Chief of Police of a city or borough—"or borough" was added.

The biggest change was that it required all licensees to notify the purchaser of any gun of the effect of this act.

It also requires the same record as is presently being made in the sale of an ordinary fire arm. In other words the record is made up in triplicate. The licensee keeps one, the owner keeps one and the police take the third.

The other amendment raises the penalties from \$300 to \$500. Those are the amendments which were offered last week.

To go on, this bill, Mr. Speaker, is for all intents and purposes a compromise bill. It is well known that for years the normal person treated a BB gun as a toy. As a result there have been numerous injuries to small children, to medium sized children and even to adults from the reaction of receiving of a metal pellet fired by a BB gun or a gun of that type.

This bill, for all intents and purposes, sets the BB gun up as a firearm and it puts the same restrictions on the BB gun as presently on a firearm. You will notice that the license fee is the same, the recording of the sale is the same, and the permission to carry the gun is the same as with a firearm or a twenty-two or a higher powered rifle or pistol. It is my present understanding and I was so advised by a Member of the Blind Association that they now favor this bill.

Mr. WACHHAUS. Mr. Speaker, I thank the gentleman.

The statement was made that the BB gun is now in the same class as a firearm. Yet a five or six year old child may still carry a BB gun but is not permitted to carry a twenty-two rifle, for instance.

There has been much controversy on this subject since 1935 as I have been told. Session after session bills have been presented here to restrict the use of BB guns entirely, with no success. Ultimately I hope we may get around to that some day.

This bill I think is a weak one because inasmuch as small children may be permitted to use BB guns, accidents are still going to occur. If a six, seven or eight year old child can use a BB gun in his back yard these accidents are going to happen throughout the Commonwealth.

However, it is my understanding also that this particular bill is the result of the effort of the committee on Judiciary after some six, seven or eight other bills that were much stronger had been rejected following the public hearing. The fact remains now that we must accept either half a loaf or no loaf at all. If this particular bill with its provisions, as it has been amended, shall save

even one, two or three eyes of youngsters, perhaps it is better to accept this than let the law go as is.

It was my original intention Mr. Speaker, to fight the bill and ask for its defeat on the floor, but as it has been amended it is probably a little better, and I am going to ask that the Members of the House go along with it. I am going to check carefully in the next two years what the results are going to be and when we come back then we will see what our action will have to be.

Mr. STONER. Mr. Speaker I desire to interrogate the gentleman from Delaware, Mr. Robertson.

The SPEAKER. Will the gentleman from Delaware Mr. Robertson permit himself to be interrogated?

Mr. ROBERTSON. I shall, Mr. Speaker

Mr. STONER. Will the gentleman explain just how this bill will affect the use of BB guns by juveniles?

Mr. ROBERTSON. Mr. Speaker, this bill requires for any child under the age of fourteen, whenever he carries a BB gun, to have an adult member of his family with him. In other words the bill prohibits the use of a BB gun, or the carrying of a BB gun by a child under the age of fourteen unless an adult member of his family is with him.

Between the ages of fourteen and sixteen it permits the child to carry a BB gun if an adult, not restricted to his household, but an adult is with him.

Over the age of sixteen there is no prohibition.

It is practically the same as your present hunting laws, except that the hunting laws start at twelve. As Mr. Wachhaus pointed out this can go all the way down to infant stage if somebody is foolish enough to buy a BB gun for a small child of that age.

Mr. STONER. I have one more question Mr. Speaker. How would this affect the present local and municipal laws of BB guns?

Mr. ROBERTSON. Mr. Speaker, there is a particular clause in the bill which states that local and municipal ordinances which have to do with the BB gun regulation will not be affected if the ordinance is stronger than this bill. In other words it will not affect ordinances which have prohibited them or ordinances which restrict them further than this act.

Mr. SARRAF. Mr. Speaker, I do not care to take up too much time of the House but I have sponsored a bill pertaining to BB guns since 1935, at every session.

Since the various groups have gotten together I feel like Mr. Wachhaus does that if this is the best we can salvage we should go along with the bill. I would much rather have 527 appear on the calendar wherein we would really restrict the usage, almost completely, and in my humble opinion do away with the BB gun entirely.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—155

Amarando,	Gleason,	Lutty,	Rovanssek.
Andrews,	Greer,	Madden,	Royer,
Baumunk,	Guarneri,	Maxwell,	Rubin,
Beas,	Gutendorf,	Mazza,	Sarra,
Beers,	Guthrie,	McCormack,	Sax,
Berkstresser,	Hagerty,	McDermitt,	Scanlon,
Blair,	Hall,	McGee,	Schmidt,
Bloom,	Hamilton, R. K.,	McNally,	Schuster,
Boles,	Hamilton, W. H.,	Mihm,	Seyler.

Bolton,	Haudenshield,	Mikula,	Shoemaker,
Boorse,	Headlee,	Miller, H. G.,	Snider,
Bower,	Helm,	Miller, J. C.,	Sollenberger,
Breisch,	Hersch,	Mills,	Spencer,
Bucchin,	Hocker,	Mintess,	Stank,
Byrne,	Hunter,	Monroe,	Stoner,
Cella,	Jenkins,	Moore, H. A.,	Swartz,
Clapper,	Johnson,	Moran,	Tahl,
Clendening,	Jones, G. E.,	Muldowney,	Taylor,
Conway,	Jones, J. M.,	Munley,	Thompson, E. F.,
Cooper,	Jones, P. F.,	Murray,	Toll,
Corr,	Jones, T. H. W.,	Najaka,	Tompkins,
Costa,	Jump,	Needham,	Toomey,
Coyle,	Kamyk,	Olsen,	Varallo,
Dalrymple,	Keller,	Penglase,	Varnier,
Dennison,	Kline,	Petrosky,	Wachhaus,
Dougherty,	Kohl,	Pettigrew,	Wargo,
Dowling,	Kornick,	Pfaff,	Watkins,
Duffy,	Kratz,	Pichney,	Welsh,
Dunn,	Kubacki,	Pitzer,	Westrick,
Erb,	Lafore,	Polaski,	Wheeler,
Ewing,	Lederer,	Polen,	White,
Fenrich,	Leonard, L.,	Price, R. A.,	Williams,
Ferster,	Leonard, W. C.,	Readinger,	Wood,
Fillip,	Leven,	Reese,	Yeakel,
Filo,	Light,	Reilly, J. M.,	Yester,
Frost,	Limper,	Rigby,	Young,
Gaffney,	Loftus,	Riley, R. L.,	Ziegler,
Geer,	Lopresti,	Robertson,	Sorg,
Gibson,	Lovett,	Rose,	Speaker

NAYS—39

Banker,	Graybill,	McCullough,	Scott,
Barkdoll,	Greenwood,	McInroy,	Shotwell,
Beaver,	Harney,	McKinney,	Smith,
Bomberger,	Hewitt,	McMillen,	Stimmel,
Breth,	Kent,	Meiz,	Swope,
Brown,	Kolankiewicz,	Moore, C. E.,	VanSant,
Davis,	Lelsey,	Musto,	Weidner,
OuBois,	Lyons,	Naugle,	Wilt,
Firmstone,	Madigan,	Price, H. W. Jr.,	Yetzer,
Goodling,	Markley,	Reidenbach,	

NOT VOTING—13

Cochran,	McConnell,	Rosen,	Waterhouse,
Flack,	Peta,	Thompson, R. L.,	Wescott,
Good,	Reagan,	Verona,	Whalley,
Hoggard,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage Senate Bill No. 25 as follows:

An Act relating to the orphans' courts conferring exclusive jurisdiction on such courts over the administrators' estates and absentees' estates providing for the organization of orphans' courts the procedure therein the powers and duties of the judges thereof and appeals therefrom

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The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Article I

Preliminary Provisions

Section 101 Short Title This act shall be known and may be cited as the Orphans' Court Act of 1951

Section 102 Definitions The following words when used in this act unless the context clearly indicates otherwise shall have the meanings ascribed to them in this section

(1) "Clerk" means the clerk of the orphans' court having jurisdiction

(2) "Court" means the orphans' court having jurisdiction

(3) "Register" means the register of wills having jurisdiction to grant letters testamentary or of administration

(4) "Fiduciary" includes personal representatives guardians and trustees whether domiciliary or ancillary individual or corporate subject to the jurisdiction of the orphans' court

(5) "Trust" means any trust whether testamentary or inter vivos subject to the jurisdiction of the orphans' court

(6) "Inter vivos trust" means an express trust other than a trust created by a will taking effect during the lifetime or at or after the death of the settlor It includes

(i) A life insurance trust

(ii) A trust created under a deed agreement or declaration except as hereinafter excluded

(iii) A common trust fund or mortgage investment fund created by a corporate fiduciary for the investment of funds held by it as fiduciary or co-fiduciary

(iv) A tentative trust and

(v) Similar trusts

It does not include

(vi) A resulting or constructive trust created by operation of law

(vii) A trust for creditors

(viii) An escrow relationship

(ix) A temporary trust to hold disputed property

(x) A principal and agent relationship

(xi) A trust primarily for the benefit of business employees their families or appointees under a stock bonus pension disability or death benefit profit-sharing or other employee benefit plan

(xii) A trust for bondholders

(xiii) A mortgage in possession relationship and

(xiv) Similar trusts or fiduciary relationships

Section 103 Effective Date This act shall take effect on the first day of January one thousand nine hundred and fifty-two

Section 104 Severability If any provision of this act or the application thereof to any person or circumstances is held invalid the remainder of this act and the application of such provision to other persons or circumstances shall not be affected thereby and to this end the provisions of this act are declared to be severable

Article II

Organization of Orphans' Court

Section 201 Orphans' Court in Every County In each county of the Commonwealth there shall continue to exist as heretofore a court of record which shall be called "The Orphans' Court of County"

Section 202 Counties Having Separate Orphans' Courts The separate orphans' courts heretofore established shall continue to exist in the Counties of Allegheny Berks Cambria Dauphin Delaware Erie Fayette Lackawanna Lancaster Lehigh Luzerne Montgomery Philadelphia Schuylkill Washington Westmoreland and York Each separate orphans' court shall have the number of judges provided by law

Section 203 Counties Having No Separate Orphans' Courts The orphans' court of each county in which no separate orphans' court is established shall be composed of the judges of the court of common pleas of that county

Section 204 Court of Record Seal The orphans' court of each county whether separate or not shall be a court of record with all the qualities and incidents of a court of record at common law Its proceedings and decrees in all

matters within its jurisdiction shall not be reversed or avoided collaterally in any other court but they may be reversed modified or altered on appeal Each orphans' court shall have a seal engraved with the same device as is on the great seal of the Commonwealth and with the name of th court

Section 205 Sessions Terms Each orphans' court shall be in session as often as its judges shall think necessary or proper There shall be no terms of the orphans' court

Section 206 Rules Rules and forms of procedure not inconsistent with the Constitution and laws of the Commonwealth and with rules of the Supreme Court may be made and prescribed by each orphans' court for the conduct of proceedings before it

Article III

Jurisdiction

Section 301 Exclusive Jurisdiction The orphans' court shall have exclusive jurisdiction of

(1) Decedents' Estates The administration and distribution of the real and personal property of decedents' estates

(2) Testamentary Trusts The administration and distribution of the real and personal property of testamentary trusts whether created before or after the effective date of this act except any testamentary trust created before the effective date of the Fiduciaries Act of 1917 jurisdiction of which already has been acquired by another Pennsylvania court Another court which has acquired jurisdiction of the trust may transfer it to the orphans' court

(3) Inter Vivos Trusts The administration and distribution of the real and personal property of inter vivos trusts whether created before or after the effective date of this act except any inter vivos trust created before the effective date of this act jurisdiction of which already has been acquired by another Pennsylvania court Another court which has acquired jurisdiction of the trust may transfer it to the orphans' court the jurisdiction of the orphans' court of Philadelphia County over the administration and distribution of the real and personal property of inter vivos trusts shall be concurrent with the several courts of common pleas as heretofore

(4) Minors Estates The administration and distribution of the real and personal property of minors' estates

(5) Absentees' and Presumed Decedents' Estates The administration and distribution of the real and personal property of absent persons and of presumed decedents

(6) Fiduciaries The appointment control settlement of the accounts of removal and discharge of and allowance to the allocation of compensation among all fiduciaries of estates and trusts of which the court has jurisdiction except that the grant of letters testamentary and of administration to personal representatives shall remain within the jurisdiction of the register as heretofore

(7) Guardian of Person of Minors The appointment control and removal of the guardian of the person of any minor

(8) Custody of Minors The determination of the right to the custody of a minor in connection with any proceeding for his adoption or for the appointment of a guardian of his person

(9) Specific Performance of Contracts To enforce specifically the performance by either party of any agreement made by a decedent or by a person adjudged incompetent to purchase or sell real or personal property

(10) Legacies Annuities and Charges Proceedings for the enforcement of legacies annuities and charges placed on real or personal property by will inter vivos trust or orphans' court decree or for the discharge of the lien thereof

(11) Construction of Administrative Power The construction of an administrative power as to real estate proposed to be exercised by a fiduciary subject to the jurisdiction of the orphans' court

(12) Disposition of Title to Real Estate to Render It Freely Alienable The disposition of any interest in real estate of one disabled from dealing with it when title to

it has been acquired by descent or will or is in an estate or trust subject to the jurisdiction of the orphans' court

(13) Title to Personal Property The adjudication of the title to personal property in the possession of the personal representative or registered in the name of the decedent or his nominee or alleged by the personal representative to have been in the possession of the decedent at the time of his death

(14) Appeals and Proceedings from Registers Appeals from and proceedings removed from registers

(15) Birth Records Matters relating to birth records as provided by law

(16) Adoptions Adoptions as provided by law

(17) Marriage Licenses Marriage licenses as provided by law

(18) Inheritance and Estate Taxes Matters relating to inheritance and estate taxes as provided by law

Section 302 Concurrent Jurisdiction Title to Real Estate The orphans' court shall have concurrent jurisdiction of the determination of the persons to whom the title to real estate of a decedent or of the creator of an estate or trust subject to the jurisdiction of the orphans' court has passed by devise or descent or by the terms of the trust instrument provided that nothing herein shall be construed to restrict the exclusive jurisdiction of the orphans' court to distribute real estate in an estate or trust within its jurisdiction

Section 303 Conflict of Laws Nothing contained in this act shall be construed to interfere with the rules of law applicable to the determination of the question whether Pennsylvania courts have jurisdiction of the subject matters enumerated in this act

Section 304 Incidental Powers The orphans' court shall have all legal and equitable powers required for or incidental to the exercise of its jurisdiction

Section 305 Venue of Decedents' Minors' and Incompetents' Estates When a Pennsylvania orphans' court has jurisdiction of a decedent's or a minor's estate except as otherwise provided by law the venue for all purposes shall be as follows

(1) Decedents' Estates In the case of a decedent's estate in the county where the letters are granted to the personal representative and in the absence of such letters then where the decedent had his last family or principal residence and if the decedent had no domicile in the Commonwealth then in any county where any of his property is located

(2) Minors' Estates In the case of a guardian of a minor appointed by the court in the county whose court appointed the guardian In the case of a guardian of a minor not appointed by the court or when there is a minor's estate but no guardian in the county whose court which at the time proceedings are first initiated would have jurisdiction to appoint a guardian of the estate

Section 306 Venue of Trust Estates When a Pennsylvania orphans court has jurisdiction of any trust testamentary or inter vivos, except as otherwise provided by law the venue for all purposes shall be in the county where at the time being is the situs of the trust The situs of the trust shall remain in the county of the court which first assumed jurisdiction of the trust unless and until such court shall order a change of situs under the provisions of this act

Section 307 Situs of Testamentary Trust The situs of a testamentary trust shall be in the county where letters were granted to the personal representative and in the absence of such letters then in a county where such letters could have been granted and if no such letters could have been granted then in a county in which any trustee resides or is located

Section 308 Situs of Inter-Vivos Trust

(a) When Provided For in Trust Instrument If the trust instrument expressly provides for the situs of the inter vivos trust its situs shall be at the place within or without the Commonwealth which is in accord with such provision

(b) Not Provided For in Trust Instrument If the trust

instrument does not expressly provide for the situs of the inter vivos trust its situs shall be

(1) Resident Settlor In the case of an inter vivos trust whose settlor is domiciled in the Commonwealth (i) in the settlor's lifetime either in the county of his principal residence or in the county in which any of the trustees resides or is located and (ii) after the settlor's death either in the county in which letters have been granted to his personal representative or in a county in which letters could have been granted or in a county in which any trustee resides or is located

(2) Nonresident Settlor In the case of an inter vivos trust whose settlor (i) is not domiciled in the Commonwealth at the time when during his lifetime the first application is made to a court concerning the trust or (ii) was not domiciled in the Commonwealth at his death if the first application to a court concerning the trust was made thereafter in a county in which any trustee resides and if there is no such trustee then in a county where property of the trust is located

Section 309 Change of Situs Order of Court A court having jurisdiction of a testamentary or inter vivos trust on application of a trustee or of any party in interest after such notice to all parties in interest as it shall direct and aided if necessary by the report of a master and after such accounting and such provision to insure the proper payment of all taxes to the Commonwealth and any political subdivision thereof as the court shall require may direct notwithstanding any of the other provisions of this act that the situs of the trust shall be changed to any other place within or without the Commonwealth if the court shall find the change necessary or desirable for the proper administration of the trust Upon such change of situs becoming effective by the assumption of jurisdiction by another court the jurisdiction of the court as to the trust shall cease and thereupon the situs of the trust for all purposes shall be as directed by the court

Article IV

Judges

Section 401 Powers Any judge of an orphans' court learned in the law whether or not the court is separate and whether or not it consists of more than one judge may hear and determine all matters of which the court has jurisdiction His determination thereof shall be a final decree unless exceptions thereto are authorized by rule of court or the decree discloses that it is not intended as such

Section 402 Sitting in Other Courts Subject to regulation by the Supreme Court any judge of an orphans' court may hear and determine any matter in any court of record except an appellate court with Statewide jurisdiction on call by the president judge of the court in which he is to sit and any judge of a court of common pleas may hear and determine any matter in an orphans' court on call by its president judge A judge shall not be required to accept any such call

Section 403 Powers When the Court Is Not in Session Any judge of an orphans' court learned in the law shall have power whether or not the court is in session to administer ex parte business and to issue process

Section 404 When President Judge Unable to Act Whenever the president judge of an orphans' court is unable to act the judge next oldest in commission who is able to act shall have the powers of the president judge

Article V

Clerk Sheriff

A Clerk

Section 501 Duties The clerk shall have custody of the records and of the seal of the court shall faithfully perform under the direction of the court all the duties of his office and may appoint an assistant clerk or clerks but only with the consent and approval of the court He shall attest in the name of the president judge alone all

process subpoenas certificates copies of records and other documents which shall be issued out of the court

Section 502 Dockets The clerk shall keep in the dockets provided for that purpose a record of all proceedings of the court Local rules may prescribe the recording of all or parts of instruments filed with the court or the clerk or may prescribe that any instrument be filed in duplicate and that the duplicates be bound into volumes and preserved in lieu of recording or may prescribe that any instrument be copied by photographic or other mechanical process

Section 503 Bill of Costs Each orphan's court may establish a bill of costs to be charged for the services of the clerk not otherwise provided for by law

Section 504 Translation of Foreign Language Documents A writing not in English shall not be filed in the court or in the office of the clerk unless there is attached to it and filed with it a translation into English sworn to be correct. A writing filed in violation of this section shall not constitute notice to any person

Section 505 Advertisement of Accounts

(a) Requirement of Notice Contents of Notice The clerk shall give notice by advertisement of the time when accounts filed with him and with the register will be presented to the court for confirmation stating in the advertisement the names and capacities of the respective accountants

(b) Manner of Advertisement The notice shall be advertised at least once a week during the four weeks immediately preceding the time for presentation of the accounts to the court in the case of accounts filed with the register and at least once a week during the two weeks immediately preceding the time for presentation of the accounts to the court in the case of accounts filed with the clerk

(1) In the legal publication if any designated by rule of court for the publication of legal notices and

(2) In at least one newspaper of general circulation published within the county and if no such newspaper is published in that county then in one such newspaper published nearest to that county

(c) Cost of Advertisement The expense of the advertisement and of the proof thereof shall be charged to the estate or trust and allowed to the clerk who shall pay the publication costs to the newspapers upon delivery of the proofs of publication

Section 506 Money Paid Into Court The clerk shall have custody of all funds paid into court Pending the distribution thereof the clerk may invest the funds but shall have no duty to do so Any such investment except as the court shall otherwise direct shall be restricted to obligations of the United States or the United States Treasury or of the Commonwealth

B Sheriff

Section 511 Powers and Duties The sheriff shall serve process and execute orders directed to him pursuant to the provisions of this act

Section 512 Fees The fees and allowances of the sheriff shall be as provided by law or in the absence thereof as fixed by rule of court

Article VI

Masters Auditors Examiners Guardians Ad Litem and Trustees Ad Litem

Section 601 Appointment Purpose The court may appoint

(1) Masters A master to investigate any issue of fact and to report his findings of fact conclusions of law and recommendations to the court

(2) Auditors of Accounts of Fiduciaries Except in the circumstances prohibited by law an auditor to examine and audit an account and to determine distribution

(3) Auditors to State Accounts An auditor to state an account when a proper account cannot be obtained from a fiduciary or other person required to state an account

(4) Examiners of Assets By general rule or special

order an examiner or examiners to make periodic or special examination of assets of estates or trusts and to require all persons in whose custody or control such assets may be held to present them for examination

(5) Guardians and Trustees Ad Litem On petition or on its own motion a guardian or a trustee ad litem to represent the interest not already represented by a fiduciary of (i) a person not si juris or (ii) an absentee or (iii) a presumed decedent or (iv) an unborn or unascertained person

Section 602 Compensation Any person appointed by the court as master auditor examiner guardian ad litem or trustee ad litem shall be compensated by reasonable fees fixed by the court and paid from such source as the court shall direct

Section 603 Subpoenas Master auditors and examiners shall have the power to issue subpoenas with or without a clause of duces tecum to witnesses to appear before them when necessary for the performance of any of their duties If any person who has been duly subpoenaed fails to obey the subpoena the master auditor or examiner issuing the subpoena may report the neglect or refusal to the court The court upon receiving such report shall have over to issue an attachment in the same manner as is provided in the case of subpoenas issued by it

Section 604 Power to Administer Oaths Masters auditors and examiners shall have the power to administer oaths to parties and witnesses

Article VII

Procedure

A Institution of Proceedings and Original Process

Section 701 Petitions All applications to the court shall be by petition in the form prescribed by rules of the Supreme Court

Section 702 Accounts The court may decide or dispose of any question relating to the administration or distribution of an estate or trust and exercise any of its powers in respect thereof upon the filing of an account or in any other appropriate proceeding The account may be a complete accounting of the estate or trust or of only the transactions which raise the question to be determined

Section 703 Writs of Habeas Corpus In any proceeding for the adoption of a minor or for the appointment of a guardian of his person the court may award a writ of habeas corpus

Section 704 Citation Jurisdiction of the person shall be obtained by citation to be awarded by the court upon application of any party in interest The citation shall direct the party named therein to file a complete answer under oath to the averments of the petition on or before a day certain which shall be not less than ten days after the service thereof and to show cause as the decree of the court shall provide

Section 705 Service of Citation A citation to obtain jurisdiction of a person may be served by any adult person or by the sheriff of the county wherein the citation issued or by deputization of the sheriff of the county where the service may be had in any county of the Commonwealth in the same manner as a writ of summons in an action of assumpsit in the court of common pleas When no other time is specifically fixed by the court the order awarding the citation shall be void unless the citation is issued within six months

Section 706 Proof of Service Proof of service shall be by affidavit of the person or the return of the sheriff making service and shall set forth the same information as a sheriff's return in an action of assumpsit

B Notice

Section 711 Manner of Service Proof Notice of any proceeding in the court may be given within or outside the Commonwealth by personal service by registered mail by publication or otherwise as the court shall direct by general rule or special order Notice may be in the form of a citation served as provided in this section

C Action Upon Default of Respondent

Section 721 Power of Court Should the respondent fail to comply with the requirements of any citation or notice the court upon proof of service thereof shall have the power to make such order as may be just and necessary

D Summary Decree Injunction

Section 731 Decree Without Prior Hearing Attachment Sequestration The court without a prior hearing may allow the issuing of a writ of attachment of the person or a writ of sequestration or both against any one who the court is satisfied is about to leave the Commonwealth or conceals his whereabouts to the prejudice of the complainant or to an estate or trust within the jurisdiction of the court On the return of the writ the court may proceed as on the return of a citation or make such order as it shall deem appropriate An attachment or sequestration issued without a prior hearing may be dissolved at any time by the court upon the respondent's giving security to the satisfaction of the court for his appearance on a day certain to answer the petition and to abide the orders and decrees of the court in the premises

Section 732 Injunctions The court may issue injunctions for the protection of property within its jurisdiction in the same manner as the court of common pleas of the same county

E Witnesses Evidence Hearings Trials

Section 741 Subpoenas The court may issue subpoenas with or without a clause of duces tecum into any county of the Commonwealth to witnesses to appear before it or any master auditor or examiner appointed by it

Section 742 Depositions and Discovery The court by general rule or special order may prescribe the practice relating to depositions discovery and the production of documents To the extent not provided for by general rule or special order the practice relating to such matters shall conform to the practice in the local court of common pleas

Section 743 Perpetuation of Testimony and Court Records The court by general rule or special order may prescribe the practice relating to the perpetuation of testimony and to the perpetuation of lost or destroyed court records When proved such court records shall have the same legal effect as original records would have had Notice of proceedings for the perpetuation of testimony and for the perpetuation of lost or destroyed court records shall be given in such manner as the court shall direct

Section 744 Testimony in Proceedings Removed From Register On appeal from the register or in a proceeding removed from the register the court may find upon the testimony taken before the register that a substantial dispute of fact exists and require a jury to decide the issue of fact In all other cases the court shall hear the testimony de novo unless all parties appearing in the proceeding agree that the case be heard on the testimony taken before the register In any event the court may require witnesses already examined and other witnesses to appear before it

Section 745 Jury Trial

(a) Will Contest When a substantial dispute of fact shall arise concerning the validity of a writing alleged to be testamentary any party in interest shall be entitled to a trial of this fact by a jury

(b) Title to Property When a substantial dispute of fact shall arise concerning the decedent's title to property real or personal any party in interest shall be entitled to a trial of this fact by a jury

(c) Waiver of Right A person entitled to a trial by jury may make demand in writing therefor prior to the hearing of the issues of fact The right to trial by jury is waived if such a demand is not so made or if the person claiming the right fails to appear at the hearing or fails to object to trial by the court before the introduction of evidence is commenced

(d) When Not of Right When there is no right to trial

by jury or when the right is waived the court in its discretion may require a jury to decide any issue of fact and the verdict in such case shall have the same effect as though a trial by jury had been allowed as a matter of right to a party in interest

Section 746 Trials in the Orphans' Court

(a) Jury Jury trials in any case begun before or certified or appealed to the orphans' court shall be tried in the orphans' court The court shall draw a jury and preside at the trial of the issue and shall have all the powers of a judge in trials by jury in cases at law in the court of common pleas The panel of jurors drawn for service in the common pleas court of the county in which the orphans' court is located shall be available for such service in the orphans' court when required and in counties where there is a separate orphan's court the orphans' court and the court of common pleas shall by appropriate rules provide for and regulate the manner in which the jurors shall be made available and sent to the orphans' court when required for the trial of issues therein

(b) Rules of Court Unless and until the orphans' court otherwise directs, the appropriate rules of the common pleas court of the same county shall apply to jury trials of issues in the orphans' court, and matters relating to such trials shall be heard and disposed of by the orphans' court

(c) Effect of Verdict The verdict of the jury in the orphans' court shall have the same effect as the verdict of a jury in a case at law in a court of common pleas

F Enforcement of Orders and Decrees

Section 751 Methods of Enforcement Compliance with an order or decree of the court may be enforced by

- (1) attachment of the person
- (2) sequestration of real or personal property
- (3) execution on personal property
- (4) attachment execution or
- (5) execution on real estate

Section 752 Procedure on Attachment of the Person

(a) Direction of Writs A writ of attachment of the person shall be directed to and executed by the sheriff of the county in which the court is located or of any county where the person to be attached is located

(b) Discharge of Person Attached for Contempt Any person attached for contempt may be discharged from custody by the court upon purging himself of contempt to the satisfaction of the court by whose order he was attached

Section 753 Procedure on Sequestration of Real or Personal Property A writ of sequestration of real or personal property of an estate or trust or of the respondent to enforce an order or decree of the court in the administration of the estate or trust shall be allowed by the court as fully as in any court of equity and shall be directed to and executed by the sheriff of the county in which the court is located or of any county where property to be sequestered is located The court by general rule or special order may prescribe the practice relating to sequestration of real and personal property To the extent not provided for by general rule or special order the practice relating to sequestration shall conform to the practice in the local court of common pleas

Section 754 Procedure on Execution on Personal Property Writs of execution on personal property shall be allowed by the court and directed to and executed by the sheriff of the proper county The proceedings thereon shall be the same as on execution on personal property issued out of the court of common pleas of the same county

Section 755 Procedure on Attachment Execution Writs of attachment execution shall be allowed by the court and directed to and executed by the sheriff of the proper county The proceedings thereon shall be the same as attachment executions issued out of the court of common pleas of the same county

Section 756 Procedure on Execution on Real Estate

(a) Filing in Common Pleas The prothonotary of any court of common pleas shall on demand of the fiduciary

or of any party in interest file and docket a certified transcript or extract from the record showing that an orphans' court has adjudged an amount to be due by any person and such transcript or extract shall constitute a judgment against such person from the time of its filing with the same effect as if it had been obtained in an action in the court of common pleas. If the amount adjudged to be due shall be increased or decreased on appeal the prothonotary shall if the decree of the appellate court is certified to him change his records accordingly and if the appellate court has increased the amount the excess shall constitute a judgment from the time when the records are so changed.

(b) Satisfaction and Discharge If the orphans' court shall order such person to be relieved from any such judgment the prothonotary shall on demand of any party in interest enter on his records a certified copy of such order which shall operate as a satisfaction of the judgment.

(c) Executions Execution may be issued on the judgment out of the court of common pleas against the real estate of such respondent by any interested party for the recovery of so much as may be due to him in the same manner as upon a judgment rendered by the court of common pleas.

G Costs

Section 761 Allowance and Allocation The allowance and allocation of costs incident to proceedings before the court or to the administration of estates or trusts within the jurisdiction of the court shall be as now or hereafter provided by law and in the absence thereof as fixed by the court by general rule or special order.

H Appeals

Section 771 Right of Appeal Any party in interest who is aggrieved by a final order or decree of the orphans' court or a fiduciary whose estate or trust is so aggrieved may appeal therefrom to the proper appellate court. An appeal in like manner may be taken from a decree of distribution of the orphans' court which is not final within the meaning of this section provided the orphans' court shall certify that the decree is sufficiently definite to determine the substantial issues between the parties.

Section 772 Effect of Appeal No appeal from an order or decree of an orphans' court concerning the validity of a will or the right to administer shall suspend the powers or prejudice the acts of a personal representative acting thereunder. The reversal or modification of any decree of an orphans' court in a proceeding in which the court has jurisdiction of the sale mortgage exchange or conveyance of real or personal estate shall not divest any estate or interest acquired thereunder by a person not a party to the appeal.

Section 773 Disposition of Cases on Appeal The Supreme and Superior Courts of the Commonwealth shall in all cases of appeal from a decree of the orphans' court hear try and determine the same as to right and justice may belong and decree according to the equity thereof and may place or allocate the record costs including printing costs upon the party in interest who appeals or upon the estate or trust.

Article VIII

Repealer

Section 801 (a) Specific Repeals The following acts and parts of acts and all amendments of each are hereby repealed as respectively indicated.

(1) Section four of the act approved the eleventh day of April one thousand eight hundred forty-eight (P. L. 506) entitled "An act to establish a uniform line along the river Delaware in front of the incorporated districts of the Northern Liberties and Kensington in reference to county bridges changing the name of Andrew Jackson Glarfke to Andrew G Jackson to issuing subpoenas for witnesses by auditors exempting the real estate of the Pennsylvania society for promoting the abolition of

slavery from taxation in reference to fees of constables in Schuylkill County in reference to the removal of the barn of Amos George in the township of Blockley county of Philadelphia and to change the name of Dallas township Lehigh county to Washington and relative to the commissioners of Kensington and Richmond in Philadelphia county" insofar as it applies to auditors appointed by orphans' courts.

(2) Section six of the act approved the second day of April one thousand eight hundred sixty-eight (P. L. 3) entitled "An act to ascertain and appoint the fees to be received by the several officers of this Commonwealth" absolutely.

(3) The act approved the twenty-seventh day of March one thousand eight hundred seventy-three (P. L. 49) entitled "An act to further provide for the enforcement of decrees in the orphans' court" absolutely.

(4) The act approved the twenty-fifth day of May one thousand eight hundred seventy-eight (P. L. 156) entitled "An act to authorize the investment of money paid into court pendente lite" insofar as it applies to monies paid into the orphans' court.

(5) The act approved the seventh day of June one thousand nine hundred seventeen (P. L. 363) entitled "An act relating to the organization jurisdiction and procedure of the orphans' courts the powers and duties of the judges thereof and appeals therefrom" absolutely except the part of the last paragraph of section nine thereof which was added by the act approved the second day of July one thousand nine hundred forty-one (P. L. 227) entitled "An act to further amend section nine of the act approved the seventh day of June one thousand nine hundred and seventeen (P. L. 363) entitled 'An act relating to the organization jurisdiction and procedure of the orphans' courts the powers and duties of the judges thereof and appeals therefrom' by imposing liability on executors administrators or trustees for real estate broker's commissions in certain cases" which is not repealed hereby.

(6) Section twenty-four of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 447) entitled as amended "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein the survival of causes of action and suits thereupon by or against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" except insofar as it saves the jurisdiction of other courts in actions which were pending at the time of the approval of said act and subsections (b) (d) (g) and (i) of section forty-six and subsection (a) of section forty-seven thereof absolutely.

(b) General Repeal All other acts and parts of acts inconsistent herewith are hereby repealed

(c) Saving Clause This act shall not repeal or modify any of the provisions of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 963 entitled "An act prescribing the fees to be received by the clerks of orphans' courts of counties of the fifth sixth seventh and eighth class" or its amendment

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Mazza,	Royer,
Andrews,	Greenwood,	McConnell,	Rubin.
Banker,	Greer,	McCormack,	Sarraf.
Barkdoll,	Guarnieri,	McCullough,	Sax,
Baumunk,	Gutendorf,	McDermitt,	Scanlon,
Beaer,	Guthrie,	McGee,	Schmidt,
Beaver,	Hagerty,	McInroy,	Schuster,
Beech,	Hall,	McKinney,	Scott,
Berkstresser,	Hamilton, R. K.,	McMillen,	Seyler,
Blair,	Hamilton, W. H.,	McNally,	Shoemaker.
Bloom,	Harney,	Metz,	Shotwell,
Boles,	Haudensfield,	Mihm,	Smith,
Boiton,	Headlee,	Mikula,	Snider,
Bomberger,	Helm,	Miller, H. G.,	Sollenberger,
Boorse,	Hersch,	Miller, J. C.,	Spencer,
Bower,	Hewitt,	Mills,	Stank,
Brelsch,	Hocker,	Mintess,	Stimmel,
Breth,	Hoggard,	Monroe,	Stoner,
Brown,	Hunter,	Moore, C. E.,	Swartz,
Bucchia,	Jenkins,	Moore, H. A.,	Swope,
Byrne,	Johnson,	Moran,	Tahl,
Cella,	Jones, G. E.,	Muldowney,	Taylor,
Clapper,	Jones, J. M.,	Munley,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varnier,
Coyle,	Kline,	Penglass,	Verona,
Dalrymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Krats,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Watkins,
DuBois,	Lafore,	Pitzer,	Weldner,
Duffy,	Lederer,	Polaski,	Welsh,
Dunn,	Leisy,	Polen,	Wescott,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Westrick,
Ewing,	Leonard, W. C.,	Price, R. A.,	Whalley,
Fenrich,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	White,
Phillip,	Limper,	Reese,	Williams,
Filo,	Loftus,	Reidenbach,	Wilt,
Firmstone,	Lopresti,	Reilly, J. M.,	Wood,
Frost,	Lovett,	Rigby,	Yeakel,
Gaffney,	Lutty,	Riley, R. L.,	Yester,
Geer,	Lyons,	Robertson,	Yetzer,
Gibson,	Madden,	Rose,	Young,
Gleason,	Madigan,	Rosen,	Ziegler,
Good,	Markley,	Rovanssek,	Sorg,
Goodling,	Maxwell,		

NAYS—0

NOT VOTING—2

Flack, Thompson, R. L.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the consideration and final passage of Senate Bill No. 244, entitled:

An Act to further amend the act approved the twelfth day of May one thousand nine hundred forty-three (P. L. 259) entitled as amended "An act providing for the payment by the State Treasurer of one-half of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns and townships and for the payment thereof into police pension funds and in certain cases into the Municipal Employees' Retirement System and for Pension Annuity Contracts and in certain other cases into the State Employees' Retirement Fund for certain purposes" by redefining pension annuity contract vesting certain [equities benefits dividends or] rights under pension annuity contracts in the municipality or in the policemen [or their dependents] providing for deductions to defray expenses for auditing providing for return of funds if not used within a certain time by the various political subdivisions

On the question,

Shall the bill pass finally?

Mr. LOVETT. I move that Senate Bill 244 be passed over.

Mr. STIMMEL. Mr. Speaker, I rise to object to the passing over of that Senate Bill 244.

The SPEAKER. The Chair hears objection.

PARLIAMENTARY INQUIRY

Mr. LOVETT. Mr. Speaker, I rise to a parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. LOVETT. Mr. Speaker, if I make a motion that the bill be passed over, does it have to be voted upon?

The SPEAKER. For the information of the gentleman, the gentleman may make a motion that the bill be placed on the final passage postponed calendar.

Does the gentleman desire that the question be submitted to the House on a motion to place the bill on the final passage postponed calendar?

Mr. LOVETT. Mr. Speaker, I move that Senate Bill 244, Printer's No. 373 on page 25 of today's calendar, bills on final passage, be placed on the final passage postponed calendar.

On the question,

Will the House agree to the motion?

PARLIAMENTARY INQUIRY

Mr. STIMMEL. Mr. Speaker, I rise to a parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. STIMMEL. I understand that a motion to place on the calendar is not debatable?

The SPEAKER. The motion is debatable.

Mr. STIMMEL. Mr. Speaker, prior to this meeting I discussed this particular bill with Mr. Lovett but it was not my understanding that he intended to move to place this bill on the final passage postponed calendar.

This places me in somewhat of a disadvantageous position, because I, of course, did not anticipate this. May I say that I feel that it is essential that we act on this bill today. I feel that we have procrastinated sufficiently long. This bill has been held to permit careful perusal of its contents and I sincerely feel that it has been given the attention of every Member of this House and that the membership of this House presently is fully aware of the

contents of this bill and is in a position to vote upon it at this time. I therefore, object to the motion as made by the gentleman from Westmoreland, Mr. Lovett.

Mr. LOVETT. Mr. Speaker, I do not want to take advantage of the gentleman. I discussed the issue with him prior to the session and these two bills 244 and 245 are companion bills. I want to vote for these bills and since we have an amendment to Senate Bill 245, I feel it only just and fair that we act upon that particular bill first.

If the amendments we shall offer to Senate Bill No. 245 are adopted by this House, I feel then that we will be in position to either inject or put the same amendments into 244.

I do not want to be unfair. I think that it is only courtesy since they are companion bills that we be given the opportunity to first offer our amendments to 245. If those amendments are defeated, then I would be satisfied. I feel that the membership of this House should be given an opportunity to first vote upon the amendments that we are going to offer to 245. For that reason and that reason alone I ask the Members to sustain me in putting this bill on the postponed calendar so that we may have an opportunity to first act on 245.

Mr. STIMMEL. Mr. Speaker, I appreciate that Mr. Lovett is essentially fair. However, I do feel that this bill is being prejudiced by postponing it at this time.

I do not agree with Mr. Lovett that these are companion bills. I do agree that they are similar bills. I think they are not related in any way, that is, at least they do not affect the same class of individuals. They are related only in that they do affect two different types of funds.

I submit to you and the Members of this House that any vote on 244 should be on the merits of Senate Bill 244 alone, and certainly I would say that we should not prejudice the introduction and the fair appraisal of the amendments that Mr. Lovett has in mind for 245. I believe that they should certainly be considered on the unbiased thinking of the Members of this House when we come to those amendments.

I will not discuss my position on the amendment he has to offer but I believe that it has nothing to do with Senate Bill 244 that dissimilar groups are affected by a similar type of legislation. It certainly is not companion legislation and I therefore ask the Members on both sides to sustain me in voting against this motion.

Mr. LOVETT. Mr. Speaker, does the gentleman feel that he can support the amendments to 245?

Mr. STIMMEL. Mr. Speaker, I very carefully avoided expressing my position because I did not wish to prejudice anyone in this House at this particular time. If you recall, I said that I would not disclose them at this time. I think that the bill we had before us, Senate Bill 244, should rise or fall on its merits.

Mr. LOVETT. Mr. Speaker, will you admit that the two bills in question deal with the same question?

Mr. STIMMEL. Mr. Speaker, I will if you will let me elaborate just briefly.

I again reiterate that while they deal with the same questions they affect different people and there is an honest, and mind you I said honest, difference of opinion as to the administration of these two bills. That is, it is honest between the gentleman and me, and I am sure among the membership, when it is properly explained

to them. But I again state that I do not believe that the rejection of Senate Bill 244 should have in the thinking of the membership of this House any relation to the amendments that you propose to introduce to Senate Bill 245.

Mr. LOVETT. Mr. Speaker, would the gentleman say that the passage of 244 would in any way prohibit the amendments of 245?

Mr. STIMMEL. Mr. Speaker, well I certainly do not see why. Again I say that I believe that it is just an honest difference of opinion and I will debate that with the gentleman when we get to 245 if he so desires.

Mr. LOVETT. Mr. Speaker, I sincerely thank the gentleman for his frank answers. But I must say to the membership of this House that I still feel that I am acting in good faith when I ask you to put this Senate Bill 244 on the postponed calendar in order that we may have an opportunity to offer the amendments to 245 and I ask the Members to support that motion.

POINT OF ORDER

Mr. MAXWELL. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman will state it.

Mr. MAXWELL. Mr. Speaker, is it permissible in the Hall of this House for a lobbyist to stand up and give signals on how the Members are to vote?

The SPEAKER. Visitors may not interfere with the business of the House. Visitors are not permitted on the floor of the House.

Mr. MAXWELL. Mr. Speaker, I thank you.

On the question recurring,

Will the House agree to the motion?

The SPEAKER declared the "nays" appear to have it.

Whereupon, a division was called for, seventy Members voting in the affirmative and eighty in the negative, the question was determined in the negative, and the motion was not agreed to.

On the question recurring,

Shall the bill pass finally?

Mr. LOVETT. Mr. Speaker, since my motion to put this bill on the postponed calendar has failed, I want to say to the Members of this House that the amendments we are going to offer to a similar bill puts me in the position where I feel the membership of this House will support those amendments.

For that reason, and that reason alone, I must vote against this particular bill. I believe that had we had the opportunity to put the same amendments into this bill that I believe this House will support on 245, I then could have supported this bill.

Mr. STIMMEL. Mr. Speaker, it is my turn to thank the gentleman from Westmoreland for his frankness.

In order to clear the air just a little bit, may I say this: This is a good bill. This bill will put into the legitimate police pension fund the money that rightfully belongs there. On that score there is no argument. I think I am correct in saying that Mr. Lovett agrees completely with that, as do those who will offer the amendments to Senate Bill 245.

However, there is some question as to the administration of the Act. Please consider very seriously your vote on this measure. Consider this fact: The reason this bill is on the floor of this House today after having passed the

Senate 49 to 0 is because the widows and children and the beneficiaries affected by these funds, are in some instances the victims of clambakes.

There have been investigations that have indicated that there has been misappropriation and misuse of funds. There has been an actual case of where a volunteer in one of these organizations was killed in the line of duty. There was no fund to reimburse the widow and children of this unfortunate family.

May I suggest to you too that a spot check of 50 of these organizations indicated a 10 percent misuse of funds. And these two—let me stay directly on 244 for the moment—it is anticipated that under Senate Bill 244 and under the present Act there will be distributed to the Police Pension Fund approximately \$6,000,000. If that 10 percent figure would prevail, that would mean there is a misuse of approximately \$600,000.

Actually in this bill you have a regulatory power which mandates that we must use these funds as prescribed by law. I say to you that this bill in its present form is a good bill in the interest of the people for whom it is designed and who are the recipients of these funds.

I used the word "clambake" a little loosely. But I submit to you, and I say in all sincerity, that if I ever attended a clambake, a free one, on moneys that were misappropriated and somebody in my area doing his job were killed and the widow and children did not get their fair share of what they should have coming, I would choke on the clams.

Mr. ANDREWS. Mr. Speaker, I desire to interrogate the gentleman from Lehigh, Mr. Stimmel.

The SPEAKER. Will the gentleman from Lehigh, Mr. Stimmel, permit himself to be interrogated?

Mr. STIMMEL. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, does the Auditor General audit various state institutions?

Mr. STIMMEL. Mr. Speaker, I am sorry, sir, I cannot answer that question. I believe the gentleman probably would be familiar with it.

Mr. ANDREWS. Mr. Speaker, for the gentleman's information, the Auditor General audits the accounts of all state institutions.

Does the Auditor General when he audits the accounts of any institution levy on the patients of that institution to secure the funds with which to pay for the audit?

Mr. STIMMEL. I do not presume he does, Mr. Andrews. May I, however, make a brief statement?

Mr. ANDREWS. You may.

Mr. STIMMEL. Mr. Speaker, I think it must be understood that this money is not public money. These are funds that are collected from foreign companies—and when I say "foreign" I mean companies from outside the state that enjoy the privileges of the Commonwealth of Pennsylvania to sell insurance—and this is the money that is derived from a 2 percent tax on those funds. The collection of those funds is by the state and the distribution of those funds is by the state, and I do not believe there is any charge made for that presently.

Mr. ANDREWS. Mr. Speaker, a further inquiry.

Are these funds collected from these insurance companies paid into the General Fund?

Mr. STIMMEL. Mr. Speaker, I believe that is correct, yes sir.

Mr. ANDREWS. Mr. Speaker, and this bill under consideration carries an appropriation?

Mr. STIMMEL. Mr. Speaker, it does sir.

Mr. ANDREWS. Mr. Speaker, and is that appropriation taken out of the money of the General Fund?

Mr. STIMMEL. Mr. Speaker, the money is taken out of the fund that is to be distributed to these various organizations prior to distribution.

But please, let me have just one more word, if you will, sir. This \$60,000 would represent less than 1 percent of this fund and would in all probability, according to investigation, result in the recovery of several hundred thousand dollars.

Mr. ANDREWS. Mr. Speaker, \$60,000 would help a lot of widows, would it not?

Mr. STIMMEL. Mr. Speaker, \$300,000 would help them a lot more, sir.

Mr. ANDREWS. Mr. Speaker, I thank the gentleman.

Mr. Speaker, we have reached a strange pass in the doings of this strange administration when we begin drawing on the widows and the orphans and the unfortunates for the funds with which to make the audits for their protection.

There is no sound reason in public policy, or even from a standpoint of administration, for the cost of auditing any funds appropriated by this body to come out of any funds but those appropriated for the use of the Auditor General. If the Auditor General is not being given enough money to do his job, the Appropriation Committee should boost his appropriation; but to take \$60,000 out of what are, in effect, trust funds which belong to a particularly unfortunate class in order to protect the appropriation to the Auditor General just does not make common sense.

I am for any bill which aims to protect the appropriation of the Auditor General at the expense of any deserving class or unfortunates in this Commonwealth. If this bill can be amended or changed so that the Auditor General out of his appropriation does the job that he is supposed to do with the money we vote to him, then I am for this bill. If we are going to rob the unfortunates, I am opposed to it.

Mr. STIMMEL. Mr. Speaker, I regret that I have to take the time of an impatient House at this late hour. However, may I say that I believe this: I think that Mr. Andrews, too, is completely sincere and honest. But let us not forget seeing the woods because of the trees.

If this bill falls, it will mean that the continued misuse of funds will prevail and it is only an honest difference of opinion as to whether or not the administration of this bill as it is presently set up, and that will be suggest under Senate Bill 245, will do a better job. Now, those widows and children today will get a lot more money with this appropriation in there than they are getting now.

May I say this further, too, sir, with due respect to the gentleman from Cambria; that the state association of the Fraternal Order of Police who are the recipients of this money have given careful study to this bill as it is in its present form and honestly and sincerely believe that with the inclusion of the \$60,000 appropriation there will be recovered a substantially greater amount of these funds.

Mr. ANDREWS. Mr. Speaker, we admit the misappropriation of funds. We admit the need for an audit. We do not admit that those who benefit by reason of the

audit should be forced to pay for it. There is plenty of time for the gentleman to delay action on this bill and amend it so that the cost of the audit comes out of the funds of the Auditor General. I want to see an audit. Every Member of the House does. It is very easy for the gentleman to delay action and amend this bill. You are going to be in a very ridiculous position if we amend 245 and relieve the firemen from the cost of the audit and then place the cost of the audit for the police pensions upon the widows and orphans and distressed people.

Mr. STIMMEL. Mr. Speaker, I certainly do not wish to be arbitrary about this bill and I request to interrogate the gentleman from Cambria, Mr. Andrews.

The SPEAKER. Will the gentleman from Cambria, Mr. Andrews, permit himself to be interrogated?

Mr. ANDREWS. I shall, Mr. Speaker.

Mr. STIMMEL. Mr. Speaker, from what the gentleman has said I understand that he would support this measure if the funds were audited by the Auditor General's office, provided proper appropriation by this body has been made for that purpose?

Mr. ANDREWS. Mr. Speaker, certainly.

Mr. STIMMEL. Mr. Speaker, that suggestion has not been given to me prior to this time and as I said just a moment ago, I do not wish to be arbitrary about this. I believe that this is good legislation in the interest of people who should not suffer from hasty action. I, therefore, would like the opportunity to consider Mr. Andrews' proposal and the possibility of working out some plans along those lines and would, therefore, ask that this bill be postponed.

BILL POSTPONED

Mr. STIMMEL. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the consideration on final passage of Senate Bill No. 245, entitled:

An Act to further amend subsection (a) of section 2 of the act approved the twenty-eighth day of June one thousand eight hundred ninety-five (P. L. 408) entitled as amended "A supplement to the twenty-fourth section of an act entitled 'An act to provide revenue by taxation approved the seventh day of June one thousand eight hundred and seventy-nine' approved the first day of June one thousand eight hundred and eighty-nine amending the twenty-fourth section by providing for the payment by the State Treasurer of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities towns townships and boroughs within this Commonwealth" by providing for the return of funds if not used within a certain time by the political subdivisions for payment to the Department of the Auditor General to defray costs and expenses of auditing the fund and accounts receiving disbursements restricting payments to firemen and their dependents.

RECONSIDERATION OF VOTE

Mr. DuBOIS. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. BRETH. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Clearfield Mr. DuBois vote on the third reading of this bill?

Mr. DuBOIS. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Clearfield Mr. Breth vote on the third reading of this bill?

Mr. BRETH. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

It was agreed to.

On the question recurring,

Will the House agree to the bill on third reading.

Messrs. DuBOIS and BRETH. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Title, page 2, line 4 from top, by striking out the word "used" and inserting in lieu thereof "paid over."

Amend Title, page 2, lines 5, 6 and 7 from top, by striking out "payment" in line 5, all of line 6, and the words "expenses of" in line 7.

Amend Title, page 2, line 8, by inserting after the part word "ments" the following "by the auditors of the political subdivisions and."

Amend Sec. 1 (Sec. 2), page 3, lines 10 to 19 inclusive, by striking out "Provided That there shall be de-" in line 10, all of lines 11 to 18 inclusive, and "of the foreign fire insurance tax fund" in line 19.

Amend Sec. 1 (Sec. 2), page 5, line 2, by inserting a bracket before the word "In" and after the word "any."

Amend Sec. 1 (Sec. 2), page 5, line 2, by inserting after the word "any" the following paragraph "The auditors of the several cities, towns, townships and boroughs shall audit annually the funds and accounts in such political subdivisions receiving disbursement from the said entire net amount received from the two per centum tax, and within thirty days of such audit shall make a complete report thereof to the Department of the Auditor General, accompanied by an affidavit stating that such report is a true and correct statement of the funds and accounts audited."

"In any"

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

Mr. STIMMEL. At this time I would be glad to yield. There seem to be a number of gentlemen interested in this measure. In the event that they wish to debate the merits of this amendment that is presently offered, I would be glad to yield.

The SPEAKER. The Chair recognizes the gentleman from Clearfield Mr. Breth.

Mr. BRETH. Mr. Speaker, these amendments offered on 245 by Mr. DuBois and myself tend to clarify something in the minds of the volunteer firemen throughout the state on the intent of this bill.

As the bill stands now the features outside of the appropriation of \$40 thousand from the fund to go to the Auditor General for an audit are good. This bill without amendments has been opposed by various volunteer firemen organizations all over the state.

The intent of the amendments is to accomplish the same thing that the \$40 thousand dollar audit by the Auditor General would accomplish. In other words under the bill now something is going to be made into law affecting that pension fund that has never been there before. In other words it has never been clear what that two per cent for fire insurance tax should be used for. It was turned over to the cities, the boroughs and the townships

and there was no direct obligation by law that it should be used directly for the benefit of disabled and injured firemen and their families. But under this 245 bill now before us and the amendments to the old law, it is stated distinctly, and it is now going to be added and I quote from the bill line 16, page 4.

"Such amount paid under terms hereof shall be used to provide pension retirement disability or death benefits by saving and investing such amount or to purchase policies of insurance to procure said benefits to volunteer or paid firemen or to the dependents of such volunteer or paid firemen.

Furthermore on page 6, starting with line 7, this new bill clears up another very difficult feature which caused considerable confusion under the old law. It states:

"All monies distributed under the terms hereof that are not paid over for the purposes set forth herein within one year after receipt thereof by the treasurers of the several cities boroughs towns and townships, shall be returned to the Department of Auditor General and shall be forthwith applied to surplus in the foreign fire insurance tax fund by the Auditor General."

In effect what that means is, in the past when these boroughs, cities, and townships got that money they clearly could not turn it over to the firemen and there you were.

In some cases it has come to mind that it has been used for clam bakes. Well under this bill, from now on that money must be turned over to the firemen and used for the purposes that they want it used for, for the benefits, disabilities and so forth of themselves or their children or families. Furthermore any money that is left has to come back to the State, money that is not used for that purpose.

The volunteer firemen contend that there is no reason to take \$40 thousand a year from that fund for an audit when the audit can be done locally. In other words what these amendments do simply, is say that the borough auditors, or township auditors shall audit that fund. In other words they shall make an affidavit statement to be returned to the Auditor General saying we received so much money from the two percent foreign fire insurance tax fund, so much money went here for that purpose, this is the balance.

If there is any balance, the law says it has to be returned to the State. Now an affidavit audit like that in the various cities, various boroughs and towns should be sufficient under the law to accomplish the purposes of 245.

We heard here a minute ago on the floor that there would be benefits, monetary benefits to these funds up to \$600,000. Well gentlemen it is not the audit that is going to bring in those funds or the benefit of more funds accruing to the benefit of the firemen, and so forth, it is the provisions in this bill, not the audit; it is the provision of this bill that this money shall go only for those purposes. It is the provision of this bill that money not used for those purposes shall come back to the Auditor General. That is the money saving feature of this entire setup.

The volunteer firemen of this state contend and have contended that this money is the only way they have of being recompensed for injuries, disabilities and so forth,

sustained in the line of duty. You gentlemen recognize and realize that the volunteer firemen have had a long and illustrious record ever since the foundation of this country. The volunteer firemen, have been willing to turn out day and night and all the time. They are not paid as the policemen are paid. They volunteer their services and they save life and property and it is not giving them a fair deal to take away \$40,000 a year from an audit, the purposes of which can be achieved through this amendment.

Mr. ANDREWS. Mr. Speaker, in principle I must, even though the minority of one, take the same position with reference to the audit of the firemen's fund that I take with reference to the audit of other funds.

The responsibility and the sovereignty of the state should follow the appropriation of state money. The Commonwealth cannot as a matter of public policy delegate the auditing functions, for which it is responsible, to a local council, to a local auditor. That is in derogation of the office of the Auditor General.

We pay out the funds to the firemen and it is not right to charge them for the audit. The responsibility for the audit belongs, as far as the Commonwealth is concerned, with the Auditor General and it is a responsibility that cannot be delegated. So I question the advisability of the amendments proposed, and suggest to the sponsors of those amendments that they stick to the central theme and do not let the Auditor General's Department get away with a sneak play to shift the \$100 thousand dollars, for which the Department should be responsible, back on either the firemen or the policemen or their dependents. I would like to see these amendments not concurred in and the amendments offered that will place the responsibility for the audit upon the Auditor General to be paid out of funds at his disposal.

Mr. STIMMEL. Mr. Speaker, Mr. Andrews has stolen a little bit of my thunder in that he believes as I do that the responsibility for the distribution of these funds rightfully belongs to the state level in order that the misuses and misappropriation of these funds shall not continue. Beyond that I cannot help but agree with Mr. Andrews, if it is the feeling of this body that we as a Legislature should determine that, it is a duty and an obligation of the Auditor General to pay the bill, I cannot be in disagreement with that.

I submit to you that in the past the act under which these funds were disbursed did in no way prohibit these associations with conscience who did not have a volunteer firemen's relief association, from returning this money so that the legitimate funds could get what rightfully belonged to them. As a matter of record many boroughs and townships with good conscience, and I take my hat off to them, returned a substantial amount because they said we have no such organization. That ultimately went into the general pot and went where it belonged to those who had a legitimate organization.

I think Mr. Breth has left somewhat of a misunderstanding with the membership of this House. I do not know what organization he speaks for, but I do know that the state association of volunteer firemen, the paid firemen's association of the AFL, and the fire fighters association endorse this bill without amendment.

I again suggest that we carefully consider this fact:

If these moneys are audited by the Auditor General's Department to which we all have access, if it is done in an impartial fashion, and if it is done with the wealth of experience that that department possesses, we will have better administration of these funds and it will, believe me, go to the people to whom it rightfully belongs.

I believe that this is an honest difference of opinion, and I agree with Mr. Andrews. I think we have a duty at a state level to see that these monies are dispensed and distributed properly. I am very sorry that I cannot agree with the sponsors who, I believe, are acting in good faith, but I believe if we place it in the hands of the county auditors we would not accomplish the desired results to the extent that the Auditor General's office would accomplish.

Mr. ANDREWS. Mr. Speaker, I question the advisability of the audit on the local level and so I have asked the gentleman from Lehigh whether he and those who are of his opinion would not agree to have both of these bills amended so that the responsibility for the audit lies at the state level with the state paying the expenses of the audit.

Mr. STIMMEL. Mr. Speaker, I thoroughly agree with the gentleman from Cambria in principle. I believe that these amendments as presently offered should be defeated for that reason.

In order that we can work out a more satisfactory solution with this in mind I do not believe that the local level will accomplish the proper result. Now that is an honest opinion. Beyond that I subscribed to what Mr. Andrews suggests, and if it is possible and if money is available by which we might appropriate the required funds, we could have an accurate audit.

Mr. BRETH. Mr. Speaker, I have a letter here from John A. Myers, Secretary of the Central District of the Volunteer Firemen's Association which is composed of about thirteen counties and thirty thousand volunteer firemen. I will not read all of it, but the letter is directed to me and I think every Member of the House or most of the Members from that district got this letter. For the information of the other Members who did not receive this letter I want to say that it unequivocally supports these amendments.

The letter states:

"We further understand that the State Firemen's Association has approved this bill 245, yet we can say that we cannot find any fire organization in Western Pennsylvania nor in the central part of the State that has had any knowledge of this bill. Even yet, the Central District Volunteer Firemen's Association has had no report on the same and we are all members of the said association. The central district represents about thirty thousand volunteer firemen. We feel that someone has misled you men and certainly feel that it is very unfair to these groups."

Mr. Speaker, I would like to interrogate one of our experienced volunteer firemen who is a Member of the House and for about 25 years, an officer of the Volunteer Firemen Association Relief Fund. I would like to interrogate the gentleman from York, Mr. Goodling.

The SPEAKER. Will the gentleman from York permit himself to be interrogated?

Mr. GOODLING. Mr. Speaker, I shall.

Mr. BRETH. Mr. Speaker, I think by this interrogation we can clear up a few of the points that are perhaps

questionable, or still a matter of question in the minds of some of our Members.

Mr. Goodling, as I mentioned, you are a volunteer fireman.

Mr. GOODLING. Mr. Speaker, that is correct.

Mr. BRETH. Mr. Speaker, and an officer of a volunteer firemen's organization.

Mr. GOODLING. Mr. Speaker, that is correct.

Mr. BRETH. Mr. Speaker, for how long.

Mr. GOODLING. Mr. Speaker, since 1924.

Mr. BRETH. Mr. Speaker, and what office or position do you hold as an officer?

Mr. GOODLING. Mr. Speaker, I am secretary of the fire company.

Mr. BRETH. Mr. Speaker, is that a township or a borough fire company?

Mr. GOODLING. Mr. Speaker, it is a borough organization.

Mr. BRETH. Mr. Speaker, and do you handle any of these relief funds that come from the State Treasury?

Mr. GOODLING. Mr. Speaker, not as the Secretary of the Volunteer Fire Company, but as Secretary of the Firemen's Relief Association I do.

Mr. BRETH. Mr. Speaker, well how do you get those funds?

Mr. GOODLING. Mr. Speaker, we get those funds from two different sources. One source is from the township supervisors, and the other is from the borough council.

Mr. BRETH. Mr. Speaker, the borough council, as I understand it, gets them direct from the State Treasurer.

Mr. GOODLING. Mr. Speaker, that is correct.

Mr. BRETH. Mr. Speaker, and the supervisor of the township gets them direct from the State Treasurer.

Mr. GOODLING. Mr. Speaker, that is correct, I believe.

Mr. BRETH. Mr. Speaker, and they all come from the two percent foreign fire insurance tax.

Mr. GOODLING. Mr. Speaker, that is correct.

Mr. BRETH. Mr. Speaker, are there townships that do not have fire companies around you?

Mr. GOODLING. Mr. Speaker, the township from whom we receive some of the money does not have a fire company in it.

I might add to that, Mr. Speaker, that this particular township receives fire service from three different borough fire companies, and the money that they receive from the State Treasurer is distributed equally among the three Firemen's Relief Associations which serve that particular township.

Mr. BRETH. Mr. Speaker, in other words, it is permissible under the present law if the township gets money from the State Treasurer, but has no fire company to give it to, that they can turn it over to a nearby company or organization?

Mr. GOODLING. Mr. Speaker, I think it is not only permissible; it is mandatory. If they do not have a Firemen's Relief Organization that serves them they do not receive this from the State Treasurer.

Mr. BRETH. Mr. Speaker, must you now report on all the monies that you get from either the borough or the townships?

Mr. GOODLING. Mr. Speaker, each time we get money from either the borough or the township it is necessary for me as the Secretary of the Relief Association, also necessary for the Treasurer of the Relief Association, to

sign a form that comes from the Auditor General that we have received the money from that particular borough or township.

We must, as I recall, state on that particular form the number of the voucher that was received by them either the supervisors or the borough council.

I might add further that on one or two occasions we forgot to get the form in, in time probably, and we were prodded by the Auditor General's Department, which leads me to believe that they keep a pretty accurate check on the money that goes out from the State Treasury.

Mr. BRETH. Mr. Speaker, do you know how much money the borough gets every year? I mean each year as they get it? I mean do you have knowledge that they receive the money from the State Treasurer?

Mr. GOODLING. Mr. Speaker, we have knowledge only when the borough treasurer turns it over to the relief association.

Mr. BRETH. Mr. Speaker, what if they do not turn it over to you? Do you have knowledge that it is not turned over to you?

Mr. GOODLING. Mr. Speaker, yes. We have knowledge that it is not turned over to us because we do not receive it, and we look forward to receiving that each year, knowing that it comes from the State Treasury.

Mr. BRETH. Mr. Speaker, about what chances are there of those funds being misused would you say exists.

Mr. GOODLING. Mr. Speaker, contrary to what I have heard, I do not see that there is any chance for misuse. I mean so far as to the time it is received by the borough treasurer and the time it is received by the relief association. Because they are definitely obligated to turn it over to the Relief Association.

Mr. BRETH. Mr. Speaker, these particular features of 245 regarding the distribution of the money which specifically must go for such things as retirement, disability and death benefit and so forth, will they strengthen the hand of the fund or the use of the fund?

Mr. GOODLING. Mr. Speaker, I definitely think they will, yes.

Mr. BRETH. Mr. Speaker, and the other provision, that surplus funds must be returned within a year. Would that assist the volunteer firemen's fund, too?

Mr. GOODLING. Mr. Speaker, well I recall, I believe it was in 1949 where we made an allocation of this surplus fund right in this House.

Mr. BRETH. Mr. Speaker, these amendments that are proposed now and which we have under discussion, would those audits by the borough and township officers accomplish the same purpose as a \$40,000 audit in your estimation?

Mr. GOODLING. Mr. Speaker, I believe they would, yes.

Mr. BRETH. Mr. Speaker, I thank the gentleman.

I do not think there is any doubt about it that this \$40,000 allocation is unnecessary. I think the bill, with the other provisions in it straightens out the funds, fixes the purposes for which the law was originally passed. I think by passing these amendments and making the borough auditors responsible for an affidavit to the Auditor General and the regular set-up will save the Volunteer Firemen's Fund a terrific amount of money.

Mr. STIMMEL. Mr. Speaker, we have now come to the meat of the picture. We are no longer debating, since I have acknowledged, that if we have the money to ap-

propriate from the state level, this \$40,000 dollars could be saved.

I want this crystal clear, that the only reason I take this microphone today on these two bills—I am in no way interested in them directly, but I do have a very sincere interest in seeing that the women and the kids and the firemen and the policemen get a decent break. I submit to you, my good friend and colleague George Goodling's remarks notwithstanding, that I have been mouse-trapped a little bit.

George Goodling's group are an honest group, but I would like to know just how all this money was mis-used and why ten percent of these funds were evidently misused by fifty companies, and why we presently have two grand jury indictments at the suggestion of the Auditor General's office? Presently we have those, and if everybody is as honest as Mr. Goodling—and I submit to you that they are not—I submit to you that the danger lies in letting the control of these funds remain at the county level where they can play footsie with each other.

I ask that those who offered these amendments be as completely fair as I have been, and let us give this bill the same fair treatment we just gave the other one. Let us consider it; let us peruse this bill, let us withdraw these amendments temporarily, put this bill in the same position as the other bill and sit down and talk about it and get a good bill for the firemen and the policemen so we have a dandy.

Mr. LOVETT. Mr. Speaker, I feel that we are all pretty much confused right now. These amendments that have been offered to this bill and this bill itself will to my mind guarantee to the gentleman, Mr. Stimmel, that the safeguards will now be here, and there will be no necessity for the Auditor General's Department to spend a lot of money on an audit that is not called for.

I feel with the bill itself, plus the amendments that put the audit back in the local municipalities, and that safeguards the money we now have, there is no need for confusion. If we want to vote now on these amendments, I feel that the bill is in position, and the amendments will do the very thing we want done.

I therefore ask you to support the amendments.

Mr. STIMMEL. Mr. Speaker, I yield to the gentleman from Delaware, Mr. Robertson.

Mr. ROBERTSON. Mr. Speaker, I would like to interrogate the gentleman from Clearfield, Mr. Breth, one of the co-sponsors of these amendments.

The SPEAKER. Will the gentleman from Clearfield, Mr. Breth, permit himself to be interrogated?

Mr. BRETH. I shall, Mr. Speaker.

Mr. ROBERTSON. Mr. Speaker, I would like to inquire of the gentleman if it is his understanding that the checks delivered from the state to the local municipal subdivisions go to the local municipal subdivisions and are cashed by them?

Mr. BRETH. That I cannot answer, Mr. Speaker. I have nothing to do with it, but I will refer you to Mr. Goodling who probably knows the answer to that question.

Mr. ROBERTSON. Mr. Speaker, I think you will find that the checks are made out to the local municipal subdivision and are cashed by them.

The gentleman from York, Mr. Goodling, nodded his head in the affirmative.

If that is true, I would like to further interrogate the gentleman from Clearfield, Mr. Breth.

The SPEAKER. Will the gentleman permit himself to be further interrogated?

Mr. BRETH. I shall, Mr. Speaker.

Mr. ROBERTSON. Mr. Speaker, if that is true, is it not a fact that the auditors appointed or elected by the municipal subdivisions have the duty to audit all funds that come into the possession of the municipal or local subdivision?

Mr. BRETH. Mr. Speaker, in answer to the gentleman I would say that under existing law without 245, there are many loop holes that he is trying to close; but with the specific statement in this bill that the money shall be used only for certain purposes and any balance must be returned to the Auditor General, I do not see where it is any longer a threat to the fund.

Mr. ROBERTSON. Mr. Speaker, do I understand that the answer to that question is yes or no? I cannot quite figure it out. My question was, does the gentleman feel that the auditors appointed by the local subdivisions have the duty to audit all funds coming into the local subdivision's hands?

Mr. BRETH. Mr. Speaker, I can answer that one merely by telling who our auditors are in the Borough of Clearfield. We have two bankers and a businessman, and both the bankers are auditors themselves. Those are the three auditors of the Borough of Clearfield.

Mr. ROBERTSON. Mr. Speaker, I still do not believe the gentleman has answered my question. My question still is, does the gentleman feel that the auditors audit all funds coming into a municipal local subdivisions?

Mr. BRETH. I say, Mr. Speaker, under the provisions of 245 they will have to.

Mr. ROBERTSON. Mr. Speaker, does the gentleman feel that they have to under the law now?

Mr. BRETH. Mr. Speaker, under the law now I suppose there would be loopholes that this money could be shelved or disappear in some way. Except the statements made by Mr. Goodling as an officer, that they generally know when their money comes in and they are after it.

Mr. ROBERTSON. Mr. Speaker, I am not going to prolong this any further. I wish to thank the gentleman.

Mr. Speaker, I think if you will check the law on the appointment of an auditor in any municipal subdivision you will come up with the answer that the auditor is required to audit all funds coming into the hands of a municipal subdivision. If that is true, and if the same fact is true as set forth here on the floor, that there has been some misuse of funds, then in proposing the amendments offered here today, putting the requirements back into the same auditor's hands, you have gotten nowhere fast. My position in this situation is the same as that if the gentleman from Cambria, Mr. Andrews, and the gentleman from Lehigh, Mr. Stimmel, that this is state money and it should be audited at the state level.

Mr. STIMMEL. Mr. Speaker, with the forbearance of the House I would like to conclude my end of this debate in a very great hurry.

Let us get this one thing straight, just this: this bill will put in the hands of the county auditor or the borough auditor or the township auditor the solemn duty of discharging his obligations in accordance with this law. Now, who is kidding whom? The taxpayers must either

pay those men or they must pay their Auditor General. It comes out of general tax money from somewhere, and I maintain and submit to you that we can do it more efficiently here than the hundreds of local-lever auditors can do it. We can have uniformity of form, we can have a disinterested person administering the intent of this bill, so that ultimately the people that should get the benefit of this money will get what rightfully belongs to them.

I submit that Mr. Andrews has made a very intelligent suggestion to which I will listen, and I will ask that the sponsor and those in favor of this amendment withdraw this amendment so that it has a chance. If they do not, I submit to you that this House should conscientiously defeat these amendments.

Mr. LOVETT. Mr. Speaker, just one more word, then I am through. I think there has been a lot of talk about the misuse of certain funds. They do not say where. They do not say exactly what funds.

I talked to some of the policemen back home in McKees Rocks where the question was raised. They say it is not a question of the money that is received from the state. It is a question of the money that they go out as policemen and firemen and hold celebrations, hold this affair, that affair and raise money under the disguise of their going to use that money for pension funds. That is the money that has been misused, to my understanding; not the money that has been sent in from the Auditor General's Department.

My friends I say again that I think we have the solution with this bill, and with the amendments I think we can cure the situation.

Mr. BERTH. Mr. Speaker, would it be possible to hold up matters for about two minutes while I have a conference with the other sponsor of the amendments?

The SPEAKER. Does the gentleman desire to move to postpone action.

BILL POSTPONED

Mr. BRETH. I move to postpone action temporarily, Mr. Speaker.

The motion was agreed to.

Agreeably to order,

The House proceeded to the consideration and final passage of Senate Bill No. 531, as follows:

An Act to amend the last paragraph of subsection E of section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled "An act empowering cities of the second class of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court" by providing an effective date for tax levies on persons subjects businesses transactions or privileges within two or more political subdivisions when another such political subdivision has previously levied such tax

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The last paragraph of subsection E of section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled "An act empowering cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitation for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court" as added by the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 898) is hereby amended to read as follows

Section 1 * * * * *

E Limitations on Rates of Specific Taxes * * * * *

If at any time two political subdivisions shall impose any one of the above taxes on the same person subject business transaction or privilege located within both such political subdivisions during the same year or part of the same year under the authority of this act then the tax levied by a political subdivision under the authority of this act shall during the time such duplication of the tax exists except as hereinafter otherwise provided be one-half of the rate as above limited and such one-half rate shall become effective by virtue of the requirements of this act from the day such duplication becomes effective without any action on the part of the political subdivision imposing the tax under the authority of this act When a tax has been levied under the provisions of this act by one political subdivision a subsequent levy by another political subdivision made for the first time by such political subdivision on the same person subject business transaction or privilege located within both political subdivisions shall not become effective until the day following the then current fiscal year of the political subdivision first levying such tax Unless the political subdivision making such subsequent levy shall have given notice to the political subdivision making the first levy of its intention to make such levy forty-five (45) days prior to the last day fixed by law for the adoption of the budget of the political subdivision making the first levy It is the intent and purpose of this provision to limit rates of taxes referred to in this subsection so that the entire burden of one tax on a person subject business transaction or privilege shall not exceed the limitations prescribed in this subsection Provided however That any two political subdivisions which impose any one of the above taxes on the same person subject business transaction or privilege during the same year or part of the same year may agree among themselves that instead of limiting their respective rates to one-half of the maximum rate herein provided they will impose respectively different rates the total of which shall not exceed the maximum rate as above permitted

Section 2 The provisions of this act shall become effective on the second day of January one thousand nine hundred fifty-two

On the question,

Shall the bill pass finally?

Mr. READINGER. Mr. Speaker, I would like to call to the attention of the Members of the House the fact that Senate Bill 531 now being considered, is a bill which would affect the procedure under which taxes may be levied under Act 481.

This bill would stop a district from imposing a tax on the same group of subjects against which a tax has already been levied by another political subdivision until

the end of the fiscal year of the first district to impose a tax, and then provides that the second district desiring to impose a tax under 481 on the same group of persons, would have to give forty-five days notice to the first district which had already imposed the tax prior to the adoption to the first district's annual budget, as I recall provisions of the bill.

This bill of course is very helpful to a district which is now taxing some group of persons or certain property, and it would prevent the upsetting of that district's budget by another district coming along with the second tax. But to me it seems more important that the needs of the second district should be recognized and given effect rather than to be too much concerned about the effect on the first district.

I would like to see the bill defeated because I do not believe we should take away from any district the right to impose the taxes which it finds necessary. Usually taxes are not imposed by any local subdivisions unless they really need the money, and if they do need it they should not be made to wait a year or a year and a half before they can levy this tax. I ask the Members to vote against this bill.

Mr. LOPRESTI. The bill on which we are about to vote now is a very important bill.

Up until now we have talked about the first district and the second district. It so happens that in a great many communities there are a large number of districts that would be affected.

I want to refer particularly to my own county. The city of Johnstown has a wage tax, and possibly twelve, thirteen or fourteen other districts in that community also have a wage tax. Now, to my knowledge there is only one district that does not have this tax, and before they could pass it they would have to notify every district in that community that they were going to pass such tax. If they missed one I am just wondering what would happen to the tax.

There is a great variety of these taxes, and it would place an awful burden on a certain district to go around and find out what communities have the various taxes so that they could give them a notice forty-five days before the last day for the approval of their budget.

In addition to that the forty-five day requirement makes it necessary for a council to decide whether they are going to pass the tax forty-five days before they know what their anticipated expenditures are going to be, and that of course is another burden which is very hard to place upon a council. In other words, they must decide forty-five days before they know what their expenses are going to be whether or not they are going to levy a tax for some anticipated expense. I think this is clear to you all, and it should be defeated.

Mr. ROBERTSON. Mr. Speaker, I would like to interrogate the gentleman from Berks, Mr. Readinger.

The SPEAKER. Will the gentleman from Berks Mr. Readinger, permit himself to be interrogated?

Mr. READINGER. I shall, Mr. Speaker.

Mr. ROBERTSON. Mr. Speaker, I believe the gentleman from Berks is an attorney, and I would like to ask him if he knows with respect to boroughs and townships particularly, how much time must elapse prior to the passing of a budget before the fiscal or calendar year, how much

time prior to the actual levy of the tax must the budget be prepared and advertised?

Mr. READINGER. I do not know, Mr. Speaker.

Mr. ROBERTSON. May I ask the gentleman if he knows whether there is any period of time which must elapse prior to the adoption of a budget and the actual levy of the tax?

Mr. READINGER. I would imagine a period of about three months.

Mr. ROBERTSON. Mr. Speaker, under the present Act does the gentleman from Berks understand, in event one municipal subdivision levies a tax on one particular item, and a second one levies a tax later there is any change in the tax rate of the first municipal subdivision?

Mr. READINGER. I understand that when the second district levies a tax on the same subjects, or the same property, the rate of the first one is cut in half, and I believe that if three of them do the same thing it is cut into one-thirds.

Mr. ROBERTSON. Mr. Speaker, I wish to thank the gentleman from Berks.

This bill attempts to clarify a rather peculiar situation which I hope the House got in this interrogation.

As it is now, if a particular municipal subdivision taxes a particular item under 481, they pass their tax and figure a certain return. The second district may come in later during the middle of the fiscal year of the first district, pass a tax on the same property and cut the returns of the tax in half. Now for all intents and purposes when you figure out and think it over the items which can be taxed in more than one municipal subdivision, I think you end up with the fact that it can only be a wage tax and several other small items.

As a result I feel very definitely the same as I have felt all along and that is, a wage tax on non-residents is improper. But at the same time, once it is put on by one of these municipal subdivisions, if another municipal subdivision under 481 has the idea of putting on a defensive tax then they should notify the first one, before the forty-five day period has elapsed, within the time required by law to publish notice of a particular budget. As a result it clarifies the situation throughout and places all municipal subdivisions on the same footing, and notifies the first municipal subdivision that it suddenly may be cut in half in the amount of money returned.

I believe, Mr. Speaker, that this is a good bill. It clarifies the situation which has grown up under 481, and will make it a lot easier on the budget makers of the municipal subdivisions desiring to accept and to levy a tax under 481.

Mr. READINGER. Mr. Speaker, in view of what Mr. Robertson has said I think I should remind the Members of the fact that under the terms of Act 481, if the Commonwealth should at any time decide to tax any of the things these municipalities are taxing, it would undoubtedly upset the budget, because their taxes would have to stop, when the Commonwealth tax became effective.

These conflicts of taxes now existing under present law are very helpful to the district which had its budget setup, that is true, but it is one of the hazards of this tax. Since the Commonwealth can step in at any time and not only relieve that district of one-half of its tax, but

of the whole amount, I do not think we should worry too much about the fears being expressed by Mr. Robertson.

Mr. ROBERTSON. Mr. Speaker, I would like to make just one statement, and that is that the Commonwealth of Pennsylvania can only tax once every two years.

Mr. LOVETT. Mr. Speaker, again I apologize to the House, but it seems that 481 is here all day today, and I do not quite understand my friend, Mr. Robertson. He is very much opposed to the municipalities' taxing people that do not live in them, but he is going to protect them under this bill.

I honestly say to you that no municipality has a right to set a budget on people coming into that municipality to work. In the first place, they have not any right to set that kind of a budget. We have no right to say to that municipality that they cannot enact that same tax. You have a perfect right under 481 to enact that tax yourself in your municipality, and you protect the people in your municipality.

So I just do not understand Mr. Robertson when he gets up to defend these municipalities that are setting up a budget on something that he thinks they should not tax in the first place. Therefore I say this is bad legislation too.

We should not stop any municipality from enacting these particular taxes and protecting their own people. That is what we are doing. If one borough enacts a tax that has a plant in it, and the people in the next borough come in there to work, they have a perfect right to protect their own people and enact the same tax, and the budget has not any business being set up on the strength of that particular plant when they know definitely when they are setting that budget, that it may be destroyed by the other municipalities creating such a tax.

Therefore I think it is bad legislation and we should defeat it.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken.

A verification of the roll was requested by Messrs. Readinger, Lovett and Petrosky.

The roll was verified and was as follows:

YEAS—94

Banker,	Geer,	Light,	Shoemaker,
Barkdoll,	Gibson,	Madigan,	Smith,
Bear,	Gleason,	Markley,	Sollenberger,
Beech,	Goodling,	McConnell,	Stimmel,
Bolton,	Graybill,	McCormack,	Stoner,
Bomberger,	Greenwood,	McCullough,	Swarts,
Boorse,	Greer,	McInroy,	Tahl,
Bower,	Gutendorf,	McKinney,	Thompson, E. F.,
Breisch,	Guthrie,	Metz,	Tompkins,
Brown,	Hall,	Mikula,	Toomey,
Bucchin,	Hamilton, W. H.,	Miller, H. G.,	VanSant,
Cella,	Harney,	Mintess,	Varnier,
Clapper,	Haudenshield,	Moore, C. E.,	Wachhaus,
Cooper,	Helm,	Najaka,	Weldner,
Coosta,	Hunter,	Naugle,	Whalley,
Davis,	Johnson,	Pichney,	Wheeler,
Dennison,	Jones, T. H. W.,	Pitzer,	White,
Dowling,	Jump,	Price, H. W. Jr.,	Wilt,
DuBols,	Keller,	Rigby,	Wood,
Dunn,	Kent,	Robertson,	Yeakel,
Ewing,	Kline,	Royer,	Ziegler,
Ferster,	Kohl,	Rubin,	Sorg,
Firmstone,	Kratz,	Sax,	Speaker,
Frost,	Leisey,	Scott,	

NAYS—76

Andrews,	Headlee,	McGee,	Reidenbach,
Beaver,	Hersch,	McNally,	Rose,
Berkstresser,	Hoggard,	Miller, J. C.,	Rovasek,
Bloom,	Jenkins,	Mills,	Sarraf,
Breth,	Jones, G. E.,	Monroe,	Scanlon,
Byrne,	Jones, J. M.,	Moore, H. A.,	Schmidt,
Clendening,	Jones, P. F.,	Moran,	Schuster,
Conway,	Kamyk,	Muldowney,	Seyler,
Corr,	Kolankiewicz,	Munley,	Shotwell,
Coyle,	Kornick,	Musto,	Snider,
Dougherty,	Leonard, L.,	Needham,	Stank,
Duffy,	Leonard, W. C.,	Olsen,	Taylor,
Fenrich,	Leven,	Pengase,	Toll,
Filip,	Limper,	Petrosky,	Varallo,
Filo,	Lovett,	Pettigrew,	Wargo,
Gaffney,	Lutty,	Pfaff,	Welsh,
Guarnieri,	Maxwell,	Polaski,	Westrick,
Hagerty,	Mazza,	Price, R. A.,	Yester,
Hamilton, R. K.,	McDermitt,	Readinger,	Yetzer,

NOT VOTING—37

Amarando,	Hocker,	Mihm,	Spencer,
Baumunk,	Kubacki,	Murray,	Swope,
Blair,	Lafore,	Peta,	Thompson, R. L.
Boles,	Lederer,	Polen,	Verona,
Cochran,	Loftus,	Reagan,	Waterhouse,
Dalrymple,	Lopresti,	Reese,	Watkins,
Erb,	Lyons,	Reilly, J. M.,	Westcott,
Flack,	Madden,	Riley, R. L.,	Williams,
Good,	McMillen,	Rosen,	Young,
Hewitt,			

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

BILL ON FINAL PASSAGE POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. BRETH.

The House resumed the consideration on final passage of Senate Bill No. 245, entitled:

"An Act to further amend subsection (a) of Section 2 of the act approved the twenty-eighth day of June one thousand eight hundred ninety-five (P. L. 408) entitled as amended "A supplement to the twenty-fourth section of an act entitled 'An act to provide revenue by taxation approved the seventh day of June one thousand eight hundred and seventy-nine' approved the first day of June one thousand eight hundred and eighty-nine amending the twenty-fourth section by providing for the payment by the State Treasurer of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities towns townships and boroughs within this Commonwealth" by providing for payment to the Department of the Auditor General to defray costs and expenses of auditing the fund and accounts receiving disbursements restricting payments to firemen and their dependents.

On the question recurring,

Shall the bill pass finally?

Mr. BRETH. Mr. Speaker, first of all I want to thank the House for its courtesy, its patience and attention to this matter, which is a very important matter.

I want to yield to the gentleman from Clearfield, Mr. DuBois.

Mr. DU BOIS. Mr. Speaker, I would like to withdraw the amendments offered to Senate Bill 245.

The SPEAKER. The Chair thanks the gentleman.

The gentleman from Clearfield, Mr. DuBois withdraws his amendments to Senate Bill No. 245.

Does the gentleman from Clearfield, Mr. Breth agree to withdraw the amendments?

Mr. BRETH. Mr. Speaker, I do.

On the question recurring,

Shall the bill pass finally?

BILL POSTPONED

Mr. DU BOIS. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

The motion was agreed to.

RECONSIDERATION OF VOTE

Mr. GOODLING. Mr. Speaker, I move that the vote by which House Bill No. 1288, Printer's No. 423, entitled:

"An Act to further amend clause fifth of subsection (a) of Section 3 of the act, approved the thirteenth day of May, one thousand nine hundred nine (P. L. 520), entitled 'Pure Food Law,' by changing the amount of sulphur dioxide which may be used in the preparation of certain foods."

was defeated on final passage, Wednesday, June 20, 1951, be reconsidered.

Mrs. COYLE. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from York, Mr. Goodling vote on the final passage of this bill?

Mr. GOODLING. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the lady from Philadelphia Mrs. Coyle vote on the final passage of this bill?

Mrs. COYLE. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

The SPEAKER declared the "ayes" appear to have it.

Whereupon, a division was called for, ninety-nine Members voting in the affirmative and sixty-three in the negative, the question was determined in the affirmative and the motion was agreed to.

On the question recurring,

Shall the bill pass finally?

BILL POSTPONED

Mr. GOODLING. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 121, as follows:

An Act to further amend Section 903 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by clarifying the provision allowing directors expenses at annual conventions and special meetings

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 903 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" as amended by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 804) is hereby further amended to read as follows

Section 903 Expenses at Annual Conventions and Special Meetings It shall be the duty of school directors in each county to attend such annual convention of school directors called by the county superintendent Each school director attending the annual convention or any special meeting duly called shall receive for his necessary expenses the sum of eight dollars (\$8) per day for each day's attendance and mileage at the rate of six cents (6c) per mile for the distance necessary to be traveled in going to and from such convention or special meeting treasurer of the school district in which he acts as director Said amount shall be paid by an order drawn on the No school director shall be paid for more than two (2) days at any annual convention [or special meeting] nor more than two (2) days at special meetings

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Mazza,	Royer,
Andrews,	Greenwood,	McConnell,	Rubin,
Banker,	Greer,	McCormack,	Sarra,
Barkdoll,	Guarnieri,	McCullough,	Sax,
Baumunk,	Gutendorf,	McDermitt,	Scanlon,
Bear,	Guthrie,	McGee,	Schmidt,
Beaver,	Hagerty,	McInroy,	Schuster,
Beech,	Hall,	McKinney,	Scott,
Berkstresser,	Hamilton, R. K.,	McMillen,	Seyler,
Blair,	Hamilton, W. H.,	McNally,	Shoemaker,
Bloom,	Harney,	Metz,	Shotwell,
Boles,	Haudenshield,	Mihm,	Smith,
Bolton,	Headlee,	Mikula,	Snider,
Bomberger,	Helm,	Miller, H. G.,	Sollenberger,
Boorse,	Hersch,	Miller, J. C.,	Spencer,
Bower,	Hewitt,	Mills,	Stank,
Breisch,	Hocker,	Mintess,	Stimmel,
Breth,	Hoggard,	Monroe,	Stoner,
Brown,	Hunter,	Moore, C. E.,	Swartz,
Bucchin,	Jenkins,	Moore, H. A.,	Swope,
Byrne,	Johnson,	Moran,	Tahl,
Cella,	Jones, G. E.,	Muldowney,	Taylor,
Clapper,	Jones, J. M.,	Munley,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varner,
Coyle,	Kline,	Penglase,	Verona,
Dalrymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrooky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weidner,
DuBois,	Lafore,	Pitzer,	Welsh,
Duffy,	Lederer,	Polaski,	Wescott,
Dunn,	Leisey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Ferster,	Light,	Reagan,	Williams,
Filip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	
Goofling,	Maxwell,		Speaker

NAYS—0

NOT VOTING—2

Flack, Thompson, R. L.,

The majority required by the Constitution having voted

in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 390, Printer's No. 539

House Bill No. 488, Printer's No. 476 and

House Bill No. 695, Printer's No. 659

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 815, as follows:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing that the Department of Revenue furnish one registration plate for every vehicle

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (a) of Section 501 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the sixth day of May one thousand nine hundred forty-three (P. L. 172) is hereby further amended to read as follows

Section 501 Registration Plates to be Furnished by Department

(a) The department shall furnish to every owner whose motor vehicle is registered and for each registration applied for by a manufacturer jobber or dealer in motor vehicles trailers or semi-trailers [two registration plates] and to every owner of a registered trailer semi-trailer motorcycle or bicycle with motor attached and for each registration applied for by a manufacturer jobber or dealer in motorcycles or bicycles with motor attached one registration plate

Section 2 Section 503 of said act as amended by the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1135) is hereby further amended to read as follows

Section 503 How Registration Plates Carried on Motor Vehicles

Every registration plate shall at all times be securely fastened to the rear of the vehicle to which it is assigned or on which its use is authorized [one on the front the other on the rear except that for motorcycles bicycles with motor attached trailers and semi-trailers the single plate shall be on the rear]

No plate shall be attached at a height less than twelve (12) inches from the ground measuring from the bottom of such plate nor shall any plate be obscured

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 3 Subsection (a) of Section 505 of said act is hereby amended to read as follows

Section 505 Lost Defaced or Substituted Registration Plates

(a) In the event of the loss of [one or both] registration plates or if a plate or plates become so defaced that the numerals or letters thereon are illegible it shall be the duty of the owner of the motor vehicle trailer or semi-trailer for which the same were issued to apply to the department for a new [plates] plate within forty-eight (48) hours of his discovery of the loss or defacement of such plate [or plates]

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Gutendorf,	McCullough,	Scanlon,
Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,
Berkstresser,	Hamilton, W. H.,	McKinney,	Seyler,
Blair,	Harney,	McMillen,	Shoemaker,
Bloom,	Haudenschild,	McNally,	Shotwell,
Boles,	Headlee,	Metz,	Smith,
Bolton,	Helm,	Mihm,	Snider,
Bomberger,	Hersch,	Mikula,	Sollenberger,
Boorse,	Hewitt,	Miller, H. G.,	Spencer,
Bower,	Hocker,	Miller, J. C.,	Stank,
Brelsch,	Hoggard,	Mills,	Stimmel,
Brown,	Hunter,	Mintess,	Stoner,
Bucchin,	Jenkins,	Monroe,	Swartz,
Byrne,	Johnson,	Moore, C. E.,	Swope,
Cella,	Jones, G. E.,	Moore, H. A.,	Tahl,
Clapper,	Jones, J. M.,	Moran,	Taylor,
Clendening,	Jones, P. F.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, T. H. W.,	Munley,	Toll,
Conway,	Jump,	Murray,	Tompkins,
Cooper,	Kamyk,	Musto,	Toomey,
Corr,	Keller,	Najaka,	VanSant,
Costa,	Kent,	Naugle,	Varallo,
Coyle,	Kline,	Needham,	Varner,

Dalrymple,	Kohl,	Olsen,
Davis,	Kolankiewicz,	Penglase,
Dennison,	Kornick,	Peta,
Dougherty,	Kratz,	Pettigrew,
Dowling,	Kubacki,	Pfaff,
DuBois,	Lafore,	Pichney,
Duffy,	Lederer,	Pitzer,
Dunn,	Lelsey,	Polaski,
Erb,	Leonard, W. C.,	Polen,
Ewing,	Leven,	Price, H. W. Jr.,
Fenrich,	Light,	Price, R. A.,
Ferster,	Limper,	Readinger,
Filip,	Loftus,	Reagan,
Filo,	Lopresti,	Reese,
Firmstone,	Lovett,	Reidenbach,
Frost,	Lutty,	Reilly, J. M.,
Gaffney,	Lyons,	Rigby,
Geer,	Madden,	Riley, R. L.,
Gibson,	Madigan,	Robertson,
Gleason,	Markley,	Rose,
Good,		Rosen,

Verona,
Wachhaus,
Wago,
Waterhouse,
Watkins,
Weidner,
Welsh,
Wescott,
Westack,
Whalley,
Wheeler,
White,
Williams,
Wile,
Wood,
Yeakel,
Yeizer,
Young,
Ziegler,
Song,
Speaker

NAYS—7

Breth,	Hamilton, R. K.,	Petrosky,	Yester,
Guarnieri,	Leonard, L.,	Rovansek,	

NOT VOTING—2

Flack,	Thompson, R. L.,
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 965, as follows:

An Act to amend Section 2504 and to further amend Section 2507 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the amounts payable by the Commonwealth on account of vocational curriculums and vocational extension classes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 2504 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended to read as follows

Section 2504 Payments on Account of Vocational Curriculums Every school district and every vocational school district regardless of classification shall be paid by the Commonwealth for every school year the sum of thirty-five dollars (\$35) in vocational agriculture and vocational industrial education twenty dollars (\$20) in vocational home economics education and fifty dollars (\$50) in vocational distributive education per pupil in average daily membership in vocational curriculums approved by the Superintendent of Public Instruction Provided That where school districts maintain complete cost accounts approved by the Superintendent of Public Instruction which differentiate between the cost of vocational education and general education the State shall reimburse the school districts for the difference in this cost multiplied by the standard reimbursement fraction up to a maximum of one hundred fifty dollars (\$150) per pupil

Section 2 Section 2507 of said act as amended by the act approved the fourteenth day of May one thousand nine hundred forty-nine (P. L. 1365) is hereby further amended to read as follows

Section 2507 Payments on Account of Approved Vocational Extension Classes Every school district and every vocational school district regardless of classification shall be paid by the Commonwealth for every school year on account of approved vocational extension classes eighty per cent (80%) of the sum which was expended by the district for the compensation of vocational extension teachers and supervisors [For the purpose of computing reimbursement the maximum compensation shall be two dollars and fifty cents (\$2.50) per hour and the] The amount expended for supervisory salaries shall not exceed twenty per cent (20%) of the sum expended for teachers' salaries Provided That in special cases when travel time or unusual preparation of instructional materials or other factors result in an inadequate compensation the Department of Public Instruction may approve additional reimbursable employment time for such additional services upon the submission of adequate substantiative evidence from the responsible superintendent of schools

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Rovansek,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarra,
Baumunk,	Guarnieri,	McCormack,	Sax,
Bear,	Gutendorf,	McCullough,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenschild,	Metz,	Smith,
Bomberger,	Headlee,	Mihm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Cleandering,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Toll,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Varner,
Dalrymple,	Kline,	Olsen,	Verona,
Davis,	Kohl,	Penglase,	Wachhaus,
Dennison,	Kolankiewicz,	Peta,	Wargo,
Dougherty,	Kornick,	Petrosky,	Waterhouse,
Dowling,	Kratz,	Pettigrew,	Watkins,
DuBois,	Kubacki,	Pfaff,	Weidner,
Duffy,	Lafore,	Pichney,	Welsh,
Dunn,	Lederer,	Pitzer,	Wescott,
Erb,	Leisey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,
Filip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reagan,	Wilt,
Firmstone,	Loftus,	Reese,	Wood,
Frost,	Lopresti,	Reidenbach,	Yeakel,
Gaffney,	Loveft,	Reilly, J. M.,	Yester,
Geer,	Lutty,	Rigby,	Yetzer,
Gibson,	Lyons,	Riley, R. L.,	Young,
Gleason,	Madden,	Robertson,	Ziegler,
Good,	Madigan,	Rose,	Sorg,
		Rosen,	

Speaker

NAYS—0

NOT VOTING—2

Flack,

Thompson, R. L.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1124, entitled:

An Act to amend section 1 of the act approved the twenty-sixth day of May, one thousand nine hundred twenty-one (P. L. 1172) entitled "A supplement to the act, approved the seventeenth day of May, one thousand nine hundred seventeen (P. L. 208), entitled 'An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words 'drug' and 'poison'; and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality strength, and purity;' requiring permits to conduct pharmacies; providing for the revocation thereof; and prescribing penalties," by further regulating the issuance of permits to conduct pharmacies.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMENDED

Mr. METZ. Mr. Speaker, I move that this bill be recommended to the Committee on Professional Licensure for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1158, as follows:

An Act to further amend subsection (d) of Section 1002 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by authorizing the use of photostatic copies of certificates of appointment as official speedometer testing stations as competent evidence in proceedings for speed violations

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (d) of Section 1002 of the act ap-

proved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1135) is hereby further amended to read as follows

Section 1002 Restrictions as to Speed

(d) (1) When the rate of speed of any vehicle is timed on any highway within a business or residence district where official speed limit signs are erected as provided in this section for the purpose of ascertaining whether or not the operator of such vehicle is violating a speed provision of this act such time shall be taken by not less than two (2) peace officers one of whom shall have been stationed at each end of a measured stretch and no conviction shall be had upon the unsupported evidence of one (1) peace officer except as hereinafter provided and no such measured stretch shall be less than one-eighth (1/8) of a mile in length Under all other conditions the rate of speed shall be timed for a distance of not less than one quarter (1/4) mile by a peace officer using a motor vehicle equipped with a speedometer tested for accuracy within a period of thirty (30) days prior to the alleged violation An official certificate from an official speedometer testing station showing such test was made that the speedometer was adjusted for accuracy the date thereof and the degree of accuracy of such speedometer after adjustment shall be competent and prima facie evidence of the fact that such certificate was issued by an official speedometer testing station appointed by the secretary and of the accuracy of the speedometer in every proceeding where an information is brought charging a violation of this section In no case shall the original certificate of appointment as an official inspection station be required if a photostatic copy of such certificate is submitted

(2) The secretary shall have the authority to appoint official stations for testing speedometers and may prescribe regulations as to the manner in which such tests shall be made and shall issue to such stations official inspection certificate forms

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Merkley	Robertson,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Berkdoll,	Greer,	McConnell,	Sarraf,
Baumunk,	Guarnieri,	McCormack,	Sax,
Bear,	Gutendorf,	McCullough,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,

Beech,	Hagerty,	McGee,	Schuster,
Berkstreaser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bolea,	Harney,	McNally,	Shotwell,
Bolton,	Haudenshield,	Metz,	Smith,
Bomberger,	Headlee,	Mihm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Buechin,	Hunter,	Monroe,	Swarts,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendenning,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Toll,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Varnier,
Dalrymple,	Kilne,	Olsen,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Reese,	Weidner,
Duffy,	Lafore,	Penglase,	Welsh,
Dunn,	Lederer,	Pichney,	Wescott,
Erb,	Lelsey,	Pitzer,	Westrick,
Ewing,	Leonard, L.,	Polaski,	Whalley,
Fenrich,	Leonard, W. C.,	Polen,	Wheeler,
Fenster,	Leven,	Price, H. W. Jr.,	White,
Filip,	Light,	Price, R. A.,	Williams,
Filo,	Limper,	Readinger,	Wilt,
Firmstone,	Loftus,	Reagan,	Wood,
Frost,	Lopresti,	Reidenbach,	Yeakel,
Gaffney,	Lovett,	Reilly, J. M.,	Yeater,
Geer,	Lutty,	Rigby,	Yetzer,
Gibson,	Lyons,	Riley, R. L.,	Young,
Gleason,	Madden,	Rosen,	Ziegler,
Good,	Madigan,	Rose,	Sorg,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—2

Flack,

Thompson, R. L.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1160, as follows:

An Act to amend the penalty clause of Section 1032 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their

motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing penalty for nonconformance to requirements for use of lighting equipment

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The penalty clause of Section 1032 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as added by the act approved the twenty-ninth day of June one thousand nine hundred thirty-seven (P. L. 2329) is hereby amended to read as follows

Section 1032 Use of Multiple Beam Road Lighting Equipment

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of not less than two (\$2) dollars or more than ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando.	Graybill.	Mazza.	Royer.
Andrews.	Greenwood.	McConnell.	Rubin.
Banker.	Greer.	McCormack.	Sarra.
Barkdoll.	Guarnieri.	McCullough.	Sax.
Baumunk.	Gutendorf.	McDermitt.	Scanlon.
Bear.	Guthrie.	McGee.	Schmidt.
Beaver.	Hagerty.	McInroy.	Schuster.
Beech.	Hall.	McKinney.	Scott.
Berkstresser.	Hamilton, R. K.	McMillen.	Seyler.
Blair.	Hamilton, W. H.	McNally.	Shoemaker.
Bloom.	Harney.	Metz.	Shotwell.
Boles.	Haudenshield.	Mihm.	Smith.
Bolton.	Headlee.	Mikula.	Snider.
Bomberger.	Helm.	Miller, H. G.	Sollenberger.
Boorse.	Hersch.	Miller, J. C.	Spencer.
Bower.	Hewitt.	Mills.	Stank.
Brelsch.	Hocker.	Mintess.	Stimmel.
Breth.	Hoggard.	Monroe.	Stoner.
Brown.	Hunter.	Moore, C. E.	Swartz.
Bucchin.	Jenkins.	Moore, H. A.	Swope.
Byrne.	Johnson.	Moran.	Tahl.
Cella.	Jones, G. L.	Muldowney.	Taylor.
Clapper.	Jones, J. M.	Munley.	Tompson, E. F.
Clendening.	Jones, P. F.	Murray.	Toll.
Cochran.	Jones, T. H. W.	Musto.	Tompkins.
Conway.	Jump.	Najaka.	Toomey.
Cooper.	Kamyk.	Naugle.	VanSant.

Corr.	Keller.	Needham.	Varallo.
Costa.	Kent.	Olsen.	Varner.
Coyle.	Kline.	Penglase.	Verona.
Dalrymple.	Kohl.	Peta.	Wachhaus.
Davis.	Kolankiewicz.	Petrosky.	Wargo.
Dennison.	Kornick.	Pettigrew.	Waterhouse.
Dougherty.	Kratz.	Pfaff.	Watkins.
Dowling.	Kubacki.	Pichney.	Weidner.
DuBois.	Lafore.	Pitzer.	Welsh.
Duffy.	Lederer.	Polaski.	Wescott.
Dunn.	Lelsey.	Polen.	Westrick.
Erb.	Leonard, L.	Price, H. W. Jr.	Whalley.
Ewing.	Leonard, W. C.	Price, R. A.	Wheeler.
Fenrich.	Leven.	Readinger.	White.
Ferster.	Light.	Reagan.	Williams.
Filip.	Limper.	Reese.	Wilt.
Filo.	Loftus.	Reidenbach.	Wood.
Firminstone.	Lopresti.	Reilly, J. M.	Yeakel.
Frost.	Lovett.	Rigby.	Yester.
Gaffney.	Lutty.	Riley, R. L.	Yetzer.
Geer.	Lyons.	Robertson.	Young.
Gibson.	Madden.	Rose.	Ziegler.
Gleason.	Madigan.	Rosen.	Sorg.
Good.	Markley.	Rovanssek.	Speaker
Goodling.	Maxwell.		

NAYS—0

NOT VOTING—2

Flack.

Thompson, R. L.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 1203, Printer's No. 591 was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1204, as follows:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by clarifying the procedure in reference to rating of professional employees and temporary professional employees and designating the persons authorized to do the same

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 1108 and 1123 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" are hereby amended to read as follows

Section 1108 Temporary Professional Employees (a) It shall be the duty of the county superintendent of schools or the district superintendent as the case may be to notify each temporary professional employee at least twice each year during the period of his or her employment of the professional quality professional progress and rating of his or her services No temporary professional employee shall be dismissed unless rated unsatisfactory and notification in writing of such unsatisfactory rating shall have been furnished the employee within ten (10) days following the date of such rating The rating of a temporary professional employee shall be done as provided in section one thousand one hundred twenty-three of this act

(b) A temporary professional employee whose work has

been certified by the county superintendent of schools or the district superintendent to the secretary of the school district during the last four (4) months of the second year of such service as being satisfactory shall thereafter be a "professional employee" within the meaning of this article. The attainment of this status shall be recorded in the records of the board and written notification thereof shall be sent also to the employee. The employee shall then be tendered forthwith a regular contract of employment as provided for professional employees. No professional employee who has attained tenure status in any school district of this Commonwealth shall thereafter be required to serve as a temporary professional employee before being tendered such a contract when employed by any other school district.

(c) Any temporary professional employee who is not tendered a regular contract of employment at the end of two years of service rendered as herein provided shall be given a written statement signed by the president and secretary of the board of school directors and setting forth explicitly the reason for such refusal.

(d) Temporary professional employees shall for all purposes except tenure status be viewed in law as full-time employees and shall enjoy all the rights and privileges of regular full-time employees.

Section 1123 Rating System. In determining whether a professional employee shall be dismissed for incompetency and in rating the services of a temporary professional employee the professional employee or temporary professional employee shall be rated by an approved rating system which shall give due consideration to personality preparation technique and pupil reaction in accordance with standards and regulations for such scoring as defined by rating cards to be prepared by the Department of Public Instruction and to be revised from time to time by the Department of Public Instruction with the cooperation and advice of a committee appointed by the Superintendent of Public Instruction including representation from county and district superintendents of schools, classroom teachers, school directors, school supervisors and such other groups or interests as the Superintendent of Public Instruction may deem appropriate. Rating shall be done by or under the supervision of the county or district superintendent of schools or if so directed by him the same may be done by an associate superintendent, an assistant superintendent, a supervising principal, a supervisor or a principal who has supervision over the work of the professional employee or temporary professional employee who is being rated.

Section 2 Section 1125 of said act as amended in part by the act approved the twentieth day of April one thousand nine hundred forty-nine (P. L. 621) is hereby further amended to read as follows:

Section 1125 Suspensions and Reinstatements How Made. (a) Whenever a board of school directors decreases the size of the staff of professional employees the suspensions to be made shall be determined by the county superintendent of schools or the district superintendent as the case may be on the basis of efficiency rank determined by ratings made in accordance with standards and regulations determined by rating cards prepared by the Department of Public Instruction as required by section one thousand one hundred twenty-three of this act. It shall be established a permanent record system containing ratings for each professional employee within the district. Copies of all ratings for the year shall be transmitted to the professional employee upon his or her request or if any rating during the year is unsatisfactory a copy of same shall be transmitted to the professional employee concerned. No professional employee shall be dismissed under this act unless such rating records have been kept on file by the board of school directors. Provided That boards of school directors in districts under supervision of the county superintendent may establish a filing system for rating cards in the office of the county superintendent of schools.

(b) In cases in which suspensions are to be made professional employees shall be retained on the basis of seniority rights acquired within the school district of current

employment where no differences in rating are found. Seniority rights shall also prevail where there is no substantial difference in rating. In cases where there are substantial differences in rating of those under consideration for suspension seniority shall be given consideration in accordance with principles and standards of weighing incorporated in the rating cards.

(c) No suspended employee shall be prevented from engaging in other occupation during the period of such suspension. Suspended professional employees shall be reinstated in the inverse order of their suspension. No new appointment shall be made while there are suspended professional employees available who are properly certified to fill such vacancies.

Section 3 The provisions of this act shall become effective on the first day of July one thousand nine hundred fifty-one.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Rovansek.
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin.
Barkdoll,	Greer,	McConnell,	Sarrafi.
Baumunk,	Guarnieri,	McCormack,	Sax,
Bear,	Gutendorf,	McCullough,	Scanlon.
Beaver,	Guthrie,	McDermitt,	Schmidt.
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenshield,	Metz,	Smith,
Bomberger,	Headlee,	Mihm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger.
Bower,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Toll,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Varnier,
Dalrymple,	Kline,	Olsen,	Verona,
Davis,	Kohl,	Penglase,	Wachhaus,
Dennison,	Kolankiewicz,	Peta,	Wargo,
Dougherty,	Kornick,	Petrosky,	Waterhouse,
Dowling,	Kratz,	Pettigrew,	Watkins,
DuBois,	Kubacki,	Pfaff,	Weidner,
Duffy,	Lafore,	Pichney,	Welsh,
Dunn,	Lederer,	Pitzer,	Wescott,
Erb,	Lelsey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,
Filip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reagan,	Wilt,
Firmstone,	Loftus,	Reese,	Wood,
Frost,	Lopresti,	Reidenbach,	Yeakel,
Gaffney,	Lovett,	Reilly, J. M.,	Yester,
Geer,	Lutty,	Rigby,	Yetzer,
Gibson,	Lyons,	Riley, R. L.,	Young,
Gleason,	Madden,	Robertson,	Ziegler,
Good,	Madigan,	Rose,	Sorg,
		Rosen,	Speaker

NAYS—0

NOT VOTING—2

Flack,

Thompson, R. L.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1212, entitled:

An Act to further amend the title and subsection (1) of section 1 of the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 951), entitled as amended "An act defining and providing for the licensing and regulation of private academic schools; conferring powers and imposing duties on the Department of Public Instruction; and imposing penalties," by excluding certain private schools from the operation of the act.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMENDED

Mr. HELM. Mr. Speaker, I move that this bill be recommended to the Committee on Education for the purpose of further study.

The motion was agreed to.

BILL PASSED OVER

There being no objection

House Bill No. 1218, Printer's No. 544 was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1293, as follows:

An Act to amend the act approved the first day of June one thousand nine hundred forty-five (P. L. 1340) entitled "An act relating to the financial responsibility of operators and owners of motor vehicles and to make uniform the law with reference thereto requiring owners and operators in certain cases to furnish proof of financial responsibility providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases regulating insurance policies which may be accepted as proof of financial responsibility imposing duties upon the Secretary of Revenue the State Treasurer and prothonotaries and prescribing penalties" by clarifying and extending the provisions of the act to include certain vehicles of the tractor type and making editorial changes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The definition of "motor vehicle" in Section 1 of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1340) entitled "An act relating to the financial responsibility of operators and owners of motor vehicles and to make uniform the law with reference thereto requiring owners and operators in certain cases to furnish proof of financial responsibility providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases regulating insurance policies which may be accepted as proof of financial responsibility imposing duties upon the Secretary of Revenue the State Treasurer and prothonotaries and prescribing penalties" is hereby amended to read as follows

Section 1 Definitions The following words and phrases when used in this act shall for the purposes of this act have the meanings respectively ascribed to them in this section except in those instances where the context clearly indicates a different meaning

* * * * *

"Motor Vehicle" Every self-propelled vehicle which is designed for use upon a highway or which may be used upon a highway including trailers and semi-trailers designed for use with such vehicles and including vehicles of the tractor type (except traction engines road rollers [farm tractors] tractor cranes [power shovels] and well drillers)

Section 2 Sections 4 5 and 32 of said act as amended by the act approved the twelfth day of May one thousand nine hundred forty-nine (P. L. 1279) are hereby further amended to read as follows

Section 4 Additional Information Required in Accident Reports Effect of Failure to Report Accidents In addition to the information required by "The Vehicle Code" in the report of a motor vehicle accident such report shall contain information to be prescribed by the secretary to enable [the secretary] him to determine whether the requirements for the deposit of security under section five of this act are inapplicable by reason of the existence of insurance or other exceptions specified in this act

The secretary shall suspend the license or any non-resident's operating privilege of any person who wilfully fails refuses or neglects to make report of a motor vehicle accident as required by the laws of this State until such report has been filed and for such further period as may be determined in accordance with the provisions of section five of this act

Section 5 Security Required Unless Evidence of Insurance When Security Determined Suspension Exceptions (a) If twenty (20) days after the receipt of a report of a motor vehicle accident within this State which has resulted in bodily injury or death or damage to the property of any one person in excess of one hundred dollars (\$100.00) the secretary does not have on file evidence satisfactory to him that the person who would otherwise be required to file security under subsection (b) of this section has (1) been released from liability or (2) has been finally adjudicated not to be liable or (3) has executed a warrant for confession of judgment payable in such installments as the parties have agreed to or (4) has executed a duly acknowledged written agreement providing for the payment of an agreed amount in installments with respect to all claims for injuries or damages resulting from the accident the secretary except as otherwise hereinafter provided shall determine the amount of security which in his judgment shall be sufficient to satisfy any judgment or judgments that may be recovered against each operator or owner for damages resulting from such accident

(b) The secretary shall within sixty (60) days after the receipt of such report of a motor vehicle accident suspend the license of each operator and all registrations of each owner of a motor vehicle in any manner involved in such accident and if such operator is a nonresident the privilege of operating a motor vehicle within this State and if such owner is a nonresident the privilege of the use within this State of any motor vehicle owned by him unless such operator or owner or both shall deposit security in the sum so determined by the secretary Notice of such suspension shall be sent by the secretary to such operator and owner not less than ten (10) days prior to the effective date of such suspension and shall state the amount required as security Where erroneous information is given the secretary with respect to the matters set forth in clauses (1) (2) or (3) of subsection (c) of this section he shall take appropriate action as hereinbefore provided within sixty (60) days after receipt by him of correct information with respect to such matters

(c) This section shall not apply under the conditions stated in section six or to any of the following

(1) To such operator or owner if such owner had in effect at the time of such accident an automobile liability policy with respect to the motor vehicle involved in such accident

(2) To such operator if not the owner of such motor vehicle if there was in effect at the time of such accident an automobile liability policy or bond with respect to his operation of motor vehicles not owned by him

(3) To such operator or owner if the liability of such

operator or owner for damages resulting from such accident is in the judgment of the secretary covered by any other form of liability insurance policy or bond or

(4) To any person qualifying as a self-insurer under section thirty-four

(d) No such policy or bond shall be effective under this section unless issued by an insurance company or surety company authorized to do business in this State except that if such motor vehicle was not registered in this State or was a motor vehicle which was registered elsewhere than in this State at the effective date of the policy or bond or the most recent renewal thereof such policy or bond shall not be effective under this section unless the insurance company or surety company if not authorized to do business in this State shall execute a power of attorney authorizing the secretary to accept service on its behalf of notice or process in any action upon such policy or bond arising out of such accident provided however every such policy or bond is subject if the accident has resulted in bodily injury or death to a limit exclusive of interest and costs of not less than five thousand dollars (\$5000.00) because of bodily injury to or death of one person in any one accident and subject to said limit for one person to a limit of not less than ten thousand dollars (\$10,000.00) because of bodily injury to or death of two or more persons in any one accident and if the accident has resulted in injury to or destruction of property to a limit of not less than one thousand dollars (\$1000.00) because of injury to or destruction of property of others in any one accident

Section 32 Other Violations Penalties (a) Any person whose license or registration or nonresident's operating privilege has been suspended or revoked under this act and who during such suspension or revocation drives any motor vehicle upon any highway or knowingly permits any motor vehicle owned by such person to be operated by another upon any highway except as permitted under this act shall be fined not more than five hundred dollars (\$500) or imprisonment not exceeding six (6) months or both in the discretion of the court

(b) Any person wilfully failing to return license or registration as required in section thirty-one shall be fined not more than five hundred dollars (\$500) or imprisoned not to exceed thirty (30) days or both in the discretion of the court

(c) Any person who gives information required by section four of this act in a report of a motor vehicle accident knowing or having reason to believe that such information is false or who [shall forge] forges or without authority [sign] signs any evidence of proof of financial responsibility or who files or offers for filing any such notice or evidence of proof knowing or having reason to believe that it is forged or signed without authority shall be fined not more than one thousand dollars (\$1000.00) or imprisoned not more than one (1) year or both in the discretion of the court

(d) Any person who shall violate any provision of this act for which no penalty is otherwise provided shall be fined not more than five hundred dollars (\$500) or imprisoned not more than ninety (90) days or both in the discretion of the court

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarneri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,

Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Buchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Toll,
Cochran,	Jones, P. F.,	Murray,	Tompkins,
Conway,	Jones, T. H. W.,	Musto,	Toomey,
Cooper,	Jump,	Najaka,	VanSant,
Corr,	Kamyk,	Naugle,	Varallo,
Costa,	Keller,	Needham,	Varnier,
Coyle,	Kent,	Olsen,	Verona,
Dalrymple,	Kline,	Penglase,	Wachhaus,
Davis,	Kohl,	Peta,	Wargo,
Dennison,	Kolankiewicz,	Petrosky,	Waterhouse,
Dougherty,	Kornick,	Pettigrew,	Watkins,
Dowling,	Kratz,	Pfaff,	Weldner,
DuBois,	Kubacki,	Pichney,	Welsh,
Duffy,	Lafore,	Pitzer,	Wescott,
Dunn,	Lederer,	Polaski,	Westrick,
Erb,	Lelsey,	Polen,	Whalley,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Wheeler,
Fenrich,	Leonard, W. C.,	Price, R. A.,	White,
Ferster,	Leven,	Readinger,	Williams,
Filip,	Light,	Reagan,	Wilt,
Filp,	Limper,	Reese,	Wood,
Firmstone,	Loftus,	Reldenbach,	Yeakel,
Frost,	Lopresti,	Reilly, J. M.,	Yester,
Gaffney,	Lovett,	Rigby,	Yetzer,
Geer,	Luty,	Riley, R. L.,	Young,
Gibson,	Lyons,	Robertson,	Ziegler,
Gleason,	Madden,	Rose,	Sorg,
Good,	Madigan,	Rosen,	Speaker
	Markley,	Rovansek,	

NAYS—0

NOT VOTING—2

Flack, Thompson, R. L.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1324, as follows:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highway peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and

miscellaneous receipts making an appropriation and providing for refunds" by changing the registration year for commercial motor vehicles motor buses motor omnibuses and trailers and certain exemptions in accordance therewith

The General Assembly off the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 413 and 510 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the eighteenth day of May one thousand nine hundred forty-nine (P. L. 1412) are hereby further amended to read as follows

Section 413 Expiration of Registration All registrations for passenger motor vehicle tractors motorcycles and dealers shall be issued for a registration year commencing on April first of one year and expiring March thirty-first of the year following All registrations for commercial motor vehicles motor buses motor omnibuses and trailers for the registration year one thousand nine hundred fifty-one shall expire May thirty-first one thousand nine hundred fifty-two and commencing with the registration year one thousand nine hundred fifty-two and thereafter registrations for such vehicles shall be issued for a registration year commencing on June first of one year and expiring May thirty-first of the year following Registrations shall also expire when suspended for cause by the secretary and immediately upon the transfer of ownership or the destruction of the vehicle Registrations for the succeeding year may at the option of their holders to be used an and after [March fifteenth of the current year] the fifteenth day of the month immediately preceding the beginning of the current registration year

Section 510 The Expiration of Registration Plates

(a) All registration plates for passenger motor vehicles tractors motorcycles and dealers shall be issued for a registration year commencing on April first of one year and expiring March thirty-first of the year following All registration plates for commercial motor vehicles motor buses motor omnibuses and trailers for the registration year one thousand nine hundred fifty-one shall expire May thirty-first one thousand nine hundred fifty-two and commencing with the registration year one thousand nine hundred fifty-two and thereafter registration plates for such vehicles shall be issued for a registration year commencing on June first of one year and expiring May thirty-first of the year following Registration plates shall also expire when suspended for cause by the secretary Registration plates for the succeeding year may at the option of the owner be used on and after [March fifteenth of the current year] the fifteenth day of the month immediately preceding the beginning of the current registration year

(b) No motor vehicle trailer or semi-trailer shall be operated with registration plates which have expired nor without registration plates on the claim by the owner or operator that registration plates for the current year have been applied for but not received.

Penalty Any person violating any of the provisions of subsection (b) of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10.00) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 2 Subsection (f) of section 722 of said act as amended by the act approved the twenty-sixth day of June one thousand nine hundred thirty-nine (P. L. 1102) is hereby further amended to read as follows

Section 722 Exemptions from Fees

* * * * *

(f) No fee shall be charged for transfer of registration for the succeeding year when such transfer has been received and completed by the department prior to [April first of such succeeding year] the first day of such succeeding registration year

Section 3 The purpose and intent of this act is to change the registration year for commercial motor vehicles motor buses motor omnibuses and trailers from the period of April first to March thirty-first to the period June first to May thirty-first To accomplish that end registrations and registration plates issued for the registration year one thousand nine hundred fifty-one for commercial motor vehicles motor buses motor omnibuses and trailers shall be valid until May thirty-first one thousand nine hundred fifty-two.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Maxwell,	Rovansek,
Andrews,	Graybill,	Mazza,	Royer,
Banker,	Greenwood,	McConnell,	Rubin,
Barkdoll,	Greer,	McCormack,	Sarraff,
Baumunk,	Guarnieri,	McCullough,	Sax,
Bear,	Gutendorf,	McDermitt,	Scanlon,
Beaver,	Guthrie,	McGee,	Schmidt,
Beech,	Hagerty,	McInroy,	Schuster,
Berkstresser,	Hall,	McKinney,	Scott,
Blair,	Hamilton, R. K.,	McMillen,	Seyler,
Bloom,	Hamilton, W. H.,	McNally,	Shoemaker,
Boles,	Harney,	Metz,	Shotwell,
Bolton,	Haudenshield,	Mihm,	Smith,
Bomberger,	Headlee,	Mikula,	Snider,
Boorse,	Helm,	Miller, H. G.,	Sollenberger,
Bower,	Hersch,	Miller, J. C.,	Spencer,
Breisch,	Hewitt,	Mills,	Stank,
Breth,	Hocker,	Mintess,	Stimmel,
Brown,	Hunter,	Monroe,	Stoner,
Bucchin,	Jenkins,	Moore, C. E.,	Swartz,
Byrne,	Johnson,	Moore, H. A.,	Swope,
Cella,	Jones, G. E.,	Moran,	Tahl,
Clapper,	Jones, J. M.,	Muldowney,	Taylor,
Clendening,	Jones, P. F.,	Munley,	Thompson, E. F.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnier,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBols,	Lafore,	Pichney,	Weldner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Lofus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Frost,	Lovett,	Reilly, J. M.,	Yeakel,
Gaffney,	Luty,	Rigby,	Yester,

Geer, Gibson, Gleason, Good,	Lyons, Madden, Madigan, Markley,	Riley, R. L., Robertson, Rose, Rosen,	Yetzer, Young, Ziegler, Sorg, Speaker
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NAYS—0

NOT VOTING—2

Flack, Thompson, R. L.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1327, as follows:

An Act to amend Section 901 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for authorization by county conventions of activities and services to be administered by county boards of school directors

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 901 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended to read as follows

Section 901 Annual Conventions and Special Meetings
The school directors in every county having a county superintendent of public schools shall annually be called together at the county-seat or some other suitable place within the county by the county superintendent of public schools. The purpose of such annual conventions shall be the consideration and the discussion pertaining to the welfare and promotion of the public schools in their respective counties and such other business as may properly come before such conventions. In addition hereto the county superintendent of public schools may call together the school directors within the county at the county-seat or some other suitable place within the county designated by the county superintendent of public schools when any emergency may exist or when in the opinion of the county superintendent of public schools a special meeting should be called for the consideration and discussion by the school directors and others of questions and subjects pertaining to the welfare and promotion of the public schools or their interests in their respective districts or counties and such other business as may properly come before said meeting

The convention shall have power at the annual convention or at any special meeting to pass on and approve activities and services to be provided administered and supervised by the county board of school directors and to authorize the same by a majority vote of those present

Such action shall not be taken unless the secretary of each school board under the jurisdiction of the county superintendent has been advised at least forty (40) days previous to the convention or meeting at which such action is to be considered

Section 2 The provisions of this act shall become effective the first day of July one thousand nine hundred fifty-one.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?
Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando, Andrews, Banker, Barkdoll, Baumunk, Bear, Beaver, Beech, Berkstresser, Blair, Bloom, Boles, Bolton, Bomberger, Boorse, Bower, Breisch, Breth, Brown, Bucchia, Byrne, Cella, Clapper, Glendening, Cochran, Conway, Cooper, Corr, Costa, Coyle, Dalrymple, Davis, Dennison, Dougherty, Dowling, DuBois, Duffy, Dunn, Erb, Ewing, Fenrich, Fenster, Filip, Filo, Firmstone, Frost, Gaffney, Geer, Gibson, Gleason, Good, Goodling,	Graybill, Greenwood, Greer, Guarnieri, Gutendorf, Guthrie, Hagerty, Hall, Hamilton, R. E., Hamilton, W. H., Harney, Haudenschild, Headlee, Helm, Hersch, Hewitt, Hocker, Hoggard, Hunter, Jenkins, Johnson, Jones, G. E., Jones, J. M., Jones, P. F., Jones, T. H. W., Jump, Kamyk, Keller, Kent, Kline, Kohl, Kolankiewicz, Kornick, Kratz, Kubacki, Lafore, Lederer, Lelsey, Leonard, L., Leonard, W. C., Leven, Light, Limper, Loftus, Lopresti, Lovett, Lutty, Lyons, Madden, Madigan, Markley, Maxwell,	Mazza, McConnell, McCormack, McCullough, McDermitt, McGee, McInroy, McKinney, McMillen, McNally, Metz, Mihm, Mikula, Miller, H. G., Miller, J. C., Mills, Mintess, Monroe, Moore, C. E., Moore, H. A., Moran, Muldowney, Munley, Murray, Musto, Najaka, Naugle, Needham, Olsen, Pengilase, Peta, Petrosky, Pettigrew, Pfaff, Pichney, Pitzer, Polaski, Polen, Price, H. W. Jr., Price, R. A., Readinger, Reagan, Reese, Reldenbach, Reilly, J. M., Rigby, Riley, R. L., Robertson, Rose, Rosen, Rovanske,	Royer, Rubin, Sarra, Sax, Scanlon, Schmidt, Schuster, Scott, Seyler, Shoemaker, Shotwell, Smith, Snider, Sollenberger, Spencer, Stank, Stimmel, Stoner, Swartz, Swope, Tahl, Taylor, Thompson, E. F., Toll, Tompkins, Toomey, VanSant, Varallo, Varner, Verona, Wachhaus, Wargo, Waterhouse, Watkins, Weidner, Welsh, Wescott, Westrick, Whalley, Wheeler, White, Williams, Wilt, Wood, Yeakel, Yester, Yetzer, Young, Ziegler, Sorg, Speaker
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NAYS—0

NOT VOTING—2

Flack, Thompson, R. L.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1335, as follows:

An Act to further amend Section 11 of the act approved the twentieth day of May one thousand nine hundred fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employees of said cities and all county or other public employees if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pension" by providing for credit for service with a school district

of the first class for members of a first class city pension fund in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 11 of the act approved the twentieth day of May one thousand nine hundred fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employees of said cities and all county or other public employees if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" as last amended by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 845) is hereby further amended to read as follows

Section 11 The time of service herein specified namely twenty years or in case of the lesser pension fifteen years or more but less than twenty years shall be computed from the time of the first or original employment said employment to consist of service either to such cities or to the county or other public service paid out of the city treasury or both as aforesaid and need not be continuous. Provided That in no case shall a period of more than eighteen years be credited to the service record of any person or persons who shall be employed after the passage of this act and who shall have been employed by the said cities prior to the passage of this act. No pensions shall be paid under the provisions of this act however until after January first one thousand nine hundred and seventeen

The time of service shall include service with a school district of the first class coterminous with the city or county of the first class if the person claiming such credit shall within one year after joining the pension fund pay into the fund the contributions he or she would have paid had he or she been employed during the same years by the city or county at the same salary received from the school district

For the purpose of determining the total number of years or months of service or contribution under this act any period of fifteen days or more but less than a month beyond the total number of full months shall be considered a "month of service"

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Mazza,	Royer,
Andrews,	Greenwood,	McConnell,	Rubin,
Banker,	Greer,	McCormack,	Sarra,
Barkdoll,	Guarnieri,	McCullough,	Sax,
Baumunk,	Gutendorf,	McDermitt,	Scanlon,
Bear,	Guthrie,	McGee,	Schmidt,
Beaver,	Hagerty,	McInroy,	Schuster,
Beech,	Hall,	McKinney,	Scott,
Berkstresser,	Hamilton, R. K.,	McMillen,	Seyler,
Blair,	Hamilton, W. H.,	McNally,	Shoemaker,
Bloom,	Harney,	Metz,	Shotwell,
Boles,	Haudenschild,	Mihm,	Smith,
Bolton,	Headlee,	Mikula,	Snider,
Bomberger,	Helm,	Miller, H. G.,	Sollenberger,
Boorse,	Hersch,	Miller, J. C.,	Spencer,
Bower,	Hewitt,	Mills,	Stank,
Breisch,	Hocker,	Mintess,	Stimmel,
Breth,	Hoggard,	Monroe,	Stoner,
Brown,	Hunter,	Moore, C. E.,	Swartz,
Bucchin,	Jenkins,	Moore, H. A.,	Swope,
Byrne,	Johnson,	Moran,	Tahl,
Cella,	Jones, G. E.,	Muldowney,	Taylor,
Clapper,	Jones, J. M.,	Munley,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Murray,	Toil,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varner,

Coyle,	Kline,	Penglase,	Verona,
Dalrymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weidner,
DuBois,	Lafore,	Pitzer,	Welsh,
Duffy,	Lederer,	Polaski,	Wescott,
Dunn,	Lelsey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Ferster,	Light,	Reagan,	Williams,
Filip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker
Goodling,	Maxwell,		

NAYS—0

NOT VOTING—2

Flack,

Thompson, R. L.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1338, as follows:

An Act to further amend Section 713 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing the fee for learner's permits and appropriating the increase for teaching of safe driving of motor vehicles

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 713 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing

duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the twenty-ninth day of June one thousand nine hundred thirty-seven (P. L. 2329) is hereby further amended to read as follows

Section 713 Operators' Licenses Duplicate Registration or Operator's License Card

(a) The fee for issuing an operator's license to a person unable to produce satisfactory proof of having held a Pennsylvania operator's license during any one of the three (3) years preceding application shall be [two (\$2)] four (\$4) dollars which fee shall entitle the applicant for such license to receive a learner's permit valid for ninety (90) days from date of issue and if the examination shall have been passed during the ninety (90) day period an operator's license for the current year

(b) The fee for renewal of an operator's license shall be one (\$1) dollar

(c) The fee for a duplicate operator's license card or duplicate registration card shall be fifty (\$.50) cents

(d) Two (\$2) dollars of the fee received for each learner's permit is hereby appropriated to the Department of Public Instruction for the purpose of paying expenses incurred by that department in connection with carrying out a standardized program of teaching of safe driving of motor vehicles in the public schools and making payments to school districts complying with such standardized program Such moneys shall be transferred from time to time out of the Motor License Fund to the General Fund shall be credited to the current appropriation out of the General Fund to the Department of Public Instruction and shall be available for the purpose indicated in this section

Section 2 The provisions of this act shall become effective on the first day of July one thousand nine hundred fifty-one

And said bill having been read at length the third time, considered and agreed to.

On the question,
Shall the bill pass finally?

Agreeably to the provisions of the constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,
Andrews,	Graybill,	Maxwell,
Banker,	Greenwood,	Mazza,
Barkdell,	Greer,	McConnell,
Baumunk,	Guarnieri,	McCormack,
Bear,	Gutendorf,	McCullough,
Beaver,	Guthrie,	McDermitt,
Beech,	Hagerty,	McGee,
Berkstresser,	Hall,	McInroy,
Blair,	Hamilton, R. K.,	McKinney,
Bloom,	Hamilton, W. H.,	McMillen,
Boles,	Harney,	McNally,
Bolton,	Haudenschild,	Metz,
Bomberger,	Headlee,	Mihm,
Boorse,	Helm,	Mikula,
Bower,	Hersch,	Miller, H. G.,
Breisch,	Hewitt,	Miller, J. C.,
Breth,	Hocker,	Mills,
Brown,	Hoggard,	Mintess,
Bucchin,	Hunter,	Monroe,
Byrne,	Jenkins,	Moore, C. E.,
Cella,	Johnson,	Moore, H. A.,
Clapper,	Jones, G. E.,	Moran,
Clendening,	Jones, J. M.,	Muldowney,
Cochran,	Jones, P. F.,	Munley,

Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Varner,
Dalrymple,	Kline,	Olsen,	Verona,
Davis,	Kohl,	Pengilase,	Wachhaus,
Dennison,	Kolankiewicz,	Peta,	Wargo,
Dougherty,	Kornick,	Petrosky,	Waterhouse,
Dowling,	Kratz,	Pettigrew,	Watkins,
DuBois,	Kubacki,	Pfaff,	Weldner,
Duffy,	Lafore,	Pichney,	Welsh,
Dunn,	Lederer,	Pitzer,	Wescott,
Erb,	Leisey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,
Filo,	Light,	Readinger,	Williams,
Firmstone,	Limper,	Reagan,	Wilt,
Frost,	Loftus,	Reese,	Wood,
Gaffney,	Lopresti,	Reidenbach,	Yeakel,
Geer,	Lovett,	Reilly, J. M.,	Yester,
Gibson,	Lutty,	Rigby,	Yetzer,
Gordon,	Lyons,	Riley, R. L.,	Young,
Good,	Madden,	Robertson,	Ziegler,
	Madigan,	Rose,	Sorg,
		Rosen,	Speaker

NAYS—0

NOT VOTING—2

Flack, Thompson, R. L.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 1356, Printer's No. 513 and

House Bill No. 1357, Printer's No. 514

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1358, as follows:

An Act to further amend Section 1188 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by extending provisions for compensation for attendance at meetings of teachers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1188 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" as amended by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 806) is hereby further amended to read as follows

Section 1188 Compensation of Teachers Attending In each school district under the jurisdiction of a county superintendent and in each school district of the third class under the jurisdiction of a district superintendent whose teachers are required to attend meetings called by the county superintendent the board of school directors shall pay from the funds of the school district to each teacher employed in such school district who has been in attendance at a meeting of the teachers called by the county superintendent as herein provided five dollars (\$5.00) for each half of a day during which such teacher

was in attendance at such meeting Such compensation shall not in any one year exceed twenty dollars (\$20.00) per teacher This payment shall be in addition to the compensation provided in the teacher's contract with the school district Such payments shall be based upon the official attendance record made by the county superintendent to the board of school directors

The time spent by teachers at a teacher's meeting called by a county superintendent as herein provided shall not be considered as days taught nor lessen the number of days in the minimum school term as herein required

Section 2 The provisions of this act shall become effective on the first day of July one thousand nine hundred fifty-one

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Mazza,	Royer,
Andrews,	Greenwood,	McConnell,	Rubin,
Banker,	Greer,	McCormack,	Sarraf,
Barkdoll,	Guarnieri,	McCullough,	Sax,
Baumunk,	Gutendorf,	McDermitt,	Scanlon,
Bear,	Guthrie,	McGee,	Schmidt,
Beaver,	Hagerty,	McInroy,	Schuster,
Beech,	Hall,	McKinney,	Scott,
Berkstresser,	Hamilton, R. K.,	McMillen,	Seyler,
Blair,	Hamilton, W. H.,	McNally,	Shoemaker,
Bloom,	Harney,	Metz,	Shotwell,
Boles,	Haudenshield,	Mihm,	Smith,
Bolton,	Headlee,	Mikula,	Snider,
Bomberger,	Helm,	Miller, H. G.,	Sollenberger,
Boone,	Hersch,	Miller, J. C.,	Spencer,
Bower,	Hewitt,	Mills,	Stank,
Brelsach,	Hocker,	Mintess,	Stimmel,
Breth,	Hoggard,	Monroe,	Stoner,
Brown,	Hunter,	Moore, C. E.,	Swartz,
Bucchin,	Jenkins,	Moore, H. A.,	Swope,
Byrne,	Johnson,	Moran,	Tahl,
Cella,	Jones, G. E.,	Muldowney,	Taylor,
Clapper,	Jones, J. M.,	Munley,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,
Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varner,
Coyle,	Kline,	Penglass,	Verona,
Dalrymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weidner,
DuBois,	Lafore,	Pitzer,	Welsh,
Duffy,	Lederer,	Polaski,	Wescott,
Dunn,	Leisey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Ferster,	Light,	Reagan,	Williams,
Fillip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yeater,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Madden,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	
Goodling,	Maxwell,		Speaker.

NAYS—0

NOT VOTING—2

Flack, Thompson, R. L.

The majority required by the Constitution having voted

in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1438, as follows:

An Act making an appropriation to the Local Government Commission to continue its work

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of twenty-nine thousand dollars (\$29,000) as as much thereof as may be necessary is hereby specifically appropriated to the Local Government Commission created by the act approved the twenty-ninth day of May one thousand nine hundred thirty-five (P. L. 244) entitled "An act creating a Local Government Commission to study and report on functions of local government their allocation and elimination the cost of local government and means of reducing it and the consolidation of local government and making an appropriation" for the two fiscal years beginning June first one thousand nine hundred fifty-one to continue the work of the commission for the preparation of a general municipal code for supplying information regarding local government in this Commonwealth and for the payment of the expenses of the members of said commission for the payment of the compensation and expenses of the secretary counsel and other appointees of the commission for printing postage supplies telephone telegraph and miscellaneous expenses and generally for the purpose of carrying into effect the provisions of said act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Amarando,	Goodling,	Markley,	Rosen,
Andrews,	Graybill,	Maxwell,	Rovansek,
Banker,	Greenwood,	Mazza,	Royer,
Barkdoll,	Greer,	McConnell,	Rubin,
Baumunk,	Guarnieri,	McCormack,	Sarraf,
Bear,	Gutendorf,	McCullough,	Sax,
Beaver,	Guthrie,	McDermitt,	Scanlon,
Beech,	Hagerty,	McGee,	Schmidt,
Berkstresser,	Hall,	McInroy,	Schuster,
Blair,	Hamilton, R. K.,	McKinney,	Scott,
Bloom,	Hamilton, W. H.,	McMillen,	Seyler,
Boles,	Harney,	McNally,	Shoemaker,
Bolton,	Haudenshield,	Metz,	Shotwell,
Bomberger,	Headlee,	Mihm,	Smith,
Boorse,	Helm,	Mikula,	Snider,
Bower,	Hersch,	Miller, H. G.,	Sollenberger,
Brelsach,	Hewitt,	Miller, J. C.,	Spencer,
Breth,	Hocker,	Mills,	Stank,
Brown,	Hoggard,	Mintess,	Stimmel,
Bucchin,	Hunter,	Monroe,	Stoner,
Byrne,	Jenkins,	Moore, C. E.,	Swartz,
Cella,	Johnson,	Moore, H. A.,	Swope,
Clapper,	Jones, G. E.,	Moran,	Tahl,
Clendening,	Jones, J. M.,	Muldowney,	Taylor,
Cochran,	Jones, P. F.,	Munley,	Thompson, E. F.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Cooper,	Jump,	Musto,	Tompkins,
Corr,	Kamyk,	Najaka,	Toomey,
Costa,	Keller,	Naugle,	VanSant,
Coyle,	Kent,	Needham,	Varallo,
Dalrymple,	Kline,	Olsen,	Varner,
Davis,	Kohl,	Penglass,	Verona,
Dennison,	Kolankiewicz,	Peta,	Wachhaus,
Dougherty,	Kornick,	Petrosky,	Wargo,
Dowling,	Kratz,	Pettigrew,	Waterhouse,
DuBois,	Kubacki,	Pfaff,	Watkins,
Duffy,	Lafore,	Pichney,	Weidner,
Dunn,	Lederer,	Pitzer,	Welsh,

Erb,	Lelsey,	Polaski,	Wescott,
Ewing,	Leonard, L.,	Polen,	Westrick,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenster,	Leven,	Price, R. A.,	Wheeler,
Fillip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reagan,	Wilt,
Firmstone,	Loftus,	Reese,	Wood,
Frost,	Lopresti,	Reidenbach,	Yeakel,
Gaffney,	Lovett,	Reilly, J. M.,	Yester,
Geer,	Lutty,	Rigby,	Yetzer,
Gibson,	Lyons,	Riley, R. L.,	Young,
Gleason,	Madden,	Robertson,	Ziegler,
Good,	Madigan,	Rose,	Sorg,

Speaker

NAYS—1

White

NOT VOTING—2

Flack,

Thompson, R. L.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1443, as follows:

An Act making an appropriation to the Lancaster Heart Association to be used for carrying on its purposes of research study treatment prevention and care of rheumatic fever and diseases of the heart to provide convalescent care and hospital treatment in such cases and for renovation and equipment of real property

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of ten thousand dollars (\$10,000) or so much thereof as may be necessary is hereby specifically appropriated to the Lancaster Heart Association to be used for the purpose of research and study of diseases of the heart including rehumatic fever providing for the diagnosis treatment prevention and care of such diseases of organizing existing facilities and establishing new facilities for the supervision of those suffering from heart disease to provide convalescent facilities for rheumatic fever and rheumatic heart disease patients to provide hospital care for all types of heart disease for research into the causes of rheumatic fever for the renovating and equipping its real property for its corporate purposes and for other purposes necessary and incidental thereto

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the rovisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnleri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McMillen,	Schmidt,
Beaver,	Guthrie,	McDermitt,	Schuster,
Beech,	Hagerty,	McGee,	Scott,
Berkstresser,	Tall,	McInroy,	Seyler,
Blair,	Hamilton, R. K.,	McKinney,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelach,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,

Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Toll,
Cochran,	Jones, P. F.,	Murray,	Tompkins,
Conway,	Jones, T. H. W.,	Musto,	Toomey,
Cooper,	Jump,	Najaka,	VanSant,
Corr,	Kamyk,	Naugle,	Varallo,
Costa,	Keller,	Needham,	Varner,
Coyle,	Kent,	Olsen,	Verona,
Dalrymple,	Kline,	Penglase,	Wachhaus,
Davis,	Kohl,	Peta,	Wargo,
Dennison,	Kolankiewicz,	Petrosky,	Waterhouse,
Dougherty,	Kornick,	Pettigrew,	Watkins,
Dowling,	Kratz,	Pfaff,	Weidner,
DuBols,	Kubacki,	Pichney,	Welsh,
Duffy,	Lafore,	Pitzer,	Wescott,
Dunn,	Lederer,	Polaski,	Westrick,
Erb,	Lelsey,	Polen,	Whalley,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Wheeler,
Fenrich,	Leonard, W. C.,	Price, R. A.,	White,
Fenster,	Leven,	Readinger,	Williams,
Fillip,	Light,	Reagan,	Wilt,
Filo,	Limper,	Reese,	Wood,
Firmstone,	Loftus,	Reidenbach,	Yeakel,
Frost,	Lopresti,	Reilly, J. M.,	Yester,
Gaffney,	Lovett,	Rigby,	Yetzer,
Geer,	Lutty,	Riley, R. L.,	Young,
Gibson,	Lyons,	Robertson,	Ziegler,
Gleason,	Madden,	Rose,	Sorg,
Good,	Madigan,	Rosen,	Speaker
	Markley,	Rovansek,	

NAYS—0

NOT VOTING—2

Flack,

Thompson, R. L.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL 1059

Mr. DENNISON offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, June 26, 1951.

Resolved (if the Senate concur), That House Bill No. 1059, Printer's No. 296, entitled "An act to further amend subsection (a) and (b) of Section 411 and to amend Section 506 of the act approved the first day of May one thousand nine hundred and twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for the transfer of registration of motor vehicles trailers and semi-trailers

involving a husband and wife and the assignment of registration plates in such cases," be recalled from the Governor for the purpose of amendment.

RESOLUTION TO DISCHARGE COMMITTEE

Messrs. RIGBY and GEER offered a resolution which was read by the Clerk as follows:

In the House of Representatives, June 26, 1951.

Resolved, That the Committee on Agriculture and Dairy Industries be discharged from further consideration of House Bill No. 1296, entitled "An act relating to oleomargarine, margarine, yellow oleomargarine, and other similar products; providing for a referendum to determine the will of the electorate on permitting the sale of yellow oleomargarine and if aproved by the electorate, providing for the sale thereof; regulating the serving or use thereof at public eating places, public institutions or other places where food is served and paid for, and regulating the advertising thereof; conferring powers and imposing duties on the Department of Agriculture; and prescribing penalties," said bill having been in the hands of said Committee for a period of ten days and more, having been referred on May 16, 1951.

On the question,

Will the House adopt the resolution?

RESOLUTION TABLED

Mr. SMITH. Mr. Speaker, I object at this time of the day to the offering of a discharge resolution and taking up the time of the House, particularly on a Resolution that has been offered twice before.

This Resolution was offered to discharge the Committee on Agriculture and Dairy Industries from further consideration of oleo and similar bills, and I do not believe it is necessary at this time to discuss it. I do not believe we would learn anything about the merits of the bill, and rather than take up the time of the House, I move that this Resolution be tabled.

On the question,

Will the House agree to the motion?

The SPEAKER. The Chair declared the "ayes" appear to have it.

Whereupon, a division was called for, seventy-eight Members voting in the affirmative and sixty-four in the negative, the question was determined in the affirmative and the motion was agreed to.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. GRANVILLE E. JONES asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

RESOLUTION

CONGRATULATIONS

Messrs. GRANVILLE E. JONES, EDWIN F. THOMPSON, PAUL F. JONES, TAHL, COSTA, HOGGARD, Mrs. MONROE and Mr. PETTIGREW offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, June 26, 1951.

On this day, thirty-one years ago in New York City a member of this House embarked upon the sea of matrimony and has with his mate, the former Anne Laurie Myrick, successfully navigated its storms and its calms, its pleasures and its pains and its joys and its sorrows.

In the course of events a son has been their blessing and while his mate has managed the home and frequently

the captain, our fellow member has maintained a continuing activity and interest in veterans affairs, community and church interests and was elected to the House on four occasions by the electorate of the sixth district of Philadelphia County, therefore be it

Resolved, That the members of the House of Representatives extend their hearty and sincere congratulations to their fellow member, Lewis M. Mintress, and his wife, on this the occasion of their thirty-first wedding anniversary with hearty wishes for many additional years of continued marital happiness.

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Mintress.

Mr. MINTESS. Mr. Speaker, this is a very happy occasion for me. After 31 years of matrimony it certainly makes me proud to stand here and have something to tell my grandchildren.

I am mighty happy and very thankful for the Resolution.

SENATE MESSAGES

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, June 26, 1951.

Resolved (if the Senate concurs), That House Bill No. 1059, Printer's No. 296, entitled "An act to further amend subsections (a) and (b) of Section 411 and to amend Section 506 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for the transfer of registration of motor vehicles trailers and semi-trailers involving a husband and wife and the assignment of registration plates in such cases," be recalled from the Governor for the purpose of amendment.

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, June 26, 1951.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, July 9, 1951, at two o'clock, p. m. E. S. T., and when the House of Representatives adjourns this week it reconvene on Monday July 9, 1951 at three-thirty o'clock, p. m., EST.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1091.

An Act to further amend section two of the act approved the second day of June one thousand eight hundred and eighty-three (P. L. 61) entitled "An act supplementary to an act entitled 'An act for the incorporation and regulation of corporations' approved April twenty-nine one thousand eight hundred and seventy-four authorizing the incorporation of pipe lines for the transportation of petroleum and providing for the exercise of the right of eminent domain in taking lands and property for such purposes" by clarifying and enlarging the powers of pipe line companies to acquire use and dispose of property including shares of stock of other pipe line companies authorizing such companies to exercise powers of eminent domain outside the Commonwealth clarifying provisions concerning consents of stockholders and approvals of Pennsylvania Public Utility Commission

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend Section 2, page 3, line 7, by inserting after the word "take" the word "lease";

Amend Section 2, page 3, line 8, by inserting after the word "transfer" the word "lease."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Graybill,	Mazza,	Royer,
Andrews,	Greenwood,	McConnell,	Rubin,
Banker,	Greer,	McCormack,	Sarraf,
Barkdoll,	Guarnieri,	McCullough,	Sax,
Baumunk,	Gutendorf,	McDermitt,	Scanlon,
Bear,	Guthrie,	McGee,	Schmidt,
Beaver,	Hagerty,	McInroy,	Schuster,
Beech,	Hall,	McKinney,	Scott,
Berkstresser,	Hamilton, R. K.,	McMillen,	Seyler,
Blair,	Hamilton, W. H.,	McNally,	Shoemaker,
Bloom,	Harney,	Metz,	Shotwell,
Boles,	Haudenschild,	Mihm,	Smith,
Bolton,	Headlee,	Mikula,	Snider,
Bomberger,	Helm,	Miller, H. G.,	Sollenberger,
Boorse,	Hersch,	Miller, J. C.,	Spencer,
Bower,	Hewitt,	Mills,	Stank,
Breisch,	Hocker,	Mintess,	Stimmel,
Breth,	Hoggard,	Monroe,	Stoner,
Brown,	Hunter,	Moore, C. E.,	Swartz,
Bucchin,	Jenkins,	Moore, H. A.,	Swope,
Byrne,	Johnson,	Moran,	Tahl,
Cella,	Jones, G. E.,	Muldowney,	Taylor,
Clapper,	Jones, J. M.,	Munley,	Thompson, E. F.,
Clendenning,	Jones, P. F.,	Murray,	Toll,
Cochran,	Jones, T. H. W.,	Musto,	Tompkins,
Conway,	Jump,	Najaka,	Toomey,

Cooper,	Kamyk,	Naugle,	VanSant,
Corr,	Keller,	Needham,	Varallo,
Costa,	Kent,	Olsen,	Varner,
Coyle,	Kline,	Penglase,	Verona,
Dalrymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kolankiewicz,	Petrosky,	Wargo,
Dennison,	Kornick,	Pettigrew,	Waterhouse,
Dougherty,	Kratz,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weldner,
DuBols,	Lafore,	Pitzer,	Welsh,
Duffy,	Lederer,	Polaski,	Wescott,
Dunn,	Leisey,	Polen,	Westrick,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenrich,	Leven,	Readinger,	White,
Ferster,	Light,	Reagan,	Williams,
Filip,	Limper,	Reese,	Wilt,
Filo,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzler,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker
Goodling,	Maxwell,		

NAYS—0

NOT VOTING—2

Flack,

Thompson, R. L.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

REPORTS FROM COMMITTEES

Mr. FERSTER from the Committee on Education reported as committed, House Bill No. 124, entitled:

An Act to amend section one thousand twenty-four of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by increasing compensation and mileage rates for attendance at conventions for the election of county superintendents.

Mr. HELM from the Committee on Education reported as amended, House Bill No. 163, entitled:

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by authorizing school districts of the second, third and fourth classes to levy additional taxes to pay rentals to municipality authorities; authorizing boards of school directors to make additional appropriations or to increase appropriations; authorizing school districts singly or jointly with other school districts to convey or lease property and appropriate money, including proceeds of general obligation bonds to municipality authorities; to acquire additional property for authority projects; to lease school projects from and pay rentals to municipality authorities; to make all other contracts or agreements with municipality authorities deemed necessary or convenient in connection with projects; providing for annual payments by the Commonwealth to school districts paying rentals to municipality authorities or non-profit corporations; and further providing for annual payments by the Commonwealth to school districts making payments to the State Public School Building Authority.

Mr. HELM from the Committee on Education reported as amended, House Bill No. 356, entitled:

An Act to further amend the act, approved the second day of May, one thousand nine hundred forty-five (P. L. 382), entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities, counties and townships; prescribing the rights, powers and duties of such Authorities heretofore or hereafter incorporated; authorizing such Authorities to acquire, construct, improve, maintain and operate projects, and to borrow money and issue bonds, therefor; providing for the payment of such bonds and prescribing the rights of the holders thereof; conferring the right of eminent domain on such Authorities; authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates," by extending the provisions thereof to school district for limited purposes; requiring that bonds of authorities organized by school districts be sold at public sale; changing provisions for incorporation, withdrawal from and joinder in Authorities, amendment of articles of incorporation, boards of Authorities and citizenship of members thereof; and providing for extensions of corporate existence, transfers of existing facilities to Authorities, and conveyance of projects upon termination or assumption of liabilities.

Mr. WESTRICK from the Committee on Education reported as committed, House Bill No. 576, entitled:

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by permitting certain districts to make their own enumeration for per capita tax purposes.

Mr. HARVEY A. MOORE from the Committee on Education reported as amended, House Bill No. 984, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by further providing for exceptions to compulsory attendance.

Mr. PAUL F. JONES from the Committee on Education reported as amended, House Bill No. 1404, entitled:

An Act to amend the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private

and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by providing for the addition to the tax duplicates of school districts of the third and fourth class, of properties occupied during the fiscal year of the school district, in certain cases.

Mr. JUMP from the Committee on Cities—Third Class reported as committed, House Bill No. 1439, entitled:

An Act to amend Sections 4342 and 4343 of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by making certain city employees eligible for retirement after twenty years of service.

Mr. WESTRICK from the Committee on Education reported as committed, Senate Bill No. 505, entitled:

An Act to further amend the act approved the fifth day of July one thousand nine hundred forty-seven (P. L. 1217) entitled "An act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania creating a State Public School Building Authority as a body corporate and politic with power to construct improve and operate projects and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing school districts to enter into contracts to lease authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof granting the right of eminent domain increasing the powers and duties of the Department of Public Instruction and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act and making an appropriation to said Authority to pay expenses incident to its formation" by authorizing leasing of school buildings prior to completion authorizing the issuance of bonds pursuant to resolutions or trust indentures and permitting certain moneys to be set aside for the benefit of particular bonds limiting powers of Commonwealth to alter the provisions relating to security of the Authority and bondholders

COMMITTEE MEETINGS

Public Health and Sanitation, Mr. Frost, Chairman, Room 329, Wednesday, June 27, at 8:00 a. m.

All times are Eastern Standard Time.

ADJOURNMENT

Mr. LYONS. Mr. Speaker, I move that this House do now adjourn until Wednesday, June 27, 1951 at 9:00 a. m. EST.

The motion was agreed to, and (at 6:40 p. m. EST.) the House adjourned.

Legislative Journal.

Session 1951.

139th of the General Assembly.

Vol. 32.

HARRISBURG, PA., WEDNESDAY, JUNE 27, 1951.

No. 65.

SENATE

WEDNESDAY, June 27, 1951.

The Senate met at 9:00 o'clock, a. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

PRAYER

The Chaplain, Rev. FRANCIS E. REINBERGER, Pastor of the Trinity Lutheran Church, Camp Hill, Pennsylvania, offered the following prayer:

O Thou great Captain of our souls, humbly we acknowledge that our record before Thee stands: no hits, no runs, many errors. Inspire in us, we pray, an earnest desire for constructive teamwork and charitable sportsmanship. Keep us from the tragedy of hitting into life's double play, where hope and dreams are no more. But grant that our efforts may be crowned by Thy pennant of victory; that, led by Thee, we shall succeed in winning life's game for our people and to Thy honor and glory. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. WOLFE, further reading was dispensed with, and the Journal was approved.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, June 26, 1951.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, July 9, 1951, at two o'clock, p. m., E. S. T.; and when the House of Representatives adjourns this week it reconvene on Monday July 9, 1951 at three-thirty o'clock, p. m., E. S. T.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 52

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, June 26, 1951.

Resolved (If the Senate concur), That House Bill No. 52, Printer's No. 413, entitled:

An Act empowering cities of the first class of the Commonwealth to make and enforce by ordinances fire prevention codes regulating the occupation and use of buildings and structures and the conduct of trades or businesses which due to the nature thereof create a fire hazard or danger to life or property by fire or explosion and providing penalties

be recalled from the Governor for the purpose of further amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 25 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 25, entitled:

An Act relating to the orphans' courts, conferring exclusive jurisdiction on such courts over the administration and distribution of decedents' estates, trust estates, minors' estates, absentees' estates and incompetents' estates; providing for the organization of orphans' courts, the procedure therein, the powers and duties of the judges thereof, and appeals therefrom.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended will appear on the Calendar.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1091

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1091, entitled:

An Act to further amend section two of the act, approved the second day of June, one thousand eight hundred and eighty-three (P. L. 61), entitled "An act supplementary to an act, entitled 'An act for the incorporation and regulation of corporations', approved April twenty-ninth, one thousand eight hundred and seventy-four, authorizing the incorporation of pipe lines for the transportation of petroleum, and providing for the exercise of the right of eminent domain in taking lands and property for such purposes," by clarifying and enlarging the powers of pipe line companies to acquire, use and dispose of property, including shares of stock of other pipe line companies authorizing such companies to exercise powers of eminent domain outside the Commonwealth; clarifying provisions concerning consents of stockholders and approvals of Pennsylvania Public Utility Commission.

HOUSE CONCURS IN SENATE BILL No. 306

He also returned to the Senate, Senate Bill No. 306, entitled:

An Act to further amend section 1 and to amend section 5 of the act approved the twentieth day of May one thousand nine hundred thirty-seven (P. L. 728) entitled "An act providing for the creation of a Board of Arbitration of Claims arising from contracts with the Commonwealth providing for and regulating the procedure in prosecuting claims before such board defining the powers of the board and fixing the compensation of members and employees thereof providing that the awards of such board shall be final providing for the payment of awards and authorizing an appropriation" by increasing per diem wage of members of the board allowing such members maintenance and traveling expenses permitting hearings at such places within the Commonwealth as the board shall determine.

with information that the House has passed the same without amendments.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House as follows:

House Bill No. 121, entitled:

An Act to further amend Section 903 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "School Code of 1949," by clarifying the provision allowing directors expenses at annual conventions and special meetings.

Which was committed to the Committee on Education.

House Bill No. 289, entitled:

An Act to amend subsection (b) of Section 5 of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 955), entitled as amended, "Housing Authorities Law," by further defining the residence qualifications of members of certain housing authorities.

Which was committed to the Committee on Local Government.

House Bill No. 815, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "Vehicle Code," by providing that the Department of Revenue furnish one registration plate for every vehicle.

Which was committed to the Committee on Highways.

House Bill No. 965, entitled:

An Act to amend Section 2504 and to further amend Section 2507 of the act approved the tenth day of March, one thousand nine hundred forty-nine, (P. L. 30), entitled "Public School Code of 1949," by changing the amounts payable by the Commonwealth on account of vocational curriculums and vocational extension classes.

Which was committed to the Committee on Education.

House Bill No. 1038, entitled:

An Act regulating the sale and use of air and spring guns; providing for the licensing of those defined as dealers in air guns; conferring powers and imposing duties on the Commissioner of the State Police, certain courts, chiefs of police of cities and sheriffs; and prescribing penalties.

Which was committed to the Committee on Judiciary General.

House Bill No. 1158, entitled:

An Act to further amend subsection (d) of Section 1002 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code," by authorizing the use of photostatic copies of certificates of appointment as official speedometer testing stations as competent evidence in proceedings for speed violations.

Which was committed to the Committee on Highways.

House Bill No. 1160, entitled:

An Act to amend the penalty clause of Section 1032 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code," by changing penalty for nonconformance to requirements for use of lighting equipment.

Which was committed to the Committee on Highways.

House Bill No. 1204, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled, "Public School Code of 1949," by clarifying the the procedure in reference to rating of professional employees and temporary professional employees; and designating the persons authorized to do the same.

Which was committed to the Committee on Education.

House Bill No. 1293, entitled:

An Act to amend the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1340), entitled "Motor Vehicle Safety Responsibility Act," by clarifying and extending the provisions of the act to include certain vehicles of the tractor type; and making editorial changes.

Which was committed to the Committee on Highways.

House Bill No. 1324, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code," by changing the registration year for commercial motor vehicles, motor buses, motor omnibuses, and trailers, and certain exemptions in accordance therewith.

Which was committed to the Committee on Highways.

House Bill No. 1327, entitled:

An Act to amend Section 901 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "School Code of 1949," by providing for authorization by county conventions of activities and services to be administered by county boards of school directors.

Which was committed to the Committee on Education.

House Bill No. 1335, entitled:

An Act to further amend Section 11 of the act, approved the twentieth day of May, one thousand nine hundred fifteen (P. L. 566), entitled "An act requiring cities of the first class to establish a pension fund for employees of said cities, and all county or other public employees, if any, paid by appropriation of the city councils thereof, and out of the treasury of said cities; and regulating the administration and the payment of such pensions," by providing for credit for service with a school district of the first class, for members of a first class city pension fund in certain cases.

Which was committed to the Committee on Local Government.

House Bill No. 1338, entitled:

An Act to further amend Section 713 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code," by increasing the fee for learner's permits; and appropriating the increase for teaching of safe driving of motor vehicles.

Which was committed to the Committee on Education.

House Bill No. 1351, entitled:

An Act to further amend subsection C of Section 1 of the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 1145), entitled "An act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships, of the first class, school districts of the second class, school districts of the third class and school districts of the fourth class to levy, assess and collect or to provide for the levying, assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes; and permitting penalties to be imposed and enforced; providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court," excluding taxes imposed on real property transfers in certain school districts in determining tax limitations.

Which was committed to the Committee on Local Government.

House Bill No. 1358, entitled:

An Act to further amend Section 1188 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by extending provisions for compensation for attendance at meetings of teachers.

Which was committed to the Committee on Education.

House Bill No. 1438, entitled:

An Act making an appropriation to the Local Government Commission to continue its work.

Which was committed to the Committee on Appropriations.

House Bill No. 1443, entitled:

An Act making an appropriation to the Lancaster Heart Association to be used for carrying on its purposes of research, study, treatment, prevention and care of rheumatic fever, and diseases of the heart; to provide convalescent care and hospital treatment in such cases, and for the renovation and equipment of real property.

Which was committed to the Committee on Appropriations.

REPORTS FROM COMMITTEES

Mr. WOLFE, from the Committee on Forests and Waters, Game and Fish, reported as committed, Senate Bill No. 763, entitled:

An Act to amend Section 6 of the act approved the fifth day of June one thousand nine hundred forty-seven (P. L. 422) entitled "An act authorizing the Department of Forests and Waters to provide for stream clearance and stream channel rectifications to construct and maintain

dams reservoirs lakes and other works and improvements for impounding flood waters and conserving the water supply of the Commonwealth and for creating additional recreational areas to acquire by purchase condemnation or otherwise certain lands for such purposes to construct and maintain flood forecasting and warning systems" by extending the powers of the department in consulting cooperating negotiating and entering into contracts and agreements for planning constructing financing maintaining and operating works or facilities

Mr. STEVENSON, from the Committee on Local Government, reported as committed, Senate Bill No. 492, entitled:

An Act to further amend Section 1 of the act, approved the fourth day of June, one thousand nine hundred thirty-seven (P. L. 1625), entitled "An act providing for the creation, maintenance and operation of a county employees' retirement system in counties of the third class; and imposing certain charges on counties," by defining "final salary" to mean the highest average annual salary for any five year of service.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 766, entitled:

An Act to further amend Section 2 of the act, approved the eighth day of July, one thousand nine hundred forty-one (P. L. 298), entitled "An act authorizing the creation of, and providing for, and regulating the maintenance and operation of a county employees' retirement system in counties of the fourth class, imposing certain charges on counties, and fixing penalties," by defining "average salary" to mean the highest average annual salary for any five years of service.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 767, entitled:

An Act to further amend Section 1 of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 803), entitled as amended, "An act providing for the creation, maintenance and operation of a county employees' retirement system in counties of the fifth, sixth, seventh and eighth class; imposing certain charges on counties, and prescribing penalties," by defining "final salary" to mean the highest average annual salary for any five years of service.

BILLS INTRODUCED AND REFERRED

Messrs. LANE and NEFF read in place and presented to the Chair Senate Bill No. 772, entitled

An Act requiring plant and industrial railroads to have their locomotives manned by competent crews, regulating the size of such crews, and providing penalties.

Which was committed to the Committee on Labor and Industry.

Mr. YOSKO read in his place and presented to the Chair Senate Bill No. 773, entitled

An Act lapsing all unexpended or unencumbered balances of appropriations from all funds made by the General Assembly at its session of one thousand nine hundred forty-nine and prior sessions.

Which was committed to the Committee on Finance.

PERMISSION TO ADDRESS SENATE

Mr. STIEFEL asked and obtained unanimous consent to address the Senate.

Mr. STIEFEL. Mr. President, I do not wish that this

should sound as a petition or a remonstrance. I would rather like to use a euphonism that this is a hopeful wish.

Mr. President, next week in Philadelphia there will be the celebration of the One Hundred Seventy-Fifth Anniversary of the Declaration of Independence, and I understand that the State of Pennsylvania is going to participate in it as host to the thirteen Governors of the Thirteen Original Colonies as States. So far the publicity on this matter has been rather meager, and I hope that in the next few days the pace will be accelerated so that the people will know about that celebration.

Mr. President, I understand that some of my colleagues are bewildered; they do not know what is going to be in Philadelphia. They are not sufficiently informed about it. So, here is a hopeful wish that the proper authorities will do the right thing and acquaint everybody with the forthcoming celebration in Philadelphia next week.

PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, just a moment ago I introduced a bill to lapse all cash unexpended balances for the biennium 1949-1951. This is June 27, and there is no reason why we should not know at this time just what the balances are in the various departmental appropriations that were made for the period June 1, 1949, to May 31, 1951. It is important to have this information so that we will have some idea of what the surplus was at the end of the last biennium, because it is related to some extent with the financial needs of the Commonwealth for the current biennium.

Mr. President, this resolution that I am presenting now is asking for specific information from all of the departments, boards, commissions and other agencies of the Commonwealth that received an appropriation for the period June 1, 1949, to May 31, 1951, and it also includes an item calling for a statement of the accounts receivable from these various departments, boards and commissions of the Commonwealth. I am sure if you examine the budget report prepared by the Budget Director, it does not include items representing accounts receivable which are related to the true financial condition of the Commonwealth and should be considered in connection with the preparation of the budget.

Accordingly, Mr. President, I present the following resolution and ask for its immediate adoption so that we can have this information when we get back here on July 9.

SENATE RESOLUTION

REQUESTING ITEMIZED STATEMENTS OF APPROPRIATIONS AND EXPENDITURES FROM DEPARTMENTS, BOARDS AND COMMISSIONS OF THE COMMONWEALTH

Mr. YOSKO offered the following resolution which was twice read as follows:

In the Senate, June 27, 1951.

Resolved, that each department, board, commission, and any and all agencies of the Commonwealth having received an appropriation for the biennium June 1, 1949 to May 31, 1951, shall prepare and deliver to the Senate Appropriations Committee on or before Monday, July 9, 1951, the following:

(1) A statement of the cash unexpended balance in

the appropriation for the period herein indicated.

(2) A statement of unpaid commitments chargeable against the appropriation for the period indicated herein.

(3) An itemized statement of items representing commitments against the appropriation for the period indicated herein.

(4) An itemized statement of unpaid bills chargeable against the appropriation for the biennium herein indicated.

(5) An itemized statement of accounts receivable as of May 31, 1951, and

Be It further Resolved that a copy of this Resolution be transmitted to the heads of all departments, boards, commissions and any and all agencies of the Commonwealth having received an appropriation for the period June 1, 1949 to May 31, 1951.

RESOLUTION REFERRED TO COMMITTEE

Mr. YOSKO. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDENT. Is there objection?

Mr. WALKER. Mr. President, I object.

The PRESIDENT. The resolution is referred to the Committee on Rules.

PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, I have another resolution here. I am reliably informed that after the voters decided the election last fall and the department heads were hopeful that they would be retained in their positions, they realized that it was time to get rid of the unexpended balances in the appropriations we made for the biennium 1949-1951, and, as has been the practice here on the Hill, the department heads, of course, are very reluctant to wind up the biennium with a surplus because if they wind up with a surplus, it will mean a cut in the appropriations for the next period; so, there is a mad scramble to get rid of the money, and what do they do to get rid of a part of it? They begin to stock up with supplies, printing, equipment and all that sort of thing to last them for the succeeding biennium, and yet they have items in the current biennium to take care of those purchases.

Mr. President, this resolution here calls upon the Secretary of Property and Supplies to prepare a statement of all purchases, all printing, all equipment, all stationery, all forms of supplies and the quantities and the cost, which I understand runs into millions of dollars, and calling upon him to prepare this statement so that we could determine just what the departments did buy so that we could deduct it from the appropriation requests for the next biennium. I think if that is done, Mr. President, we can reduce the appropriations to these departments, boards and commissions for the next period by a sizable sum of money.

SENATE RESOLUTION

REQUESTING THAT THE SECRETARY OF PROPERTY AND SUPPLIES PREPARE AN ITEMIZED STATEMENT FOR SUBMISSION TO THE SENATE COMMITTEE ON APPROPRIATIONS

Mr. YOSKO offered the following resolution which was twice read as follows:

In the Senate, June 27, 1951.

Resolved that the Secretary of Property and Supplies prepare for submission to the Senate Appropriations Committee an itemized statement of all purchases and or contracts entered into for the purchase of all forms of supplies, printing and equipment during the period January 1, 1951 and to May 31, 1951; the said statement shall identify the item purchased or contracted to be purchased, the quantity purchased or contracted to be purchased and the total cost thereof chargeable against the appropriation made to such agencies for the biennium June 1, 1949 to May 31, 1951.

Be it further resolved that the statement herein indicated shall be delivered to the Senate Appropriation Committee when it convenes on July 9, 1951.

RESOLUTION REFERRED TO COMMITTEE

Mr. YOSKO. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDENT. Is there objection?

Mr. WALKER. Mr. President, I object.

The PRESIDENT. The resolution is referred to the Committee on Rules.

BILL INTRODUCED AND REFERRED

Mr. MALLERY. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MALLERY read in place and presented to the Chair Senate Bill No. 774, entitled:

An Act regulating the letting of certain contracts for the erection, construction and alteration of buildings by State Authorities.

Which was committed to the Committee on State Government.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 381, as follows:

An Act to further amend Section 1146 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by establishing minimum salaries for leaders and directors of general extension education schools and classes revising minimum salaries for teachers and supervisors employed in such programs and prescribing teacher and leader loads in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1146 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" as amended by the acts approved on the ninth day of May one thousand nine hundred forty-nine (P. L. 939) and the fourteenth day of May one thousand nine hundred forty-nine (P. L. 1365) is hereby further amended to read as follows

Section 1146 Part-time Teachers etc The minimum salary of all part-time teachers supervisors and principals shall be as follows

(1) Special Education Teachers of children of excep-

tional physical or mental condition who are unable to attend a regular public school two dollars and fifty cents (\$2.50) per hour

(2) General Extension Education

(a) Teachers supervisors and directors of extension schools and classes

(i) Teachers supervisors and directors holding a [standard] provisional or permanent college certificate employed in extension schools classes and activities two dollars and fifty cents (\$2.50) per hour

(ii) Such teachers and directors supervisors holding a permanent standard certificate two dollars and fifty cents (\$2.50) per hour

(iii) Teachers supervisors and directors holding a temporary extension standard certificate two dollars (\$2.00) per hour

[(3)] (iv) Such employes holding an emergency certificate one dollar and fifty cents (\$1.50) per hour

(b) Teachers leaders supervisors and directors of extension recreation activities

(1) Teachers leaders supervisors and directors holding a provisional or permanent college certification for extension recreation classes and activities two dollars and fifty cents (\$2.50) per hour

(2) Teachers leaders supervisors and directors holding permanent standard certification for extension recreation classes and activities two dollars and fifty cents (\$2.50) per hour

(3) Teachers leaders supervisors and directors possessing two years of post high school education related to the fields of recreation service to be rendered and holding temporary extension standard certification for extension recreation classes and activities two dollars (\$2.00) per hour

(4) Whenever better qualified recreation teachers and leaders are not available persons possessing either evidence of graduation from an approved four year high school or a maturity of not less than twenty (20) years' and actual experience in a given field of recreation may be issued an emergency certificate for service in that field the required minimum salary for whom shall be one dollar (\$1.00) per hour

(c) Teacher load

(1) Twelve (12) clock-hours of service per week shall constitute the maximum teacher load for general extension teachers who are also concurrently engaged in full time day-school teaching or other full-time employment

(2) Thirty-six (36) clock-hours of service per week shall constitute the maximum teacher load for such teachers and leaders not otherwise concurrently employed

(3) Vocational Extension Education

[(4)] (a) Teachers and supervisors in approved programs of vocational adult extension education two dollars and fifty cents (\$2.50) per hour

[(5)] (b) All part-time teachers and supervisors in approved vocational extension education shall be limited to a maximum of ten (10) hours per week at the rate of two dollars and fifty cents (\$2.50) per hour When hours in excess of ten (10) hours per week are assigned the hourly rate shall be adjusted by the district to conform with the established schedule but shall be not less than one dollar and seventy-five cents (\$1.75) per hour

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution.

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 381

Mr. WALKER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 381.

Mr. WATKINS. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McMenamin,	Stevenson,
Barr,	Hare,	McPherson, Jr.,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Dent,	Letzler,	Rosenfeld,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Scarlett,	Wolfe,
Fleming,	McCreesh,	Silvert,	Wood,
Freed,	McGinnis,	Snowden,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

THIRD READING CALENDAR

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 213, on third reading, entitled:

An Act to further amend section one of the act, approved the twenty-eighth day of June, one thousand nine hundred thirty-five (P. L. 477), entitled, as amended "An act providing for the payment of the salary, medical and hospital expenses of policemen and firemen by cities, boroughs, towns, and townships who are injured in the performance of their duty; and providing that absence during such injury shall not reduce any usual sick leave period" by providing disability benefits for diseases of the heart and tuberculosis of the respiratory system incurred after one year of service

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 230, as follows:

An Act to amend sections one thousand one hundred sixty-six and one thousand one hundred sixty-nine of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for sabbatical leaves of absence for professional employes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections one thousand one hundred sixty-six and one thousand one hundred sixty-nine of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" are hereby amended to read as follows

Section 1166 Persons Entitled (a) Any person employed in the public school system of this Commonwealth who has completed ten (10) years of satisfactory service as a [teacher or in first class school districts as a member of the instructional staff or department of instruction as now defined by the local board of education] professional employe or member of the supervisory instructional or administrative staff shall be entitled to a leave of absence for restoration of health study or travel or at the discretion of the board of school directors for other purposes At least five consecutive years of such service shall have been in the school district from which leave of absence is sought unless the board of school directors shall in its discretion allow a shorter time Such leave of absence shall be for a half or full school year or for two half school years during a period of two years at the option of such person Thereafter one leave of absence shall be allowed after each seven years of service

A sabbatical leave granted to a regular employe shall also operate as a leave of absence without pay from all other school activities

Section 1169 Salary While on Leave The person on leave of absence shall receive [the difference between] one-half of his or her regular salary [and the salary paid to any substitute employe temporarily engaged because of such leave] Provided That the employe who is absent on sabbatical leave shall not receive more than [one thousand six hundred dollars (\$1600)] two thousand five hundred dollars (\$2500) nor less than one thousand eight hundred dollars (\$1800) if the employe's absence on sabbatical leave is for a full school year and not more than [eight hundred dollars (\$800)] one thousand two hundred fifty dollars (\$1250) nor less than nine hundred dollars (\$900) if the employe's absence on sabbatical leave is for a half school year as defined in this act [The salary paid to such substitute shall be the salary for substitute service according to the salary schedule established by the local board]

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Haluska,	McGinnis,	Snowden,
Barr,	Hare,	McMenamin,	Stevenson,
Barrett,	Holland,	Neff,	Stiefel,
Blass,	Kephart,	Pechan,	Taylor,
Byrne,	Kessler,	Peelor,	Toole,
Chapman,	Lane,	Propert,	Wagner,
Dent,	Leader,	Robinson,	Walker,
Diehm,	Letzler,	Rosenfeld,	Watkins,
DiSilvestro,	Mahany,	Ruth,	Watson,
Fleming,	Mallery,	Scarlett,	Wolfe,
Freed,	McCreesh,	Silvert,	Wood,
			Yosko,

NAYS—3

Berger, McPherson, Jr., Wade,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

HOUSE BILLS No. 1450 AND No. 1451 CALLED UP OUT OF ORDER

Mr. WALKER. Mr. President, for the information of the gentlemen of the Senate, on page 5 of the Senate Calendar there are two bills, House Bill No. 1450 and

House Bill No. 1451. I am advised by the House that they are waiting for them to clear the Senate so that they can clear both desks and become operative before the recess.

Therefore, Mr. President, I would like, with the permission of the Senate, to call the bills up out of order so that we can expedite the clerical work on the bills.

HOUSE BILL No. 1450 CALLED UP

Mr. WALKER. Mr. President, I call up House Bill No. 1450 for consideration at this time.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1450, as follows:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes and other ordinary and general expenses in the interim between the thirty-first day of May one thousand nine hundred fifty-one and such time as the funds provided by the General Appropriation Act become available and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-one

Whereas Under the Constitution and the laws of this Commonwealth the State Treasurer may not pay out any moneys unless they be specifically appropriated by Act of the General Assembly therefore

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 That the sum of forty million dollars hereby specifically appropriated to the State Treasurer (\$40,000,000) or as much thereof as may be necessary is of the Commonwealth of Pennsylvania for the purpose of paying the salaries and wages of the officers and employes and other ordinary and general expenses of the State government in the interim between the thirty-first day of May one thousand nine hundred fifty-one and such time as moneys appropriated by the General Appropriation Act of one thousand nine hundred fifty-one may become available for such purposes and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-one

Section 2 Payments out of the appropriation of this act shall be made by the State Treasurer upon requisitions by the several departments boards commissions or officers in the same manner as payments are ordinarily made

Section 3 All amounts paid by the State Treasurer in accordance with this act shall be charged against the appropriations made for the salaries and wages of the officers and employes and other ordinary and general expenses of the State government in the General Appropriation Act of one thousand nine hundred fifty-one

Section 4 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time,
On the question,

Will the Senate agree to the bill on third reading?

Mr. YOSKO. Mr. President, I have no objection to the purpose of the bill or rather, both bills which the Majority Leader spoke of. I do have objection, however, to the manner in which they are drafted. House Bill No. 1450 is appropriating \$40,000,000 as a stopgap appropriation to take care of the salaries and expenses of the State employees in the various departments, boards and commissions. To that part of it I do not object because they ought to be paid, but I do object to the portion of the reading

of the bill on page 2, a part of line 9 and 10, where it states, "and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31, 1951."

Mr. President, this bill is a double-barreled bill. It is taking care of current salaries and expenses, and could be used as a deficiency appropriation as well. Now, as I understand it, there are sufficient balances in the appropriations to the various departments, boards and commissions to take care of whatever expenses were incurred prior to May 31, 1951, or during the last biennium, but this opens the door to these departments, boards and commissions to charge some of the expenses incurred in the last biennium to this appropriation for the current biennium.

In addition to that, Mr. President, I do not know who drafted this bill, but I have been harping here from time to time about the Budget Bureau, and I cannot help but harp about it again today. We are appropriating \$40,000,000 to take care of the salaries and expenses of the agencies of the Commonwealth, and again I say it is proper, but this bill here, since it is a stopgap and since it is for a temporary period, ought to list the departments, boards, commissions and other agencies of the Commonwealth that will get a part of this \$40,000,000, and it ought to indicate the amounts that are to be allocated to them, so that the Treasury Department and the Auditor General's Department can be guided by something.

I say to you now that because of the way this bill is drafted, and the way the other bill was drafted when we appropriated \$9,000,000 for the same purpose, because of the way these bills are drafted it is going to cause a lot of confusion when the general appropriation bill comes over here. When the general appropriation bill comes over here, we ought to know how much was advanced to every department, board and commission in the Commonwealth, but how would we know it? We would have to call on Auditor General Heyburn to determine how much of this \$40,000,000 and how much of the \$9,000,000 was allocated to these various departments, boards and commissions so that we could deduct from the general appropriation bill the amounts that were advanced to them under this bill, and the previous bill and any succeeding bills. I say it is a mistake. It is the lazy method of preparing a bill, an appropriation bill appropriating \$40,000,000, and I think the Budget Bureau ought to get on the job, and I think they ought to make a determination of how much is needed by each department, board and commission for the month for which we make the appropriation and list it right in here in the appropriation bill, so that the Auditor General's Department and the Treasury Department can be guided by something.

Mr. President, when this appropriation bill is passed, the money will be expended under one symbol, and it will have to be broken down later for our information when the general appropriation bill comes over here, and I think we ought to tell the Budget Bureau that if and when there is another of this type of bill to come over here, that it ought to be broken down by departments so that we could be guided here, as well as permit the Auditor General's Department and the Treasury Department to help them in the efficient discharge of their duties.

Mr. WALKER. Mr. President, I appreciate the concern of the gentleman from Northampton. For his information,

as well as the information of the gentlemen of the Senate, may I suggest this, that following a conference with the gentleman from Northampton, I contacted the Budget Director and was advised by him that the phraseology in the two bills, House Bill No. 1450 and House Bill No. 1451, was placed in there because of the need to make certain that if there were no remaining funds in any specifically appropriated item at the conclusion of the biennial period on May 31, 1951, that this appropriation would give them the opportunity to meet any commitment that might have been made.

Now, Mr. President, in the ordinary course of business there would have been a checking up to see whether or not deficiencies would be necessary, and it is obvious, Mr. President, that because of the fact that we are operating in a new biennium before we have established a budget for the new biennium, that new methods must be employed to meet the current fiscal problem.

I want to say, Mr. President, in defense of the Budget Bureau, the Budget Director, that it has been my observation over the four terms in the Senate that I have been privileged to be here, that I have never seen the Budget Director or the Budget Bureau work any harder than they have this year. I feel at times like apologizing to the Budget Director for creating so much additional curricular work on his part, and I want to assure the gentleman from Northampton that everybody in a fiscal position in the Commonwealth appreciates the fact that these stopgap appropriations will necessarily create an accounting problem that must be taken into consideration when the final appropriation bills are made, and it will be incumbent upon the Budget Director, the Auditor General, the State Treasurer, the Department of Revenue, the Appropriations Committee of both the Senate and the House, as well as the individual Members of the two legislative branches, to make certain that we do not accidentally overlap appropriations.

Mr. President, nobody is quarreling with the fact that this is not perhaps the most efficient method of appropriating money, but it is the most efficient method we can find, Mr. President, under the circumstances as a stopgap to provide money for these governmental functions during the time that we are gathering the final biennial budget. I want to assure the gentleman that we appreciate his efforts, and I know that he will be alert to assist us in seeing that we do not overlap, and if he will permit us to proceed with these bills, I am sure that sometime in the future, when we get to the final appropriation bills, we will try to prevent any overlaps.

Mr. YOSKO. Senator, Walker, that is the very thing that I am objecting to, and that is the very thing that I have been complaining about. That is the thing I am talking about. You used the term "if." You said you contacted the Budget Director, and he said "if" there are no balances in the appropriations to the departments, boards and commissions at the end of the biennium May 31, then they could draw from this to take care of those bills. What sort of a budget office is it anyway? May 31 is seven weeks past. Doesn't the Budget Office know as of today whether or not there is a balance in the appropriations to these departments, boards and commissions? Hasn't he taken the time to find that out? He had seven weeks in which to do it. All he has got to do is call the controller in each department, board and

commission, and ask for a statement of the unexpended balances and the commitments against those balances, and he can get a picture of what the financial condition of that bureau is, but he has not even as much as gone to the trouble of finding out whether or not there is any money in the last biennium appropriations or not. He comes around here on July 27 and uses the word "if." It is about time he got on the job and got some records up there so that he would know where these departments, boards and commissions stand, so that we would not have to stand up here and waste our time talking about this sort of thing.

Mr. WALKER. Now, Mr. President, there are a couple of items that I want to keep straight on the record. My recollection of the determination of the budget period or the biennial period was May 31, 1951. Now, according to the calendar I have in front of me, this is June 27. It is not July 27, as suggested by the gentleman in error, and, therefore, the Budget Director only has had twenty-seven days at the most.

Now, Mr. President, everybody knows full well that commitments incurred during the month of May may not be billed to a particular department until the first of June or the first of July, and under the billing system that a lot of people use, it may be impossible, in a number of instances, for various departments on Capitol Hill to determine what commitments are outstanding against various accounts. Now, the verbiage complained of by the gentleman from Northampton is routine verbiage, and that is used in appropriation bills every time a situation like this confronts us.

Mr. President, he says what kind of a Budget Office do we have. Mr. President, we have debated that on this floor so long that I do not think that we are going to progress in the constructive portion of the argument any further by rehashing that debate. May I suggest to the gentleman from Northampton, if my memory serves me right, he is on a subcommittee that has bills which some of the Members of the Senate think will correct a lot of things he is complaining about, but I have not heard a word on the floor of the Senate about what he is doing on that subcommittee.

Mr. YOSKO. Mr. President, I do not want to prolong this debate, but the other night when we were down here at this dinner that the Senate had in the Capitol Restaurant, I just happened to be sitting in front of the Budget Director, and we got talking about these balances in the departmental appropriations, and I wondered when we were going to get a statement of these balances. I introduced a resolution here quite some time ago, asking for the information, and he said to me, "How can I get that to you? They are still spending the money." Well, they cannot spend the money after May 31. If it was not committed before May 31, they cannot spend it, but it is simple arithmetic, at least I think it is, to determine what the cash balance is in each case. All you have got to do is take the balance in the appropriation as of the unexpended balance as of May 31, and deduct from that the commitments that were made against it, and you get the amount that is not committed and that is your cash balance. So, it is simple; there is nothing to it. All you have to do is get in touch with the controllers of the various depart-

ments, boards and commissions and find out what it is. I still say he has not done even that much.

Mr. WALKER. Mr. President, may I make just one further observation? If the gentleman from Northampton was attending that dinner that he spoke of down in the cafeteria that evening, and he came in and sat down next to the Budget Director, Mr. President, I am not an overly suspicious man, but in my opinion that was premeditated on the part of the gentleman from Northampton. If I had been the Budget Director, knowing what was going to happen during the course of that meal, I would have gotten up and moved somewhere else.

Mr. YOSKO. Mr. President, there is one thing that I forgot to get in, and I want to get it in and get it on the record. I think the Majority Leader said something about a bill that we were considering, and that I was on the subcommittee. Frankly, I am on the subcommittee. It is a bill to set up an Accountant General or Controller General in Pennsylvania, so that we do not run into these muddles every Session of the Legislature, and I have talked to the other two members of the subcommittee about this bill, and talked to some others about it, and the information that I am able to get is that the Governor is a little bit dubious as to whether or not he would sign such a bill.

Mr. President, I want to say now, and I want to ask the Governor now, whether if we pass that bill, setting up a Controller General or a Legislative Controller to guide us in the preparation of budgets in the future and for the control of expenditures, whether or not he will sign that bill, and I would like somebody that is a spokesman for the Governor to consult with him and come back here on July 9 and give us the answer, because I am going to ask somebody for the answer.

Mr. WALKER. Mr. President, speaking for the Governor of the Commonwealth of Pennsylvania, may I suggest to the gentleman from Northampton that it is my earnest and sincere opinion that the Governor of the Commonwealth will cross that bridge when he comes to it, and he will meet the problem when the bill is placed on his desk.

And the question recurring,

Will the Senate agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McMenamin,	Stevenson,
Barr,	Hare,	McPherson, Jr.	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Dent,	Letzler,	Rosenfeld,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Scarlett,	Wolfe,
Fleming,	McCreesh,	Silvert,	Wood,
Freed,	McGinnis,	Snowden,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

HOUSE BILL No. 1451 CALLED UP

Mr. WALKER. Mr. President, I call up, out of order, House Bill No. 1451 for consideration at this time. bill on third reading and final passage

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1451, as follows:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred fifty-one

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of ten million dollars (\$10,000,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Public Assistance for the payment of assistance and administrative expenses as provided by the Public Assistance Law and for the payment of attorney's fees and court costs necessary for the proper conduct of the work of the Department of Public Assistance for the two fiscal year beginning June first one thousand nine hundred fifty-one and for the payment of assistance and administrative expenses attorneys' fees and court costs accrued or incurred prior to and remaining unpaid on May thirty-first one thousand nine hundred fifty-one

Section 2 Out of the moneys appropriated by section one of this act the Department of Public Assistance shall allocate funds from time to time for the several assistance programs (old age assistance aid to dependent children pensions for the blind general assistance and other programs provided by the Public Assistance Law) for administrative expenses of the several county boards of assistance for such administrative expenses incurred by the department which are chargeable to such boards and for the payment of attorney's fees and court costs necessary for the proper conduct of the work of the department

Section 3 Out of the moneys appropriated by section one of this act there is hereby allocated to the Treasury Department the sum of sixty thousand dollars (\$60,000) and to the Department of the Auditor General the sum of twenty-five thousand dollars (\$25,000) to pay the administrative expenses of said departments in auditing and disbursing the appropriation made by this act during the month of July one thousand nine hundred fifty-one

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McMenamin,	Stevenson,
Barr,	Hare,	McPherson, Jr.	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Dent,	Letzler,	Rosenfeld,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Scarlett,	Wolfe,
Fleming,	McCreesh,	Silvert,	Wood,
Freed,	McGinnis,	Snowden,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

(The Senate was at ease)

BILLS SIGNED

The President (Lieutenant-Governor Lloyd H. Wood) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 1450, entitled:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes, and other ordinary and general expenses in the interim between the thirty-first day of May, one thousand nine hundred fifty-one, and such time as the funds provided by the general Appropriation Act become available, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred fifty-one.

House Bill No. 1451, entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law, for the two fiscal years beginning June first, one thousand nine hundred fifty-one.

Whereupon,

The President (Lieutenant-Governor Lloyd H. Wood) in the presence of the Senate signed the same.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE BILL No. 711

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 711, entitled:

An Act making an appropriation from the World War II Veterans' Compensation Fund to the Department of Military Affairs for certain administration expenses necessary for the payment of compensation to veterans, as provided by the "World War II Veterans' Compensation Act of 1947."

with the information that the House has passed the same without amendments.

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 238

He also informed the Senate that the House has non-concurred in the amendments made by the Senate to House Bill No. 238, entitled:

An Act to amend Section 256 of the Act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "Fish Law of 1925," by authorizing fish wardens to make arrests without warrants under certain circumstances.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 238

Mr. WALKER. Mr. President, I move that the Senate

insists upon its amendments non-concurred in by the House of the foregoing bill.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 730

He also informed the Senate that the House has non-concurred in the amendments made by the Senate to House Bill No. 730, entitled:

An Act to further amend Section 502 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "The Game Law," by further regulating the issuance of permits for the hunting of antlerless deer and repealing the provisions for abrogation of open season on antlerless deer.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 730

Mr. WALKER. Mr. President, I move that the Senate insists upon its amendments non-concurred in by the House to the foregoing bill.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 534

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 534, entitled:

An Act to further amend Section 1304 of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by changing the provisions relating to admission of beginners.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 702

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 702, entitled:

An Act to further amend the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "General Borough Act" by further regulating the affairs of boroughs, and revising, amending, and changing the law relating thereto.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 789

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 789, entitled:

An Act to amend the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872) entitled, "The Penal Code" by prohibiting any mortgagee or pledgee from requiring that property securing a loan be insured by a particular insurance company.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 872

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 872, entitled:

An Act authorizing certain municipal corporations of other states to acquire use encumber and dispose of real property and appurtenances attached thereto in this Commonwealth necessary to the beneficial use of certain real property in such other state defining certain of their rights and liabilities in connection therewith and validating certain acquisitions and holdings of real property and appurtenances attached thereto by such municipal corporations heretofore consummated.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 678

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, June 27, 1951.

Resolved, (If the Senate concur), That House Bill No. 678, Printer's No. 304, entitled:

An Act to further amend Section 1803 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," as amended by adding subsection (h) to authorize the Department of Forests and Waters to grant certain rights of way to utility companies.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 757

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, June 27, 1951.

Resolved, (If the Senate concur), That House Bill No. 757, Printer's No. 210, entitled:

An Act to add Article XVII to the act, approved the seventh day of March, one thousand nine hundred one (P. L. 20), entitled "Second Class City Law," by providing for the establishment of a traffic court in cities of the second class.

be recalled from the Governor for the purpose of further amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

NOMINATIONS BY THE GOVERNOR REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

MEMBER OF THE COMMISSION FOR THE OBSERVANCE OF THE 175TH ANNIVERSARY OF THE ADOPTION OF THE DECLARATION OF INDEPENDENCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 27, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Hon. Vincent A. Carroll, City Limit and Lancaster Avenue, Philadelphia, Philadelphia County, for appointment as a Member of the Commission for the Observance of the 175th Anniversary of the Adoption of the Declaration of Independence, to serve until terminated.

JOHN S. FINE.

MEMBER OF THE BOARD OF TRUSTEES OF BLOOMSBURG STATE TEACHERS' COLLEGE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 27, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Victor C. Diehm, 627 West Diamond Avenue, Hazleton, Luzerne County, as a Member of the Board of Trustees of Bloomsburg State Teachers' College, to serve until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified, to fill a vacancy.

JOHN S. FINE.

SENATE CONCURRENT RESOLUTION RECALLING SENATE BILL No. 407 FROM THE GOVERNOR

Mr. WALKER. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER, offered the following resolution which was twice read, considered and agreed to:

In the Senate, June 27, 1951.

Resolved (if the House concur), that Senate Bill No. 407, Printer's No. 132, entitled "An act to further amend the title and section one of the act approved the third day of May one thousand nine hundred and nine (P. L. 424) entitled as amended 'An act providing that in all counties of the first second third fourth fifth and sixth class advertisements and notices required by law or rules of court to be published in newspapers of general circulation unless dispensed with by special order of court shall be published in the legal newspaper issued at least weekly of the proper county designated by rules of court for the publication of court or other legal notices' by extending the provisions of the said act to all counties and further defining publications excepted from its operation," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present same to the House of Representatives for concurrence.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. WATSON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WATSON, from the Committee on Executive Nom-

inations reported with a favorable recommendation the following nomination, made by His Excellency, the Governor of the Commonwealth:

MEMBER OF THE COMMISSION FOR THE OBSERVANCE OF THE 175TH ANNIVERSARY OF THE OF THE DECLARATION OF INDEPENDENCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 27, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Hon. Vincent A. Carroll, City Limit and Lancaster Avenue, Philadelphia, Philadelphia County, for appointment as a Member of the Commission for the Observance of the 175th Anniversary of the Adoption of the Declaration of Independence, to serve until terminated.

JOHN S. FINE.

CONSIDERATION OF EXECUTIVE NOMINATION

Mr. WATSON, asked and obtained unanimous consent for immediate consideration of the nomination read by the Clerk.

EXECUTIVE SESSION

A motion was made by Mr. WATSON and Mr. TAYLOR,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nomination just reported from Committee.

Which was agreed to.

Whereupon,

A motion was made by Mr. WATSON and Mr. TAYLOR

That the Senate do advise and consent to the nomination reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McMenamin,	Stevenson,
Barr,	Hare,	McPherson, Jr.	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Dent,	Letzler,	Rosenfeld,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Scarlett,	Wolfe,
Fleming,	McCreesh,	Silvert,	Wood,
Freed,	McGinnis,	Snowden,	Yosko,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. WATSON. Mr. President, I move that the Executive Session do now rise.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

CALENDAR

THIRD READING CALENDAR

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 444, on third reading, entitled:

An Act to protect the blind pedestrians on public street and highways; requiring vehicles to come to a full stop in certain cases; restricting the use of certain colored canes by other pedestrians; and imposing penalties.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 545, on third reading, entitled:

An Act to amend Subsection (f) of Section 302 of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by providing that employers' reserve accounts shall not be charged with compensation paid to certain employees.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 554, as follows:

An Act authorizing political subdivisions other than cities of the first and second classes and school districts of the first class and first class A to appoint and pay the compensation of employees to make an assessment list of all inhabitants or residents thereof over twenty-one years of age for taxation purposes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The taxing authorities of any political subdivision except cities of the first and second classes and school districts of the first class and first class A which are authorized by law to levy and collect an occupation tax per capita tax or other head tax may by ordinance or resolution provide for an annual preparation of a list of residents or inhabitants of such political subdivision over twenty-one years of age by employees to be appointed and paid by such taxing authority to be used in the assessment and levy of its occupation per capita or other head tax

A copy of such ordinance or resolution shall be given to the regular tax assessor who under existing law makes and furnishes the tax assessments for the political subdivision. Such tax assessor shall not thereafter furnish to such taxing district a list of the residents or inhabitants thereof during the period that the aforesaid ordinance or resolution shall remain in effect

Section 2 The list of persons prepared by the employees of the taxing district under the provisions of this act shall be made at such time and in such manner as directed by the taxing authority appointing such employees and

the same shall be all respects considered as the official assessment list of taxables for that district

Section 3 All acts and parts of acts are hereby repealed in so far as they are inconsistent with the provisions of this act

And said bill having been read at length the third time, and agreed to,

On the question,
Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McMenamin,	Stevenson,
Barr,	Hare,	McPherson, Jr.	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Dent,	Letzler,	Rosenfeld,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Scarlett,	Wolfe,
Fleming,	McCreesh,	Silver,	Wood,
Freed	McGinnis,	Snowden,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. WALKER, Mr. President, I ask unanimous consent that Senate Bill No. 563, on third reading, entitled:

An Act making an appropriation to the Treasury Department out of various funds, to pay replacement checks issued in lieu of outstanding checks when presented, and to adjust errors.

go over in its order.

The PRESIDENT. Is there objection?? The Chairs hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 644, on third reading, entitled:

An Act to further amend Section 402 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every

State depository and every debtor or creditor of the Commonwealth" by further providing for distribution of copies of audits made by the Department of Auditor General.

go over in its order.

The PRESIDENT: Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 680, as follows:

An Act to further amend Sections 4 and 5 of the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions" by increasing the amount of pension in certain cases increasing the contributions required from certain employes and establishing certain minimum and maximum pensions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 4 and 5 of the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions" as last amended by the act approved the fourteenth day of May one thousand nine hundred forty-nine (P. L. 1361) are hereby further amended to read as follows

Section 4 (a) During the lifetime of the said person he or she shall be entitled to receive a pension from the fund set aside for the purpose fifty per centum of the amount which would constitute the average rate of pay at which he or she was employed during the last five years of his or her employment by the said city Said pension shall be paid in monthly payments Provided That if any pension be granted to a person who has not been a contributor to the pension fund as herein provided during a period of twenty years such person shall be required to pay unto the board of pensions monthly an amount equal to [not less than two nor more than four per centum of his or her pension] upon continuing a monthly payment to the fund equal to the last amount due and paid monthly while in active service said person shall be entitled to the pension above mentioned notwithstanding he or she has not attained the age for retirement at the time of his or her separation from the service of such city but said pension shall not commence until he or she has attained such age Provided That any employee who has heretofore or shall hereafter be dismissed voluntarily retire or be in any manner deprived of his or her position or employment and who has been in the service of the city for a period of twenty-five (25) years or more and who has made payments into the pension fund for a period of twenty (20) years or more and who has reached the age of fifty (50) years shall upon application to the board of pensions receive the pension or compensation fixed by this act during the remainder of his or her life Should any employee however become totally and permanently disabled after fifteen years of service he or she shall be entitled to the said pension Provided That if any employee who has served less than fifteen years becomes totally and permanently disabled by reason of injury sustained in the actual performance of duty such employee shall be entitled to the said pension Proof of total and permanent disability shall consist of the sworn statement of three practicing such amount as he or she would have been required to contribute had he or she contributed during such period as required by this act until such time as his or her contribution shall have extended during a period of twenty years Should any per-

son be dismissed for reasons other than misconduct after having served as an employe for fifteen years or more but less than twenty years such employe shall have the right to elect to keep in the fund all contributions heretofore made to the fund and to continue making monthly payments to such fund in an amount equal to the amount last due and paid monthly while an employe. When such payments continue until the former employe has contributed to the fund for a total of at least twenty years or until reaching the age of retirement whichever is the longer such person shall be entitled to receive a pension proportional to the pension which would have been received had the employe completed twenty years of service prior to dismissal such proportion to be computed on the ratio which the employe's actual time of service in months bears to twenty years. Should any person so employed after twenty years of service be dismitter voluntarily retire or be in any manner deprived of his or her position or employment before attaining the age fixed for retirement by this act physicians designated by the board that the employe is in a permanent condition of health which would totally disable him or her from performing the duties of his or her position or office. Once a year the board of pensions may require a disability pensioner to undergo a medical examination by three physicians appointed by the board and should such physicians thereupon report and certify to the board that such beneficiary is no longer incapacitated and should the pension board concur in such report the pension to such beneficiary shall be discontinued.

(b) The pension paid to any [one] employe pensioned prior to the first day of June one thousand nine hundred fifty-one shall not be less than [eighty] one hundred dollars nor exceed one hundred and twenty-five dollars per month and shall not be computed on rate of pay in excess of two hundred and fifty dollars per month. The pension paid to any employe pensioned after the first day of June one thousand nine hundred fifty-one shall not be less than one hundred dollars nor exceed one hundred seventy-five dollars per month and shall not be computed on rate of pay in excess of three hundred fifty dollars per month.

(c) Any employe who is a member of the pension fund on the first day of June one thousand nine hundred fifty-one and who shall retire or be pensioned thereafter and whose average salary for the last five years of his or her employment by the said city has been two hundred dollars a month or more but less than two hundred and fifty dollars per month shall have his or her pension computed on fifty-per centum of his or her average salary during the aforesaid five-year period of time. And provided further That any employe who is a member of the pension fund on the first day of June one thousand nine hundred fifty-one and who shall retire or be pensioned thereafter whose average salary during the last five years of his or her employment with the said city has been two hundred and fifty dollars per month or more shall receive a pension of not less than one hundred thirty-seven dollars and fifty cents per month. In the event of the death of any person receiving a pension under this act there shall be paid to such person or persons as he or she have designated in writing and filed with the board of pensions as his or her beneficiary or to his or her estate a lump sum representing the difference if any between the total contributions paid into the pension fund by him or her as an employe and the total pension payments received by him or her during his or her lifetime but such lump sum shall be paid only when such total contributions exceed the total pension payments made.

Section 5 The city employes shall after the passage of this act pay unto the board of pensions monthly an amount equal to not less than two nor more than four per centum of their monthly salaries or wages as fixed by the board of pensions in no event however paying at a rate greater than [twelve] fourteen dollars per month which shall be applied to the purposes of this act. Payment of the monthly amount or contribution herein mentioned shall cease and be discontinued at the time the

beneficiary received the pension herein provided if such beneficiary has so contributed to the pension fund during a period of twenty years. If at the time the beneficiary received the pension herein provided he or she shall not have been a contributor to the pension fund during a period of twenty years such person shall be required to pay unto the board of pensions an amount equal to [not less than two nor more than four per centum or his or her monthly pension] such amount as he or she would have been required to contribute had he or she contributed during such period as required by this act until such time as his or her contributions shall have extended during a period of twenty years. If for any cause an employe contributing to the pension fund shall cease to be an employe of any such cities of the second class before said employe becomes entitled to the pension conferred by this act the total amount of the contributions paid unto the pension fund by such employe shall be refunded to him or her in full without interest unless he or she has less than full pension rights under the provisions of section four of this act and elects at once to exercise such rights by keeping such contributions in the fund and making such further payments as may be required. Provided however If any such employe shall have returned to him or her the amount contributed as aforesaid and shall afterwards reenter the employ of such city said employe shall not be entitled to the pension designated until twenty years after said reemployment unless he or she shall return to the pension fund the amount withdrawn in which event the period of twenty years shall be computed from the time the said employe first entered the service of said city. In the event of the death of any such employe before the said employe becomes entitled to the pension aforesaid the said total amount of contributions aforesaid shall be paid over to such person or persons as he or she shall have designated in writing and filed with the board of pensions as his or her beneficiary or to his or her estate.

Section 2 The increases in pension payments provided by this amending act shall be deemed cost-of-living increases and shall not be construed as a permanent and binding obligation of the Pension Fund which will in perpetuity entitle present and future beneficiaries under the fund to secure pension payment predicated upon such increases. Such increased pension payment shall be subject to revision by the General Assembly in the event of a decline or a rise in the cost of living costs result in decreasing the pension payments in effect prior to the effective date of this amending act.

Section 3 The provisions of this act shall become effective immediately upon final enactment.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McMenamin,	Stevenson,
Barr,	Hare,	McPherson, Jr.	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peel,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Dent,	Letzler,	Rosenfeld,	Watkins,
Diehm,	Mahanay,	Ruth,	Watson,
DiSilvestro,	Mallery,	Scarlett,	Wolfe,
Fleming,	McCreesh,	Silvert,	Wood,
Freed,	McGinnis,	Snowden,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,
The Senate proceeded to the third reading and consideration of House Bill No. 752, as follows:

An Act to add Section 3 to the act approved the nineteenth day of May one thousand eight hundred eighty-seven (P. L. 138) entitled "An act providing for payment of costs in criminal cases by the proper county" by fixing the time for making costs payable by the county to aldermen and justices of the peace due and payable The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the nineteenth day of May one thousand eight hundred eighty-seven (P. L. 138) entitled "An act providing for payment of costs in criminal cases by the proper county" is hereby amended by adding at the end thereof a new section to read as follows

Section 3 All costs payable by a county to any alderman or justice of the peace pursuant to the provisions of this act shall be due and payable to such aldermen or justice of the peace within thirty days of the end of the calendar month in which transcripts were filed or in which the county's liability was determined Provided That such payment shall in no way alter any rights of such county to reimbursement for such costs

And said bill having been read at length the third time, and agreed to,

On the question,
Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McMenamin,	Stevenson,
Barr,	Hare,	McPherson, Jr.,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Dent,	Letzler,	Rosenfeld,	Watkins,
Diehm,	Mahanay,	Ruth,	Watson,
DiSilvestro,	Mallery,	Scarlett,	Wolfe,
Fleming,	McCreesh,	Silvert,	Wood,
Freed,	McGinnis,	Snowden,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,
The Senate proceeded to the third reading and consideration of House Bill No. 754, as follows:

An Act to amend Section 1 of the act approved the eleventh day of May one thousand eight hundred seventy-four (P. L. 132) entitled "An act relating to payment of costs in cases of felony" by fixing the time for making costs payable by the county to aldermen or justices of the peace due and payable The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the eleventh day of May one thousand eight hundred seventy-four

(P. L. 132) entitled "An act relating to payment of costs in cases of felony" is hereby amended to read as follows

Section 1 Be it enacted &c That the costs of prosecution accruing on all bills of indictments charging a party with felony ignored by the grand jury shall be paid by the county and in all cases of conviction of any felony all costs shall be paid forthwith by the county unless the party convicted shall pay the same and in all cases in which the county pays the costs it shall have power to levy and collect the same from the party convicted as costs in similar cases are now collectible Provided That all such costs payable by the county to any alderman or justice of the peace inclusive of any costs charged against a county and not against a prosecutor pursuant to the act approved the twenty-fifth day of May one thousand eight hundred ninety-seven (P. L. 89) entitled "An act authorizing and requiring grand and petit juries to dispose of the costs in criminal prosecutions for larceny where the value of the goods alleged to be stolen is less than ten dollars and in the prosecutions for assault or assault and battery where felony is charged and in which the prosecutor had no reasonable ground for making the charge of felony" and its amendments shall be due and payable to the alderman or justice of the peace within thirty days of the end of the calendar month in which transcripts were filed or in which the county's liability was determined

And said bill having been read at length the third time, and agreed to,

On the question,
Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McMenamin,	Stevenson,
Barr,	Hare,	McPherson, Jr.,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Dent,	Letzler,	Rosenfeld,	Watkins,
Diehm,	Mahanay,	Ruth,	Watson,
DiSilvestro,	Mallery,	Scarlett,	Wolfe,
Fleming,	McCreesh,	Silvert,	Wood,
Freed,	McGinnis,	Snowden,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,
The Senate proceeded to the third reading and consideration of House Bill No. 1114, as follows:

An Act to further amend Section 3 of the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1356) entitled "An act to regulate the sale and delivery of solid fuel as herein defined providing for appointment of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties" by requiring different types of solid fuels in one vehicle to be separated and requiring separate weighmaster's certificates for each type The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 3 of the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1356) entitled "An act to regulate the sale and delivery

of solid fuel as herein defined providing for appointment of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties" as last amended by the act approved the twenty-seventh day of May one thousand nine hundred forty-three (P. L. 684) is hereby further amended by adding at the end thereof a new subsection to read as follows

Section 3

* * * * *

(7) When more than one type of solid fuel is sold or delivered to a consumer the vehicle making the delivery shall have a partition separating each type of solid fuel and each type shall be accompanied by a weighmaster's certificate as otherwise provided for in this act

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEEAS—48

Bane,	Haluska,	McMenamin,	Stevenson,
Barr,	Hare,	McPherson, Jr.	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Dent,	Letzler,	Rosenfeld,	Watson,
Diehm,	Mahany,	Ruth,	Wolfe,
DiSilvestro,	Mallery,	Scarlett,	Wood,
Fleming,	McCreesh,	Silvert,	Wagner,
Freed,	McGinnis,	Snowden,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

HOUSE MESSAGES

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 77

The Clerk of the House of Representatives being introduced presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, June 27, 1951.

Resolved (If the Senate concur), That House Bill No. 77, Printer's No. 464, entitled:

An Act to further amend section two thousand one hundred three of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "Third Class City Law," by further regulating the organization, hours of service, vacations and sick leaves of firemen.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE CONCURS IN SENATE BILL No. 719

He also returned to the Senate, Senate Bill No. 719, entitled:

An Act to further amend Section 1 of the act, approved the twenty-fourth day of June, one thousand nine hundred nineteen (P. L. 579), entitled "An act to fix the salary and mileage of the members of the General Assembly, and to provide for the furnishing of such postage, stationery, and supplies, as may be necessary for the conduct of their offices, and repealing all acts or parts of acts inconsistent therewith," by increasing the expense and clerical allowance of members of the General Assembly; and making an appropriation.

with the information that the House has passed the same without amendments.

BILLS SIGNED

The President (Lieutenant-Governor Lloyd H. Wood) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 711, entitled:

An Act making an appropriation from the World War II Veterans' Compensation Fund to the Department of Military Affairs for certain administration expenses necessary for the payment of compensation to veterans, as provided by the "World War II Veterans' Compensation Act of 1947."

Senate Bill No. 719, entitled:

An Act to further amend Section 1 of the act, approved the twenty-fourth day of June, one thousand nine hundred nineteen (P. L. 579), entitled "An act to fix the salary and mileage of the members of the General Assembly, and to provide for the furnishing of such postage, stationery, and supplies, as may be necessary for the conduct of their offices, and repealing all acts or parts of acts inconsistent therewith," by increasing the expense and clerical allowance of members of the General Assembly; and making an appropriation.

Whereupon,

The President (Lieutenant-Governor Lloyd H. Wood) in the presence of the Senate signed the same.

CALENDAR

SECOND READING CALENDAR

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 80, on second reading, entitled:

An Act to further amend section four thousand three hundred two of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by prescribing a minimum period of continuous service and in certain cases a minimum age for police retirement.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 98, entitled:

An Act regulating the appointment promotion suspension reduction removal and reinstatement of employes (except superintendents assistant superintendents inspectors and chief clerks) in bureaus of police in cities of the second class and defining the powers and duties of civil service commissions in such cities for such purposes.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 165, on second reading, entitled:

An Act providing that State-aided hospitals upon giving notice of claim shall have first liens on the proceeds of certain insurance policies for services rendered to persons injured in accidents entitled to payments from such proceeds

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 224, entitled:

An Act to further amend section 7 of the act approved the twenty-sixth day of June one thousand nine hundred thirty-one (P. L. 1379) entitled "An act creating in counties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors a solicitor engineers and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities" by further providing for the preparation of assessment rolls and lists

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 511, entitled:

An Act to further amend Sections 614 and 615 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by increasing the penalty provisions and providing for fines and imprisonment.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 598, on second reading, entitled:

An Act to further amend Section 10 of the act, approved the twenty-ninth day of May, one thousand eight hundred eighty-five (P. L. 29), entitled "An act to provide for the incorporation and regulation of natural gas companies," by providing that natural gas companies shall have the right of eminent domain for underground storage of natural gas or manufactured fuel gas; and regulating the exercise of such right.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL INTRODUCED AND REFERRED

Mr. HALUSKA. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HALUSKA read in place and presented to the Chair Senate Bill No. 775, entitled:

An Act to establish as a State Highway certain sections of public road in the county of Cambria.

Which was committed to the Committee on Highways.

SECOND READING CALENDAR

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 601, entitled:

An Act to add Section 345.1 to the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the law relating thereto" by providing for a quadrennial audit of the books accounts and activities of counties and officers thereof by an independent accountant or accountants

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 615, on second reading, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and

miscellaneous fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing annual registration fees for certain commercial motor vehicles truck tractors trailers and semi-trailers prescribing additional equipment requirements for certain vehicles increasing the maximum gross weights and axle loads allowed for certain vehicles changing the requirements for weighing vehicles and removal of excess loads and prescribing and changing penalties.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 616, on second reading, entitled:

An Act to further amend the act approved the fourth day of April one thousand nine hundred twenty-five (P. L. 127) entitled "An act relating to Adoption" by reducing the period during which an abatement must have existed clarifying the requirements of and eliminating certain consents necessary to an adoption empowering orphans' courts and in counties of the first class municipal courts to establish investigative staffs with respect to adoptions requiring all persons societies agencies institutions or similar organizations or corporations receiving or placing children for adoption to make certain reports to the court conferring jurisdiction upon orphans' courts and in counties of the first class municipal courts to determine the custody of certain children prohibiting the receipt of compensation for the placement of children for adoption and prescribing penalties.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 621, on second reading, entitled:

An Act to further amend section 2 of the act, approved the first day of June, one thousand nine hundred thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth," by adding a new route in Luzerne County.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 647, on second reading, entitled:

An Act to further amend Section 429 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by increasing the salaries of the members of the Pennsylvania Securities Commission

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 667, on second reading, entitled:

An Act to amend subsection (c) of Section 2 of the act approved the twenty-seventh day of June one thousand nine hundred forty-seven (P. L. 1046) entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts creating a State Tax Equalization Board and prescribing its powers and duties imposing duties on certain local officers agents boards commissions and departments and making an appropriation" by increasing the compensation of the members of board.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS POSTPONED

Mr. WALKER. Mr. President, I move that Senate Bill No. 675, on second reading, entitled:

An Act to further amend the act approved the sixth day of May one thousand eight hundred seventy-four (P. L. 125) entitled "An act regulating State tax on certain county offices" by increasing the maximum amount of fees that certain county officers may retain before being required to pay over half the excess to the county treasurer.

be placed on the Second Reading Postponed Calendar.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 676, on second reading, entitled:

An Act to amend the act approved the twenty-eighth day of June one thousand nine hundred forty-seven (P. L. 1144) entitled "An act relating to the annual salaries of certain county officers of counties of the second class" by increasing the salaries of certain county officers.

be placed on the Second Reading Postponed Calendar.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 677, on second reading, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 973) entitled "An act relating to the annual salaries of certain county officers of counties of the third class" by increasing the salaries of certain county officers.

be placed on the Second Reading Postponed Calendar.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 678, on second reading, entitled:

An Act to further amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 947) entitled "An act relating to the annual salaries of certain county officers of counties of the fourth class" by increasing the salaries of certain county officers.

be placed on the Second Reading Postponed Calendar.

Mr. TAYLOR. Mr. President, I second the motion.
The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 679, on second reading, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 972) entitled "An act relating to the annual salaries of certain county officers of counties of the fifth class" by increasing the salaries of certain county officers.

be placed on the Second Reading Postponed Calendar.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 680, on second reading, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 928) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the sixth class" by increasing the salaries of certain county officers.

be placed on the Second Reading Postponed Calendar.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 681, on second reading, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 971) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the eighth class" by increasing the salaries of certain county officers.

be placed on the Second Reading Postponed Calendar.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 682, on second reading, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 938) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the seventh class" by increasing the salaries of certain county officers.

be placed on the Second Reading Postponed Calendar.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 688, on second reading, entitled:

An Act to further amend Section 303 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2017), entitled "An act creating in each county (except of the first class) as a separate corporation, and in each city of the first and second class as a part of the city government, an institution district for the care and maintenance of certain indigent persons and children; prescribing the powers and duties of county commissioners, county treasurers, city departments of public welfare, the State Department of Welfare and the State Department of Public Assistance in respect thereto; abolishing certain poor districts and terminating the terms of directors, overseers, guardians and managers of the poor and poor district auditors; and providing for the temporary employment of certain of them; providing for the transfer, vesting, sale and disposition of the property of poor districts and the pay-

ment of their obligations; imposing certain existing obligations on institution districts and on the Commonwealth; regulating the affairs of poor districts until abolished; revising, amending, changing and consolidating the law relating to the care of the poor; and repealing existing laws," by directing that an allowance be paid to certain county controllers for the expenses pertaining to the institution district for a temporary period.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 691, on second reading, entitled:

An Act to further amend Section 444 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by increasing the maximum appropriation which may be made for agricultural extension work

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 693, on second reading, entitled:

An Act to reenact revise and amend the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto."

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 699, on second reading, entitled:

An Act to further amend Section 1917 of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by permitting lands or buildings to be set aside or acquired as recreation places, and to provide for the supervision, operation and maintenance thereof without approval by the electors.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 705, on second reading, entitled:

An Act prohibiting the use of sirens similar to those employed by fire companies in sounding fire alarms, and prescribing penalties.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 708, on second reading, entitled:

An Act requiring certain non-profit and cooperative associations and corporations to obtain the approval of the Pennsylvania Public Utility Commission before beginning to furnish telephone service on a cooperative or non-profit basis or to furnish such service in areas not theretofore served; providing for regulation of such service after approval; and conferring powers and imposing duties upon the Pennsylvania Utility Commission.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 715, entitled:

An Act to further amend Section 1 of the act approved the third day of May one thousand nine hundred fifteen (P. L. 226) entitled "An act to establish and regulate the fees to be received and charged by the prothonotary of the courts of common pleas of this Commonwealth in counties having over eight hundred thousand and less than one million five hundred thousand inhabitants according to the last preceding United States census" by changing and further fixing the fees to be charged by the prothonotary.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 731, on second reading, entitled:

An Act making an appropriation to the Department of Labor and Industry for the payment of certain moral claims providing for the hearing adjustment and payment of moral claims to members of the Workmen's Compensation Board and referees suffered as a result of delay in confirmation of appointments made by Governor to such offices

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 752, entitled:

An Act to further amend the act approved the twenty-sixth day of June one thousand nine hundred thirty-one (P. L. 1379) entitled "An act creating in counties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupation for county borough town township school and poor purposes authorizing the appointment of subordinate assessors a solicitor engineers and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities" by further regulating the assessment and valuation of property for local taxation purposes further defining the duties of subordinate assessors and the board changing the time for the preparation and inspection of the assessment roll and duplicate assessment roll notice of appeal and hearings on appeals prescribing duties of and fees to be collected by municipal officers who issue building permits imposing duties on taxables making improvements on land and grantees of land and prescribing penalties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 759, entitled:

An Act to promote the uniform development of Allegheny County creating the Metropolitan Study Commission of Allegheny County defining its powers and duties conferring powers and imposing duties upon the Governor and the governing bodies of political subdivisions

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 771, entitled:

An Act authorizing deductions from the wages or salary of any Commonwealth employee for the purchase of United States Saving's Bonds.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 931, entitled:

An Act to further amend Section 719 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by changing the dog training period.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 955, on second reading, entitled:

An Act to amend section 10 of the act, approved the twenty-third day of May, one thousand nine hundred forty-five (P. L. 903) entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and in such cities," by removing the limitations on contributions by the city.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 958, on second reading, entitled:

An Act to further amend subsections (a) of Sections 1016 and 1112 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles

tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties, cities, boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the requirements for stop signs.

go over in its ordar.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1005, entitled:

An Act requiring certain officers of the Commonwealth of Pennsylvania and its departments, boards, commissions, and agencies, and of the political subdivisions thereof, to deduct, from the salaries, wages, or other compensation payable by them to any elected or appointed officers or employes, the premiums or other charges due from such persons under various contracts of group insurance, when written authorization to make such deductions is given by any such persons; and requiring the deductions so made to be paid directly to the association or corporation furnishing such group insurance.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1052, entitled:

An Act to further amend the title and Section 1 of the act, approved the sixteenth day of April, one thousand nine hundred seven (P. L. 92), entitled, as amended "An act defining the duty of coroners, where death is sudden or violent, or is of a suspicious nature and character, and of police, and health authorities, in this Commonwealth, in reference to the disposition of bodies of persons whose cause of death may be the subject of inquiry by the coroner, but where it appears the cause of death is not surrounded by suspicious circumstances," by prescribing duties of coroners and deputy coroners when death occurs to a minor in any institution for juvenile delinquents and dependents.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1071, on second reading, entitled:

An Act to amend the title and Section 1 of the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 708) entitled "An act empowering the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School on certain conditions" by authorizing the relocation of the right of way or easement by agreement of the interested parties.

go over in its ordar.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1163, entitled:

An Act to further amend subsection (b) of Section 2 of the act approved the twenty-ninth day of September, one thousand nine hundred thirty-eight (P. L. 53), entitled, as amended "An act relating to institutions of counties, cities, wards, boroughs, townships, institution districts and other political subdivisions, for the care, maintenance, and treatment of mental patients; providing for the transfer to the Commonwealth for the care, maintenance and treatment of mental patients of such institutions, and all grounds, lands, buildings and personal property of such political subdivisions used for the care and maintenance of indigent persons connected with such mental institutions; providing for the management and operation of closing and abandonment thereof; and the maintenance of mental patients therein; including the collection of maintenance in certain cases; providing for the retransfer of certain property to counties, cities, wards, boroughs, townships, institution districts and other political subdivisions under certain circumstances; conferring and imposing upon the Governor, the Department of Welfare, the courts of common pleas and counties, cities, wards, boroughs, townships, institution districts and other political subdivisions certain powers and duties; prohibiting cities, counties, wards, boroughs, townships, institutions districts and other political subdivisions from maintaining and operating institutions, in whole or in part, for the care and treatment of mental patients; and repealing inconsistent laws," by extending the time for the transfer to the Commonwealth of institutions used in the care and maintenance of indigent persons by certain political subdivisions.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1325, entitled:

An Act to amend Section 730 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State Government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of

the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by requiring corporations companies associations and limited partnerships registered with the Department of Revenue to give notice of change in post office address

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1349, entitled:

An Act to further amend Section 706 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by changing the date on which initial bonus reports shall be filed and such bonus paid by foreign corporations

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

SENATE CONCURRENT RESOLUTIONS

RECALLING SENATE BILL No. 296 FROM THE GOVERNOR

Mr. WOOD. Mr. President, I ask unanimous consent to offer resolutions at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WOOD, offered the following resolution which was twice read, considered and agreed to:

In the Senate, June 27, 1951.

Resolved (if the House of Representatives concur), that Senate Bill No. 296, Printer's No. 301, entitled "An act to further amend the act approved the nineteenth day of June one thousand nine hundred thirty-one (P. L. 589) entitled as amended 'An act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering regulating barber shops and barber schools and apprentices and students therein regulating compensation for service rendered conferring certain powers and duties on the Department of Public Instruction and providing penalties' by changing the provisions as to fees charged apprentices and students and as to the powers of municipalities removing the limitation on the payment of wages to apprentices and transferring the administration of several provisions of this act to the State Board for Barber Examiners," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present same to the House of Representatives for concurrence.

RECALLING SENATE BILL No. 297 FROM THE GOVERNOR

Mr. WOOD, offered the following resolution which was twice read, considered and agreed to:

In the Senate, June 27, 1951.

Resolved (if the House of Representatives concur), that Senate Bill No. 297, Printer's No. 135, entitled "An act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistant and employees of certain departments boards and commissions shall be determined' by creating the State Board of Barber Examinations as a departmental administrative board in the Department of Public Instruction," be recalled from the Governor for the purpose of considering an amendment to a companion bill, which is Senate Bill No. 296, Printer's No. 301.

Ordered, That the Clerk present same to the House of Representatives for concurrence.

PERMISSION TO ADDRESS SENATE

Mr. WOOD asked and obtained unanimous consent to address the Senate.

Mr. WOOD. Mr. President, and gentlemen of the Senate, the Democratic Minority Leader of the Senate, Senator Dent, who is reported in this morning's newspapers as "having jumped to Walker's defense," quoted the Governor as saying at Wilkes-Barre during the campaign

that, "The income tax is intellectually dishonest." The Governor made no such statement at any time anywhere.

The Governor was asked, however, during Republican legislative tax conferences with Senator Walker and others at which there were no Democrats in attendance, whether the present income tax measure could be sold as a temporary measure. The Governor told the conference that course would be intellectually dishonest and in bad faith with the people. Calling it a temporary tax would amount to deception.

The Minority Leader also spoke of bloated pay rolls. Does he forget so soon that during the last Democratic State Administration, the Highway Department alone had more employees than the entire State pay roll today? Does not the Minority Leader conveniently overlook the fact that civilian employees of the Democratic Federal Government in Pennsylvania have more than doubled since the Democrats last administered this Commonwealth's government? In October, 1950, the latest figures available, there were a few short of 114,000 Federal employees in Pennsylvania. That's more than twice the number on the Pennsylvania State pay roll today.

Mr. President, I make this statement for the benefit of the record, because it is obvious that the Majority Leader is not and cannot be the Governor's spokesman.

PERMISSION TO ADDRESS SENATE

Mr. BARR asked and obtained unanimous consent to address the Senate.

Mr. BARR. Mr. President, Senator Dent I know is in the Capitol, and I have sent for him and I presume he will bring to the Senate floor the clipping from the Wilkes-Barre paper, which quotes Governor Fine as saying that the income tax is intellectually dishonest.

PERMISSION TO ADDRESS SENATE

Mr. WALKER asked and obtained unanimous consent to address the Senate.

Mr. WALKER. Now, Mr. President, I have been requested by the Majority Leader in the House to advise the Members of the Senate that during the Centennial Celebration which will take place in Philadelphia next week, the House is making arrangements as part of the ceremonies to have a mock Session of the Legislature, that is, of the House in Philadelphia. I am advised that in the early colonial times there was only one branch of the General Assembly, and that was the House. In those days they did not have a Senate. I think there are probably people in Pennsylvania that fervently wish we could return to the good old days.

Nevertheless, the House has made hospitality arrangements for taking care of Members of the Senate who desire to go down there Monday, Tuesday and Wednesday, July 2, 3 and 4, and if any Member of the Senate who is desirous of attending those festivities will please contact the office of the Majority Leader of the House, hotel arrangements can be made there so that you will be well taken care of.

BILL SIGNED

The President (Lieutenant-Governor Lloyd H. Wood) announced that the Chief Clerk having reported that the following bill had passed both houses of the General

Assembly and the same being correct, the title was publicly read as follows:

House Bill No. 1167, entitled:

An Act to provide for the expenses of the Joint State Government Commission of the General Assembly for the two fiscal years beginning June first one thousand nine hundred and fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and fifty-one.

Whereupon,

The President (Lieutenant-Governor Lloyd H. Wood) in the presence of the Senate signed the same.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on June 27, 1951.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 27, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Morris Klein, Pittsburgh, 3530 Forbes St.
Joseph J. Virostek, Duquesne.

ARMSTRONG COUNTY

Duncan C. McCallum, Leechburg.

CAMBRIA COUNTY

Mrs. Fannie Silverstone, Johnstown.

CHESTER COUNTY

Mrs. Marion H. Gordon, Coatesville.

CRAWFORD COUNTY

Mrs. Lois E. McNellie, Centerville.

DELAWARE COUNTY

Mrs. Adeline E. Thompson, Sharon Hill.

LAWRENCE COUNTY

Robert C. Young, Wampum.

MONTGOMERY COUNTY

Miss Sara M. Nugent, Lower Merion Twp., Ardmore.

PHILADELPHIA COUNTY

Stanley Block, 4850 Chestnut St.
Miss Frances Kaplan, 1233 Arch St.
J. G. MacKechnie, Robbins & Milnor Sts., Tacony.
Albert Segal, 205 S. Juniper St.

JOHN S. FINE.

A motion was made by Mr. WALKER and Mr. TAYLOR,
That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McMenamin,	Stevenson,
Barr,	Hare,	McPherson, Jr.	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Dent,	Letzler,	Rosenfeld,	Watkins,
Diehm,	Mahanay,	Ruth,	Watson,
DiSilvestro,	Mallery,	Scarlett,	Wolfe,
Fleming,	McCreesh,	Silver,	Wood,
Freed,	McGinnis,	Snowden,	Yosko,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

HOUSE MESSAGES

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 296

The Clerk of the House of Representatives being introduced presented communication from the House of Representatives informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, June 27, 1951.

Resolved (If the House of Representatives concur) That Senate Bill No. 296, Printer's No. 301, entitled:

An Act to further amend the act approved the nineteenth day of June one thousand nine hundred thirty-one (P. L. 589) entitled as amended "An act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering regulating barber shops and barber schools and apprentices and students therein regulating compensation for service rendered conferring certain powers and duties on the Department of Public Instruction and providing penalties" by changing the provisions as to fees charged apprentices and students and as to the powers of municipalities and transferring the administration of several provisions of this act to the State Board of Barber Examiners.

be recalled from the Governor for the purpose of amendment.

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 297

He also presented communication from the House of Representatives informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, June 27, 1951.

Resolved (If the House of Representatives concur) That Senate Bill No. 297, Printer's No. 135, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the organization of certain administrative departments board and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by creating the State Board of Barber Examiners as a departmental administrative board in the Department of Public Instruction.

be recalled from the Governor for the purpose of considering an amendment to a companion bill, which is Senate Bill No. 296, Printer's No. 301.

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 407

He also presented communication from the House of Representatives informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, June 27, 1951.

Resolved (If the House of Representatives concur) That Senate Bill No. 407, Printer's No. 132, entitled:

An Act to further amend the title and section one of the act approved the third day of May one thousand nine hundred and nine (P. L. 424) entitled as amended "An act providing that in all counties of the first second third fourth fifth and sixth class advertisements and notices required by law or rules of court to be published in newspapers of general circulation unless dispensed with by special order of court shall be published in the legal newspaper issued at least weekly of the proper county designated by rules of court for the publication of court or other legal notices" by extending the provisions of the said act to all counties and further defining publications excepted from its operation.

be recalled from the Governor for the purpose of amendment.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. SNOWDEN. Mr. President, I second the motion.
The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 492, entitled:

An Act to further amend Section 1 of the act, approved the fourth day of June, one thousand nine hundred thirty-seven (P. L. 1625), entitled "An act providing for the creation, maintenance and operation of a county employees' retirement system in counties of the third class;

and imposing certain charges on counties, by defining "final salary" to mean the highest average annual salary for any five years of service.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 763, entitled:

An Act to amend Section 6 of the act, approved the fifth day of June, one thousand nine hundred forty-seven (P. L. 422), entitled "An act authorizing the Department of Forests and Waters to provide for stream clearance and stream channel rectifications; to construct and maintain dams, reservoirs, lakes and other works and improvements for impounding flood waters, and conserving the water supply of the Commonwealth; and for creating additional recreational areas; to acquire by purchase, condemnation or otherwise, certain lands for such purposes; to construct and maintain flood forecasting and warning systems;" by extending the powers of the department in consulting, cooperating, negotiating and entering into contracts and agreements for planning, constructing, financing, maintaining and operating works or facilities.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 766, entitled:

An Act to further amend Section 2 of the act, approved the eighth day of July, one thousand nine hundred forty-one (P. L. 298), entitled "An act authorizing the creation of, and providing for, and regulating the maintenance and operation of a county employees' retirement system in counties of the fourth class, imposing certain charges on counties, and fixing penalties," by defining "average salary" to mean the highest average annual salary for any five years of service.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 767, entitled:

An Act to further amend Section 1 of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 803), entitled as amended, "An act providing for the creation, maintenance and operation of a county employees' retirement system in counties of the fifth, sixth, seventh and eighth class; imposing certain charges on counties, and prescribing penalties," by defining "final salary" to mean the highest average annual salary for any five years of service.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 126

Mr. WADE. Mr. President, I submit the report of the Committee of Conference on Senate Bill No. 126, entitled:

An Act to amend the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and

protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by further regulating insurance companies associations and inter-insurance exchanges and their powers investments policy provisions joint policies premium tax returns and the licensing of foreign companies and repealing existing law.

The PRESIDENT. The report will lie over for printing under the rules.

INTERROGATION

Mr. WALKER. Mr. President, I desire to interrogate the gentleman from Westmoreland, Senator Dent.

The PRESIDENT. Will the gentleman from Westmoreland, Mr. Dent, permit himself to be interrogated?

Mr. DENT. I will, Mr. President.

The PRESIDENT. The gentleman will proceed.

Mr. WALKER. Mr. President, I desire to ask the gentleman from Westmoreland if he has any objections to adjourning now until July 9?

Mr. DENT. Mr. President, in answer to the question I could say that I have no objection to the adjournment until July 9, but I ask leave to make a few short remarks before the motion is made.

The PRESIDENT. The Chair hears no objection, and the gentleman from Westmoreland may proceed.

Mr. DENT. Mr. President and Members of the Senate, last night I was privileged, through the courtesy of the Public Service Department of the Quaker Network, to give a reply or, rather, another side of the fiscal story in Pennsylvania. A few minutes ago a spokesman for the Majority side, in a prepared statement, answered some of the allegations that I made on the radio, and that was perfectly right and as it should be. I think that the people are best served if all of the sides and all of the angles of this serious stalemate are presented to the people. However, this statement as I have it here before me, and I will not bother quoting it since you all heard it, is very short and I believe that it is proper at this time to read into the record about a paragraph of the speech that I made last night in order to be able to answer the statement just made upon the floor by the Honorable T. Newell Wood, the gentleman from Luzerne, and I quote from my speech:

"Governor Fine resorted to a personal attack upon his Majority Leader in the Senate and ridiculed his position by quoting an apparent contradiction in statements made.

"We refuse to become involved in a family fight within the Governor's own party nor will we be dragged down to the level of character assassination and mud slinging. Nevertheless, every Member of the Senate has a right to resent being called a "sordid politician" simply because he has an honest difference of opinion with the Governor, who has, as yet, failed to prove his case of additional taxes. By applying the same standards used against Senator Walker, we find that the Governor is guilty of similar contradiction. In Wilkes-Barre during the campaign, Governor Fine said—"The income tax is intellectually dishonest." In Harrisburg, last night, Governor Fine said—"The least burdensome of all taxes would be the income tax."

Mr. President, the gentleman from Luzerne in his statement says that the Governor made no such statement at any time anywhere. My only authority is a clipping from the Wilkes-Barre Independent, which I have in my files in Room 400, anytime anybody wants to see it.

Mr. President, I do not say that the Governor said it. I only say that it was carried in the paper that he was credited with making this statement. If the statement was carried wrongly by the paper, or erroneously, then I think I can be forgiven for quoting the paper.

Mr. President, the next I read here is where the gentleman from Luzerne speaks of the Republican legislative tax conferences. I have nothing to say about that; what went on in their own caucuses behind closed doors I have no knowledge of, but I do have knowledge of the last part of his statement in which he says and I quote him:

"In October 1950, the latest figures available, there were a few short of 114,000 Federal employees in Pennsylvania. That's more than twice the number on the Pennsylvania State pay roll today."

Mr. President, I do not know how many Federal employees are in Pennsylvania. I am not concerned at this moment with the Federal budget or the Federal fiscal policies, other than as an interested citizen, the same as every man in this room and every man and woman in Pennsylvania. If there are 114,000 Federal employees in Pennsylvania, then there are 114,000 Federal employees in Pennsylvania. We will credit the gentleman with making a statement of fact, but that still does not in any way excuse the situation that we find in Pennsylvania, and I say to the Members of the Senate in all sincerity that the Pennsylvania pay rolls are bloated. There are too many employees on the pay rolls doing nothing. I will not, unless I am forced to, bring into the Senate records showing men, particularly men—I do not know how many women—who are on the State pay rolls, and who I doubt even know where the City of Harrisburg is situated. I will not expose the gentleman's name, but I met a person not too long ago by accident who claims that he has been on the pay roll for a year and a half, and he has never been in the City of Harrisburg. These things can happen. I am not finding fault with anybody or blaming anybody, but I am saying and in all sincerity that a careful examination of the Pennsylvania pay rolls will show that we could easily get by with at least ten per cent less employees than are now contained on the various pay rolls of this Commonwealth. If you want, it would be interesting if the Senate would ask for the number of employees that were added to the Pennsylvania pay rolls from the month of April last year until the month of November last year, and I think you will find that it runs into thousands of names. We have tried to get that information, but being in the minority we find that it is difficult to get that information. However, let that set aside. I want to enter the most serious part of this entire situation.

Mr. President, this Session is deteriorating very fast. Somewhere along the line somebody has to take hold. I know the responsibility is that of the Majority Party. I want to state today again very clearly that the Democratic Minority stands ready to offer what it can in the way of cooperation and in the way of assistance in getting together a program to enable this Legislature to adjourn sine die. None of us are infallible! all of us make mis-

takes, including the Budget Director, Mr. Logan. For this side of the Senate to take the positive position that our figures are absolutely right is just as wrong as the Governor taking the position that Mr. Logan's figures are absolutely right. There is an honest difference of opinion, and it ought not to be bandied around in personalities.

I did not, as the papers say, come to the defense of Senator Walker. Senator Walker's position has been made clear in public statements upon the floor of the Senate. I am happy to say he needs no defense. His statements are clear; they are upon the record. The only thing that I did last night, and I will do it again, is try to bring to the people of Pennsylvania the realization that it is a disgraceful situation when we get into the position of calling names, of tearing down character, of trying to build up a situation where personalities are at stake rather than opinions. I think that we must settle down sooner or later, and I suggest to the Majority Leadership that a coalition committee be named representing all the factions or all the different opinions, and that that committee be named today, and that we try our best over the holiday that we are about to take to work out a solution for the benefit of all of the people, or at least the majority of the people in Pennsylvania.

Mr. President, I want to say very frankly, I do not intend to get into a mud-slinging contest. I have been in politics a long time and I have very successfully evaded that type of campaigning, and I am going to keep from getting into that so long as I am in public office. All I said last night and I say again, every Senator ought to resent being thrown into the open category of sordid, treacherous politicians.

I honestly believe that outside of a mistake honestly made and unintentionally made every now and then in the heat of a debate, that every Member of this Senate has as much respect for me as I have for them, and every man in this Senate has as much respect for the Governor as he ought to have for us. We differ, we differ constitutionally from the Governor. The Governor has the position of being the Chief Executive of this Commonwealth. We have the position of being the Legislators, the lawmakers of this Commonwealth. If we cannot agree upon a program, there is a stalemate, but there has always been a difference of opinion. Some Governors have been strong enough, because of the might of their personalities or the pressure of their political jobs, to wipe away the opposition and the differences of opinions in the legislative halls, and in spite of whatever record we may make and whatever conditions the people may ascribe to our actions herein the Senate, the one thing that will stand out and it will stand out for many years to come, is that the Legislative Branch of Government in Harrisburg this year of our Lord has finally taken a permanent position as a rightful member of the triumvirate that controls this State. Under the Constitution we are a part of government, a one-third part of government, and this is the first time, and I say this honestly, since 1933, that my memory can serve me where the Legislative Branch has been the Legislative Branch of Government, and you can easily understand the dismay and consternation in the Administrative Branch which for so many years has ruled the Legislative Branch without any question of doubt. We are going to stay in that position, I hope. There is an honest difference of opinion. That is what I want the

people to know, and the figures that have been presented are substantiated by the record, and all we ask is that those figures be given consideration rather than condemned as the figures of Amos and Andy budgeteers.

Mr. President, I know that when you get into billions, it sounds like you are just talking through thin air, but this is a billion dollar corporation and a five per cent mistake, a five per cent mistake, or, let us say, a five per cent guess, that is on the wrong side of the ledger can tax the people of Pennsylvania for the next two years with an unwarranted tax. I got these figures, Mr. President, right from the record books, and in the five bienniums that Mr. Logan has been estimating the revenue of this Commonwealth, there has been \$336,000,000 taken from the pockets of the people of Pennsylvania, because his estimates were \$336,000,000 less than the amount raised. Do you understand the implications of that? It means that we passed an unnecessary pop tax for four years upon the people of Pennsylvania, just as we stated on this side. We have no right to tax the people of Pennsylvania except to meet the appropriations, and as a Governor so ably said the other night on the radio, he is limited in the amount of appropriations to the amount of revenue provided by the Legislature, plus \$1,000,000 of tolerance.

Now, Mr. President, what happened to these \$336,000,000? Were they returned to the taxpayers? Was there a reduction in tax to take the place of it? There was not, and that is why we are fighting bitterly now, because we believe there are sufficient funds in the tax revenue measures that we have passed to give to the Governor every cent that he has asked for, one hundred fifty-nine odd million dollars, including the mandated one hundred twelve and the sixty odd millions of dollars that he has asked for as extras for needed and prescribed increases to the schools, civilian defense, and so forth. He can have all of that out of those funds, and I want to say my records, and they are open for inspection, came from the Auditor General's Office. I took the actual figures of the money that has come in in the past two years. I did not reach up into the air, and I want to say here that I honestly believe that if we will give the Governor the appropriation bills that he has asked for, and then pass a resolution prohibiting the spending of any money through deficiency spending by any department or commission of government, that they be forced to live within their budgets, that we will have sufficient moneys. I predict to this Senate that if House Bill No. 1303 is passed and these out of State corporations are made to pay their just share of taxation in Pennsylvania, and if the large railroad companies in Pennsylvania are made pay their just share for their subsidiary holdings, and if all of these things are done, there will be between thirty and fifty million dollars over and above the prescribed budget needs in Pennsylvania; as of this date, there will be between thirty and fifty million dollars available at the end of this biennium. If I am wrong in that figure, it will be the first time I have been wrong in ten years upon my guess as to what the finances of Pennsylvania would be, and in every case I have been conservative. The money that has remained is greater in amount than the amount that I said would be there.

Now, Mr. President, that is an honest difference of opinion from that held by Mr. Logan, and why is it that Mr. Logan's figures are not subject to public perusal?

Why is it that this Senate cannot call in Mr. Logan and say, "You say that we will take in \$172,000,000 in the next two years of C.N.I. Senator Dent says that we will take in probably \$210,000,000, or a figure of like amount. Where is the difference? Upon what estimates do you base your calculations?" He should answer, and then they will ask me and I promise you I will answer.

Mr. President, it is just as simple as all that, and if you will name a committee today, this is so important that every man upon that committee ought to be willing to stay here to meet with the proper fiscal officers, to sit down and see whether or not we cannot come to a solution, and the last alternative, Mr. President, is this. Pass the appropriation bills. The revenue bills are already in the Governor's Office. Send the appropriation bills to the Governor; let him sign the appropriation bills and if there is a deficiency, then let us come back because, as it is now going, the problem is becoming more and more a problem that is deteriorating to the position where we are losing our sense of balance, we are losing our sense of fairness, and we are losing our sense of courtesy.

PERMISSION TO ADDRESS SENATE

Mr. WOOD asked and obtained unanimous consent to address the Senate.

Mr. WOOD. Mr. President, it is not my desire to prolong this discussion, and unlike my distinguished colleague from Westmoreland I probably have been wrong a good many more times in the last ten years than I have been right, but on this one particular thing I think we ought to try and straighten it out so that we all understand it.

Mr. President, in my previous remarks I said that the Governor did not make a statement to the effect that the income tax was morally dishonest or intellectually dishonest. I did state, however, and I repeat again, that I have heard the Governor not once but twice, once in the presence of a good many of my colleagues on this side of the aisle and the leaders of the House, say that to tell the people we were going to pass a temporary income tax was morally and intellectually, and any other way you want to put it, dishonest. Thank you.

PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, I just want to add one suggestion to the remarks made by Senator Dent in so far as the budget and expenditures are concerned. We are going home for a week, as I understand it, and we will come back for a week, and then we may be off for two weeks because of the primary election and because there is a convention here in Harrisburg that will monopolize all of the hotel rooms. During the interim I will suggest that every department, board, commission and agency of the Commonwealth requesting appropriations be asked to and be compelled to break down their budget requests in itemized form, and that the budget requests in itemized form be incorporated in the general appropriation bill so that we approved them in just that form. If we do that, then this Accountant General that we hope to set up, or the Auditor General, can control the expenditures of these departments, boards and commissions, because it will be impossible for the departments to spend money that we appropriate for, for instance, supplies and

equipment for salaries, or spend salary money for supplies and equipment, or anything else that is itemized in the appropriation bill. If we will do just that and give somebody in this Commonwealth control of expenditures by budget classification, I say to you that you will save millions of dollars every biennium, and I am passing that on as a suggestion. That is the policy, and the practice and the procedure that is followed in the other States of the United States, and it should be followed here.

Mr. President, this idea of giving the departments, boards and commissions a blank check to spend how they please, when they please and for what they please is wrong in every way, shape and form, and it ought to be discontinued, and now is the time to get on the right track and do things in the right way.

PERMISSION TO ADDRESS SENATE

Mr. WALKER asked and obtained unanimous consent to address the Senate.

Mr. WALKER. Mr. President, may I say to the gentleman from Westmoreland, I do not propose at this time to discuss or debate his figures. I read his speech with a great deal of interest. I do not agree with a great many of his conclusions. There is a variance in my figures as compared to his, and I will be perfectly willing to sit down at any time and reconcile them with him.

Mr. President, I would like to say this, if I might be permitted to do so, in an explanatory defense of his comment on Doctor Logan's figures. I have seen figures setting up the number of dollars and the percentages that Doctor Logan may have underestimated the budgets over the past several years. I think in all fairness to Doctor Logan, Mr. President, there should be one item kept on the record, and that is that in one of the budgets which he prepared—I am combing my memory—I think it was in the 1947 budget where the method of computation of the corporate net income tax was changed and the formula was to compute it after Federal taxes. Shortly after the biennium figures were established, there was a new method of collection, and the tax was computed before

Federal taxes. This tremendously increased the Commonwealth's take on corporate net income, and that was reflected, I think, to the tune of about one hundred and some million dollars.

Now, Mr. President, that should not be classified as an error as far as Doctor Logan is concerned. I think in all fairness to the Budget Director that that should be kept on the record.

Mr. President, with regard to the responsibility of the Majority Party, may I say, Mr. President, that the Majority Party fully realizes its responsibility, and they are already well under way in attempting to solve them. We appreciate the suggestions from the gentleman from Westmoreland, but there already is a group working, as he knows, attempting to work out the problem that is confronting us. It is our responsibility and we will solve it to the best of our ability, and we will have to stand before the people of Pennsylvania in answer to the solution which we present to them, and, Mr. President, beyond that, if the gentleman from Westmoreland will forgive me, I will not comment on his discussion further.

Now, Mr. President, may I say also to the gentleman from Northampton that I know of no plan either in essay or debate to take recesses for two weeks later in July. It is the fervent hope of the Majority that when we come back here on the 9th of July, we will be in a position to wind this Session up and adjourn sine die, and I assure the gentlemen on the Minority side of the aisle that no one is more anxious to go home and attend a meeting of his creditors than is the Majority Leader on this side of the aisle.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Monday, July 9, 1951, at 2:00 o'clock, p. m., Eastern Standard Time.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 12:16 o'clock, p. m., Eastern Standard Time, until Monday, July 9, 1951, at 2:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

WEDNESDAY, June 27, 1951.

The House met at 9:00 a. m. EST.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Reverend W. Edgar Cathers, Jr., guest Chaplain, Pastor of the Olivet Methodist Church, Coatesville, guest and Pastor of the gentleman from Chester, Mr. Brown, offered the following prayer:

Almighty God, in Whose hands are the issues of men and of nations, we bow in humble reverence before Thee, and with grateful hearts acknowledge Thy manifold blessings to us as a people. Grant that the hearts and minds of all who go out before us as leaders, the statesmen and judges, the men of learning, and the men of wealth, may be so filled with the love of Thy laws, and of that which is righteous and life-giving, that they may serve as a wholesome salt unto the earth, and be worthy stewards of Thy good and perfect gifts. Endow all members of this House of Representatives, we beseech Thee, with a right understanding, a pure purpose and a sound speech. Enable them to rise above all selfseeking and party zeal into the larger sentiments of public good and human brotherhood. Thus may our public life be cleansed of all that is unworthy of the children of God, and advance the day when Thy will is accomplished upon earth as it is in Heaven, through Jesus Christ our Lord. Amen.

JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of Tuesday, June 26, 1951? If not, and without objection, the Journal is approved.

BILLS INTRODUCED AND REFERRED

By Mr. THOMAS H. W. JONES

HOUSE BILL No. 1514.

An Act to further amend subsection (c) of Section 1002 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicle; imposing penalties; imposing certain costs upon counties, providing for the disposition of fines, forfeitures, fees and miscellaneous receipts making an appropriation and providing for refunds," by authorizing temporary speeds of seventy miles per hour on highways under the supervision and control of the Pennsylvania Turnpike Commission for the purpose of testing automotive equipment and improving the safety factor thereof.

Referred to the Committee on Motor Vehicles.

By Messrs. LUTTY and FENRICH.

HOUSE BILL No. 1515.

An Act requiring political subdivisions to record certificate in the recorder's office of the enactment of building or zoning ordinances; providing for the effective date of such ordinances and imposing duties and conferring powers on recorders of deeds.

Referred to the Committee on Municipal Corporations.

By Mr. WATKINS.

HOUSE BILL No. 1516.

An Act prescribing the use of card board containers for milk to be sold to retail dealers; and providing penalties.

Referred to the Committee on Public Health and Sanitation.

By Messrs. ANDREWS and JOHNSON.

HOUSE BILL No. 1517.

An Act to further amend Clause 9 of Section 1 of the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State Employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by extending the period in which certain former members of the General Assembly may join.

Referred to the Committee on State Government.

By Mr. REAGAN.

HOUSE BILL No. 1518.

An Act to amend Section 2001 of the act approved the first day of May, one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by changing the provisions relating to protests by property owners to the exercise of zoning powers.

Referred to the Committee on Townships.

By Mr. HEWITT.

HOUSE BILL No. 1519.

An Act making an appropriation to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947."

Referred to the Committee on Appropriations.

By Mr. SCANLON.

HOUSE BILL No. 1520.

An Act to amend the act, approved the twenty-sixth day of May, one thousand nine hundred forty-seven (P. L. 318), entitled "An act relating to the public practice of certified public accountants; providing for the certification of persons desiring to practice and the listing of persons engaged in practicing as certified public accountants, and for the suspension and revocation of such certificates, subject to appeal and for their reinstatement; prescribing the powers and duties of the State Board of Examiners of Public Accountants and the Department of Public Instruction; providing for ownership or working papers; defining unlawful acts and acts not unlawful; providing penalties, and repealing existing laws," by providing for the issuance of the certificate of certified public accountant to certain qualified persons.

Referred to the Committee on Professional Licensure.

By Mr. TOMPKINS.

HOUSE BILL No. 1521.

An Act to amend 614 and 1304 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes; bonus, and all other accounts due the Commonwealth; the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the wealth, the resettlement of accounts and appeals to the courts; refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by providing that the compensation of escheators and informers shall be paid out of the moneys escheated and making a continuing appropriation for the payment thereof.

Referred to the Committee on Appropriations.

By Mr. VARNER.

HOUSE BILL No. 1522.

An Act to protect the health, safety and welfare of the public, by empowering and authorizing the Water and Power Resources Board of the Department of Forests and Waters to act as the agency of the Commonwealth to carry into effect a project to correct the existing and prevent the future pollution of the Clarion River and its tributaries; defining the powers and duties of said board; authorizing purchase or condemnation of necessary properties, easements, rights and right-of-ways; and making an appropriation.

Referred to the Committee on Public Health and Sanitation.

By Messrs. KENT and HEWITT.

HOUSE BILL No. 1523.

An Act to amend Section 10 of the act, approved the fifteenth day of May, one thousand eight hundred seventy-four (P. L. 186), entitled "An act declaring what offices are incompatible," by making elective county offices and members of the legislature incompatible.

Referred to the Committee on Counties.

By Mr. READINGER.

HOUSE BILL No. 1524.

An Act making an appropriation to the Department of Health for the study of alcoholism and the treatment and rehabilitation of alcoholics.

Referred to the Committee on Appropriations.

By Messrs. DAVIS and WILT. HOUSE BILL No. 1525.

An Act to further amend subsection (e) of Section 302 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative de-

partments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by further providing for the qualifications and term of office of the president of the Pennsylvania Fish Commission.

Referred to the Committee on Fisheries.

By Mr. FERSTER.

HOUSE BILL No. 1526.

An Act authorizing the Department of Property and Supplies to exchange certain lands located in Penn Township, Snyder County, Pennsylvania, necessary for the better administration of the Selinsgrove State Colony for Epileptics.

Referred to the Committee on State Government.

By Messrs. McDERMIT and ROVANSEK.

HOUSE BILL No. 1527.

An Act to add Clause (m) to Section 108 of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation and prescribing penalties," by including siderosis within meaning of term "occupational disease."

Referred to the Committee on Workmen's Compensation.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 249.

An Act to amend subsection (a) of section 411 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulation of public utilities including to a limited extent municipalities engaging in public utility business by prescribing defining and limiting their duties powers and liabilities and regulating the exercise surrender or abandonment of their powers privileges and franchises defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Com-

mission the power and duty of supervising and regulating persons associations companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervising of financial and contractual relations between public utilities and affiliated interests and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant costs and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporations (except municipal corporations) subject to regulation the cost of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and superseded by or inconsistent with this act" by relieving cities of the second class A and third class and the counties in which they are located from payment of damages occasioned by and costs of construction reconstruction repair and maintenance of certain bridges and viaducts

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 597.

An Act to provide for the establishment, functioning, maintenance and discontinuance of joint public service units between two or more boroughs, towns or townships, to perform the duties of such boroughs, towns or townships relating to police and fire protection, roads and bridges.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 628.

A Joint Resolution proposing an amendment to section ten, article one of the Constitution of the Commonwealth of Pennsylvania by limiting the prohibition on proceeding by information to certain cases in cities and counties of the first class

Referred to the Committee on Judiciary.

SENATE BILL No. 653.

An Act to further amend the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the as-

essment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employees providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" by providing for a permanent record system uniform throughout the Commonwealth among boards for the assessment and revision of taxes providing for a committee to prepare such system and conferring powers and imposing duties upon the boards for the assessment and revision of taxes the chairman of the Local Government Commission and chief assessors.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 656.

An Act to amend section 401 of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571), entitled "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh and eighth classes; designating the subjects, property and persons subject to and exempt from taxation for county, borough, town, township, school except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof or such purposes; creating in each such county a board for the assessment and revision of taxes; defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, town and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the appointment of a chief assessor, assistant assessors and other employees; providing for their compensation payable by such counties; prescribing certain duties of and certain fees to be collected by the recorder of deeds; and eliminating the triennial assessment," by changing the provisions relating to the appointment of chief assessors; requiring that the chief assessor devote full time to his office; imposing duties and conferring power on the Department of Internal Affairs; providing for examinations for chief assessors and creating a committee to prepare such examinations.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 721.

An Act authorizing and empowering the Pennsylvania Turnpike Commission to combine the turnpike and its extensions now constructed and to be constructed or parts thereof for financing purposes under the provisions of this act authorizing the issuance of turnpike revenue bonds of the Commonwealth notes or other obligations to pay the cost of such combined authorizing the commission to construct and finance as a whole or in sections turnpike and its extensions authorizing the commission to refund any bonds notes or other obligations theretofore issued by the commission under the provisions of any act including the payment of any redemption premium thereon notwithstanding any limitations or restrictions as to time of refunding or rate of interest contained in any act heretofore approved whether or not any of the projects in respect of which such securities being refunded were issued are combined authorizing the commission to fix tolls from time to time for the use of the projects so combined providing for preliminary or interim financing through the issuance of notes or other obligations constituting the same legal investments in certain instances and exempting the same from taxation providing for bonds to be given by each appointed member of the commission and the Secretary and Treasurer thereof conditioned upon the faithful performance of the duties of his office in the administration of the Pennsylvania Turnpike System and providing for

salaries for the appointed members of the commission in lieu of the salaries heretofore authorized by law.

Referred to the Committee on State Government.

RESOLUTIONS

RECALLING HOUSE BILL No. 52

Mr. SAX offered a resolution which was read considered and adopted as follows:

In the House of Representatives, June 27, 1951.

Resolved (if the Senate concur), that House Bill No. 52, Printer's No. 413, entitled "An act empowering cities of the first class of the Commonwealth to make and enforce by ordinances fire prevention codes regulating the occupation and use of buildings and structures and the conduct of trades or businesses which due to the nature thereof create a fire hazard or danger to life or property by fire or explosion and providing penalties," be recalled from the Governor for further amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

RECALLING HOUSE BILL No. 757

Mr. RIGBY offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, June 27, 1951.

Resolved (if the Senate concur), that House Bill No. 757, Printer's No. 210, entitled "An act to add Article XVII to the act approved the seventh day of March one thousand nine hundred one (P. L. 20) entitled 'An act for the government of cities of the second class' by providing for the establishment of a traffic court in cities of the second class," be recalled from the Governor for further amendments.

Ordered, That the Clerk present the same to the Senate for concurrence.

RECALLING HOUSE BILL No. 678

Mr. TOMPKINS offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, June 27, 1951.

Resolved (if the Senate concur), that House Bill No. 678, Printer's No. 304, entitled "An act to further amend Section 1803 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined' is hereby amended by adding subsection (h) to authorize the Department of Forests and Waters to grant certain rights of way to utility companies," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 160.

An Act to further amend the act, approved the fifth day of May one thousand nine hundred eleven (P. L. 198), entitled "An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" by conferring upon said court certain jurisdiction in the trial of criminal causes and suits for penalties granting powers to said court for trial of such causes and suits conferring powers and imposing duties on the clerk of courts of Allegheny county and providing for the disposition of fees the appointment of officers and employes and for jurors.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 4, line 7, by striking out after the word "The" the words "President Judge of the court" and inserting in lieu thereof the following: "Board of Judges of said county court";

Amend Section 1, page 4, line 12, by striking out after the word "by" the words "a majority of the judges of the court" and inserting in lieu thereof the following: "the salary board of Allegheny County";

Amend Section 1, page 4, line 16, by striking out after the word "compensation" the words "under and subject to the Stenographers' Act of one thousand nine hundred and seven its amendments and supplements" and inserting in lieu thereof the following: "as provided by law";

Amend Section 2, page 6, line 6, by striking out the bracket before the letter "(d)";

Amend Section 2, page 6, line 7, by striking out the bracket after the word "exclusive";

Amend Section 2, page 7, line 12, by striking out after the word "all" the words "criminal actions and suits for penalties" and inserting in lieu thereof the following: "complaints informations proceedings and in all criminal suits indictments and actions";

Amend Section 2, page 8, line 2, by striking out after the word "section" the following:

(i) In all proceedings concerning or trials of charges brought against all persons eighteen years of age or over accused of disorderly street walking

(j) In all proceedings wherein it is charged that a mother has deserted her child or children or has neglected to maintain her child or children or wherein it is alleged that a grandfather or a grandmother has neglected to maintain his or her grandchild or grandchildren

(k) In all proceedings concerning or trials of charges brought against all minors between the ages of eighteen and twenty-one years who shall disobey their parents' command or be found idle in the streets

(l) All children not under the age of eighteen years deserting their homes without good and sufficient cause or keeping company with dissolute or vicious persons against the lawful commands of their fathers mothers or guardians or other persons standing in the place of a parent shall be deemed disorderly children

(m) The jurisdiction hereby conferred in clauses (b) (c) (i) (j) (k) and (l) shall be exclusive

Amend Section 4, page 12, line 19, by inserting after the word "County" by inserting the following: "the provisions of this paragraph as to the duty of the District Attorney to prosecute cases shall not be mandatory in desertion and non-support cases";

Amend Section 4, page 13, line 6, by inserting after the word "trial" the following:

When such person is held in jail for inability to furnish bond for appearance and when such persons has been released on bond or on his own recognizance by order of the court trial shall be had as soon as possible under the prevailing law and rules of court.

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. JOHNSON. Mr. Speaker, I move that the communication, together with the bill be laid upon the table. The motion was agreed to.

SENATE MESSAGES

AMENDED HOUSE BILLS RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 238.

An Act to amend Section 256 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by authorizing fish wardens to make certain arrests with warrants under certain circumstances

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amnd Section 1, page 3, line 10, by inserting after the word "cultivation" the words "without permission of owner"; line 13, by striking out after the word "fences the figure and words: "(5) committing any nuisance and (6) disturbing any live stock or property of another upon lands adjacent to any stream."

Amend the bill my inserting a new section after section 1, as follows:

"Section 2 The provisions of this act shall become effective immediately upon final enactment"

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker I move that the House non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 534

An Act to further amend Section 1304 of the act ap-

proved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the provisions relating to admission to beginners.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 3, line 7, by striking out after the word "semester" the following:

A beginner who is less than five years and seven months of age may be admitted when such admission is recommended by the supervisor of special education or by a properly certificated public school psychologist and insert in lieu thereof the following:

A beginner who is less than five years and seven months of age but who has attained a mental age of six years may be admitted when such admission is recommended by the supervisor of special education or by a properly certificated public school psychologist

Amend Section 1, page 3, line 17, by inserting after the word "years" the following:

As determined by a county supervisor of special education or a properly certificated public school psychologist in accordance with rules and regulations established by the State Council of Education

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Rovanssek.
Andrews,	Graybill,	Maxwell,	Royer.
Banker,	Greenwood,	Mazza,	Rubin.
Barkdoll,	Greer,	McConnell,	Sarra,
Baumunk,	Guarnieri,	McCormack,	Sax,
Bear,	Gutendorf,	McCullough,	Scanlon.
Beaver,	Guthrie,	McDermitt,	Schmidt.
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenschild,	Metz,	Smith,
Bomberger,	Headlee,	Mihm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor.
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Mumley,	Toll,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Varnier,
Dairymple,	Kline,	Olsen,	Verona,
Davis,	Kohl,	Penglass,	Wachhaus,
Dennison,	Kolankiewicz,	Peta,	Wargo,
Dougherty,	Kornick,	Petrosky,	Waterhouse,
Dowling,	Krats,	Pettigrew,	Watkins,
DuBois,	Kubacki,	Pfaff,	Weldner,
Duffy,	Lafore,	Pichney,	Welsh,
		Pitzer,	Weacott,

Dunn,	Lederer,	Polaski,	Westrick,
Erb,	Lelsey,	Polen,	Whalley,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Wheeler,
Fenrich,	Leonard, W. C.,	Price, R. A.,	White,
Ferster,	Leven,	Readinger,	Williams,
Filip,	Light,	Reagan,	Wilt,
Flo,	Limper,	Reese,	Wood,
Firmstone,	Loftus,	Reidenbach,	Yeakel,
Frost,	Lopresti,	Reilly, J. M.,	Yester,
Gaffney,	Lovett,	Rigby,	Yetzer,
Geer,	Lutty,	Riley, R. L.,	Young,
Gibson,	Lyons,	Robertson,	Ziegler,
Gleason,	Madden,	Rose,	Sorg,
Good,	Madigan,	Rosen,	Speaker

NAYS—0

NOT VOTING—2

Flack, Thompson, R. L.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 702.

An Act to further amend the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by further regulating the affairs of boroughs and revising amending and changing the law relating thereto.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 8, line 6, by inserting after the word "ward" the following "but in no instance shall the council consist of less than seven members"; page 9, line 2, by inserting after the word "county" the following "if one is published in the county"; page 25, line 12, by striking out after the first word "or" the word "either" and by striking out after the word "anthracite" the words "or bituminous"; page 26, line 1, by striking out after the word "anthracite" the words "or bituminous"; page 26, line 11, by inserting after the word "one" the words "may be"; page 28, line 5, by striking out after the word "by" the word "gift"; page 28, by striking out on lines 7 and 8 the words "one thousand" and inserting in lieu thereof the words "five hundred"; page 28, by inserting after line 15 the following:

No borough personal property shall be disposed of by sale or otherwise except upon approval of council by ordinance or resolution in cases where council shall approve a sale of such property it shall estimate the sale value of the entire lot to be disposed of if council shall estimate the sale value to be two hundred dollars or more the entire lot shall be advertised for sale once in at least one newspaper of the county not less than ten days prior to the date fixed for the opening of bids and such date for opening bids shall be announced in such advertisement and sale of the property so advertised shall be made to the best responsible bidder

The provisions of this section shall not be mandatory where borough property is to be traded in or exchanged for new borough property

Amend section 4, page 36, line 4 by striking out the brackets before and after the word "three" and by striking out the word "two".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Rovansek.
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarra,
Baumunk,	Guarnieri,	McCormack,	Sax,
Bear,	Gutendorf,	McCullough,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenschild,	Metz,	Smith,
Bomberger,	Headlee,	Mihm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Brelsch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Toll,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Varnier,
Dalrymple,	Kline,	Olsen,	Verona,
Davis,	Kohl,	Penglase,	Wachhaus,
Dennison,	Kolankiewicz,	Peta,	Wargo,
Dougherty,	Kornick,	Petrosky,	Waterhouse,
Dowling,	Kratz,	Pettigrew,	Watkins,
DuBois,	Kubacki,	Pfaff,	Weidner,
Duffy,	Lafore,	Pichney,	Welsh,
Dunn,	Lederer,	Pitzer,	Wescott,
Erb,	Lelsey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,
Filip,	Light,	Readinger,	Williams,
Flo,	Limper,	Reagan,	Wilt,
Firmstone,	Loftus,	Reese,	Wood,
Frost,	Lopresti,	Reidenbach,	Yeakel,
Gaffney,	Lovett,	Reilly, J. M.,	Yester,
Geer,	Lutty,	Rigby,	Yetzer,
Gibson,	Lyons,	Riley, R. L.,	Young,
Gleason,	Madden,	Robertson,	Ziegler,
Good,	Madigan,	Rose,	Sorg,
		Rosen,	Speaker

NAYS—0

NOT VOTING—2

Flack, Thompson, R. L.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 730.

An Act to further amend Section 501 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning

game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by regulating the issuance of resident and non-resident hunters' license and tags for antlerless deer for the hunting of antlerless deer and eliminating the provisions for special permits for antlerless deer and for abrogation of open season on antlerless deer

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend the title, page 1, line 6, by inserting after the word "resident" the words "and nonresident"; after the word "licenses" the words "and tags". "[Special permits]" and after the word "resident" the words "and nonresident"; line 9, by inserting after the word "licenses" the words "and tags"; line 11, by inserting after the word "issue" "[Special permits]" and after the word "resident" the words "and nonresident"; line 12, by inserting after the word "licenses" the words "and tags"; line 14, by inserting after the word "such" "[permits]"; line 15, by inserting after the word "licenses" the words "and tags"; line 16, by inserting after the word "any" "[portion]"; line 18, by inserting after the word "licenses" the words "and tags"; line 19, by striking out after the word "resident" the word "and" and inserting in lieu thereof the words "or nonresident"; page 4, line 1, by inserting after the word "resident" the words "non resident" and after the word "licenses" the words "and tags"; line 7, by inserting after the word "licenses" the words "and tags"; line 12, by inserting after the word "licenses" the words "and tags"; line 13, by inserting after the word "licenses" the words "and tags"; line 16, by striking out the word "counties" and inserting in lieu thereof the word "county" and by striking out after the word "such" the word "licenses" and inserting in lieu thereof the word "licenses"; line 18, by inserting after the word "such" "[permits]"; line 19, by inserting after the word "any" "[designated]"; page 5, line 1 by inserting after the figure "1" "[portion or portions]"; line 3, by inserting after the word "the" "[area]"; line 8, by inserting after the word "a" "[special]"; line 9, by inserting after the figure "9" "[permit for such antlerless deer]"; page 6, line 2, by inserting after the word "to" "[Special permits]" and after the word "resident" the words "and nonresident"; line 6 by inserting after the word "without" "[such]" and after the word "a" "[special]" and after the word "resident" the words "or nonresident"; line 7, by inserting after the word "license" the words "and tag" and after the word "deer" "[permit]".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I move that the House nonconcur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 789.

An Act to amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by prohibiting any mortgage or pledgee from requiring that property securing a loan be insured by a particular insurance company.

With the information that the Senate has passed the

same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 3, line 5, by striking out after the word "disapproving" the following: "for good cause."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Rovansek,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarraf,
Baumunk,	Guarnieri,	McCormack,	Sax,
Bear,	Gutendorf,	McCullough,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenschild,	Metz,	Smith,
Bombberger,	Headlee,	Mihm,	Snider,
Boorse,	Heim,	Mikula,	Sollenberger,
Bower,	Herach,	Miller, H. G.,	Spencer,
Brelsach,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintes,	Stoner,
Bucchini,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Toll,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Varnier,
Dalrymple,	Kline,	Olsen,	Verona,
Davis,	Kohl,	Penglass,	Wachhaus,
Dennison,	Kolankiewics,	Peta,	Wargo,
Dougherty,	Kornick,	Petrosky,	Waterhouse,
Dowling,	Krats,	Pettigrew,	Watkins,
DuBois,	Kubacki,	Pfaff,	Weidner,
Duffy,	Lafore,	Pichney,	Welsh,
Dunn,	Lederer,	Pitzer,	Wescott,
Erb,	Leisey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,
Fillip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reagan,	Wilt,
Firmstone,	Loftus,	Reese,	Wood,
Frost,	Lopresti,	Reidenbach,	Yeakel,
Gaffney,	Lovett,	Reilly, J. M.,	Yester,
Geer,	Lutty,	Rigby,	Yetzer,
Gibson,	Lyons,	Riley, R. L.,	Young,
Gleason,	Madden,	Robertson,	Ziegler,
Good,	Madigan,	Rose,	Sorg,
		Rosen,	Speaker.

NAYS—0

NOT VOTING—2

Flack,

Thompson, R. L.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned

bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 872.

An Act validating and confirming acquisition and holding heretofore consummated by certain municipal corporations of other states of real property and appurtenances attached thereto in this Commonwealth necessary to the beneficial use of certain real property and appurtenances attached thereto acquired and held by such municipal corporations in such other states and defining certain of their rights and liabilities in connection therewith

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend the title, page 1, line 1, by striking out the word "Authorizing" and inserting in lieu thereof the following "validating and confirming acquisition and holding heretofore consummated by"; page 1, line 3, by striking out after the word "states" the following "to acquire use encumber and dispose"; page 1, line 6, by inserting after the word "property" the following "and appurtenances attached thereto acquired and held by such municipal corporations"; page 1, line 8, by striking out the word "state" and inserting in lieu thereof the words "states and"; page 2, line 2, by striking out after the word "therewith" the following "and validating certain acquisitions and holdings of real property and appurtenances attached thereto by such municipal corporations heretofore consummated"

Amend the bill pages 2 and 3 by striking out all of Section 1 and 2 Amend Section 3, page 3, line 12, by striking out after the word "Section" the figure "3" and inserting in lieu thereof the figure "1"; page 4, line 4, by striking out after the word "lawful" the following "to the same extent as if acquired after the effective date of this act"

Amend Section 4, page 4, line 6, by striking out the first two words on the line "Section 4" and inserting the following "notwithstanding the provisions of"; page 4, line 10, by striking out after the word "uses" all of lines 11 to 20 inclusive; page 5, by striking out all of lines 1 to 3 inclusive. Page 5, line 4, by inserting the following

(b) The municipal corporation may hold use enjoy improve develop mortgage lease and convey the real property and appurtenances attached thereto or any part thereof in this commonwealth in such manner as may be necessary for the beneficial use of the real property and appurtenances it holds in the other state so long as it complies with the constitution and relevant laws of this commonwealth

Section 2 Nothing contained in this act shall be construed to prevent or relieve any real property or appurtenances attached thereto held by any such municipal corporation under the provisions of this act from being taxed as other real property within this commonwealth is taxed

Amend page 6, line 1, by inserting "Section 3" at the beginning of the line and by striking out after the word "all" the word "other".

Amend Section 5, page 6, line 3, by striking out after the word "section" the figure "5" and inserting in lieu thereof the figure "4".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Rovansek.
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarra,
Baumunk,	Guarnieri,	McCormack,	Sax,
Beaer,	Gutendorf,	McCullough,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Boiton,	Haudenshield,	Metz,	Smith,
Bomberger,	Headlee,	Mihm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Toll,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Varnier,
Dalrymple,	Kline,	Olsen,	Verona,
Davis,	Kohl,	Penglase,	Wachhaus,
Dennison,	Kolankiewicz,	Peta,	Wargo,
Dougherty,	Kornick,	Petrosky,	Waterhouse,
Dowling,	Kratz,	Pettigrew,	Watkins,
DuBois,	Kubacki,	Pfaff,	Weidner,
Duffy,	Lafore,	Pichney,	Welsh,
Dunn,	Lederer,	Pitzer,	Wescott,
Erb,	Leisey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,
Filip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reagan,	Wilt,
Firmstone,	Loftus,	Reese,	Wood,
Frost,	Loprestl,	Reidenbach,	Yeakel,
Gaffney,	Lovett,	Relly, J. M.,	Yester,
Geer,	Lutty,	Rigby,	Yetzer,
Gibson,	Lyons,	Riley, R. L.,	Young,
Gleason,	Madden,	Robertson,	Ziegler,
Good,	Madigan,	Rose,	Sorg,
		Rosen,	Speaker

NAYS—0

NOT VOTING—2

Flack,

Thompson, R. L.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SPECIAL ORDER ON SENATE BILL NO. 711

Mr. JOHNSON. Mr. Speaker, I move that Senate Bill 711, Printer's No. 297 on page 41 of today's calendar, bills on third reading, be made a special order of business at this time.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 711, as follows:

An Act making an appropriation from the World War II Veterans' Compensation Fund to the Department of Military Affairs for certain administration expenses necessary for the payment of compensation to veterans as provided by the "World War II Veterans' Compensation Act of 1947"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of three hundred fifty thousand dollars (\$350,000) or as much thereof as may be necessary is hereby specifically appropriated from the World War II Veterans' Compensation Fund to the Department of Military Affairs for the two fiscal years beginning June first one thousand nine hundred fifty-one for the purpose of paying salaries wages postage printing and other necessary expenses incurred in payment of compensation to veterans as provided by the "World War II Veterans' Compensation Act of 1947"

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Rovansek,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarra,
Baumunk,	Guarnieri,	McCormack,	Sax,
Bear,	Gutendorf,	McCullough,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenschild,	Metz,	Smith,
Bomberger,	Headlee,	Mihm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Buchlin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Toll,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Varnier,
Dalrymple,	Kline,	Olsen,	Verona,
Davis,	Kohl,	Penglase,	Wachhaus,
Dennison,	Kolankiewicz,	Peta,	Wargo,
Dougherty,	Kornick,	Petrosky,	Waterhouse,
Dowling,	Kratz,	Pettigrew,	Watkins,
DuBols,	Kubacki,	Pfaff,	Weidner,
Duffy,	Lafore,	Pichney,	Welsh,
Dunn,	Lederer,	Pitzer,	Wescott,
Erb,	Lelsey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,
Fillo,	Light,	Readinger,	Williams,
Firmstone,	Limper,	Reagan,	Wilt,
Frost,	Loftus,	Reese,	Wood,
Gaffney,	Lopresti,	Reidenbach,	Yeakel,
Geer,	Lovett,	Reilly, J. M.,	Yester,
Gibson,	Lutty,	Rigby,	Yetzer,
Gleason,	Lyons,	Riley, R. L.,	Young,
Gleason,	Madden,	Robertson,	Ziegler,
Good,	Madigan,	Rose,	Sorg,
		Rosen,	Speaker

NAYS—0

NOT VOTING—2

Flack, Thompson, R. L.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. HEWITT asked and obtained permission for the Committee on Mines and Mining to meet during the session of the House.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. WARGO asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mr. GUARNIERI asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

RESOLUTION CONGRATULATIONS

Mr. GUARNIERI. I take great honor in introducing this resolution, which is a privileged resolution, on behalf of my colleague, Mr. Dougherty.

The First Legislative District downtown in Philadelphia consists of two wards: the 1st Ward and the 39th Ward. I am from the 1st Ward and Mr. Dougherty, my colleague, is from the 39th Ward. The 39th Ward is what is known as the lower end of the First Legislative District.

Messrs. GUARNIERI, AMARANDO, PETA, SCANLON, Mrs. VARALLO and Mr. COSTA offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, June 27, 1951.

"I plight thee my troth" are words of special and enduring significance to one of our fellow members of this the 27th day of June, 1951, for it marks the thirty-fourth anniversary of their utterance.

On June 27, 1917 James J. Dougherty was joined in holy wedlock to the former Mary Stafford in the Church of Our Lady of Mt. Carmel in Philadelphia, and the hopes, joys, aspirations and love of that marriage have endured without diminution to the present day. Blessed with a family of four children, Mary, James Jr., Catherine and John, the mutual devotion, the sharing of hardships and pleasures have brought them everlasting happiness; therefore be it

Resolved, That the members of the House of Representatives extend to their fellow member, James J. Dougherty, and to his wife, their sincere congratulations on this the occasion of their thirty-fourth wedding anniversary, with best wishes for many many more; and be it further

Resolved, That a copy of this resolution be transmitted to Mrs. Dougherty by the Chief Clerk of the House of Representatives.

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Dougherty.

Mr. DOUGHERTY. Mr. Speaker, it is a happy coincidence that on this same day, Wednesday, June 27, 1917 the little woman, and I were joined in holy matrimony. I want to truthfully state that I have never regretted one minute of it.

I want to thank you, Mr. Speaker and Members of the House, for treating me so royally today and favoring me with this resolution.

RESOLUTION CONGRATULATIONS

Messrs. LOUIS LEONARD and LUTTY offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, June 27, 1951.

Even the buoyant and vigorous member from Allegheny County—the Honorable Olaf E. Olsen—must acknowledge the periodic arrival of a birthday anniversary.

Although July 4th is held in reverence by millions of Americans, yet to Olie Olsen it carries the additional over-tone of being the day fifty-five years ago when he first glimpsed a shaft of light glinting the surface of the limped water of a Norwegian fjord.

Olaf E. Olsen is a happy man, exuding good will and friendliness among the many groups—business, fraternal, political, and civic—with whom he is associated.

His personal life is simple and wholesome. Although junior to her husband in years, yet Mrs. Olsen by the most charming of coincidences celebrates her natal anniversary jointly with him on July 4th—a day of emancipation for millions of Americans from the tyranny of England, but a day of joint celebration for the Olsens yoked harmoniously together in matrimony.

Mr. Olsen has endeared himself to everyone in the Legislature since his ready and happy smile and friendly quip are captivating to all. His contemplated trip to Norway has been postponed to July 25th in anticipation of an adjournment of the present session on or before that date. His friends report that a few convivial spirits can always induce from him a flow of interesting lore about Norway, including his hypothesis that he, Olaf E. Olsen, is in all probability a living and presumptive heir to the Norwegian throne; therefore be it

Resolved, That this House of Representatives extend greetings and congratulations to one of its most affable members—the Honorable Olaf E. Olsen—on the occasion of his fifty-fifth birthday anniversary and its best wishes that many milestone of life will flash by as he continues in abundant health to expand his career of public and individual service.

Mr. OLSEN. Mr. Speaker, I want to thank everybody for the very nice resolution.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 74, entitled

An Act to amend section two thousand five hundred five of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the basis for payments on account of school nurses

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 124, entitled

An Act to amend section one thousand twenty-four of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating

thereto" by increasing compensation and mileage rates for attendance at conventions for the election of county superintendents

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 163, entitled

An Act to further amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by authorizing school districts of the second third and fourth classes to levy additional taxes to pay rentals to municipality authorities authorizing boards of school directors to make additional appropriations or to increase appropriations authorizing school districts singly or jointly with other school districts to convey or lease property and appropriate money including proceeds of general obligation bonds to municipality authorities to acquire additional property for authority projects to lease school projects from and pay rentals to municipality authorities to make all other contracts or agreements with municipality authorities deemed necessary or convenient in connection with projects providing for annual payments by the Commonwealth to school districts paying rentals to municipality authorities or non-profit corporations and further providing for annual payments by the Commonwealth to school districts making payments to the State Public School Building Authority

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 356, entitled

An Act to further amend the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" by extending the provisions thereof to school districts for limited purposes requiring that bonds of authorities organized by school districts be sold at public sale changing provisions for incorporation withdrawal from and joinder in Authorities amendment of articles of incorporation boards of Authorities and citizenship of members thereof and providing for extensions of corporate existence transfers of existing facilities to Authorities and conveyances of projects upon termination or assumption of liabilities

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 576, entitled

An Act to further amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L.

30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by permitting certain districts to make their own enumeration for per capita tax purposes

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 878, entitled

An Act to amend the act approved the thirteenth day of June one thousand nine hundred eleven (P. L. 903) entitled "An act to prevent frauds against carriers of passengers for hire within this Commonwealth and prescribing penalties for the breach of the provisions thereof" by changing penalties and defining magistrate

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 984, entitled

An Act to amend act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for exceptions to compulsory attendance

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1104, entitled

An Act to amend subsection (a) of Section 1402 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by authorizing the giving of medical and dental examinations to children prior to enrollment in the first grade

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1209, entitled

An Act relating to marriage and amending revising consolidating and changing the law relating thereto

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1228, entitled

An Act establishing The Pennsylvania State School for the Deaf providing for its operation and maintenance by the Department of Public Instruction and for the admission of pupils thereto and the expense of maintaining pupils therein authorizing the acquisition of a site by The General State Authority or the use of land now owned

by the Commonwealth the conveying of Commonwealth owned land to The General State Authority and the election or construction and the furnishing and equipping of buildings and structures by The General State Authority and the leasing thereof by the Commonwealth and conferring powers and imposing duties on district and county superintendents of schools

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1246, entitled

An Act to amend the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by providing for farm fish pond licenses regulating the use of such ponds and the terms of such licenses and prescribing penalties

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1271, entitled

An Act to amend Section thirteen of the act approved the twenty-seventh day of June one thousand nine hundred forty-seven (P. L. 1046) entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts creating a State Tax Equalization Board and prescribing its powers and duties imposing duties on certain local officers agents boards commissions and departments and making an appropriation" by permitting an appeal to the courts from decisions of the State Tax Equalization Board

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1292, entitled

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipt making an appropriation and providing for refunds" by providing for reports of sales of vehicles to nonresidents the transportation of dangerous substances and the inspection of dealers' premises further degulating

the administrative powers of the department the licensing suspension and revocation of operators and operating privileges and the operation and equipment of vehicles changing certain fees and powers and jurisdiction of peace officers magistrates aldermen and justices of the peace and prescribing additional enforcement and penal provisions

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1370, entitled

An Act to further amend Section 2004 of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by limiting to forty hours the work week of police officers in certain cases

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1372, entitled

An Act to amend Section 308 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by further regulating the method of approval of the borrowing of money and disposition of real estate by nonprofit corporations by the members thereof

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1402, entitled

An Act providing for appeals to the court of common pleas from the decisions rulings and findings of Civil Service Boards and Commissions in cities

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1404, entitled

An Act to amend the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising consolidating and changing the laws relating thereto," by providing for the

addition to the tax duplicates of school districts of the third and fourth class, of properties occupied during the fiscal year of the school district, in certain cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1439, entitled

An Act to amend Sections 4342 and 4343 of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by making certain city employees eligible for retirement after twenty years of service.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1476, entitled

An Act to further amend Article III of the act approved the seventh day of March one thousand nine hundred one (P. L. 20) entitled "An act for the government of cities of the second class" by fixing maximum hours of service for policemen and providing for compensation for extra services in emergencies

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House No. 1477, entitled

An Act to further amend Section 1 of the act approved the thirtieth day of March one thousand nine hundred fifteen (P. L. 34) entitled "An act to promote the health an efficiency of firemen in cities of the second class by providing for a two-platoon system for firemen in the department of public safety of such cities" by further regulating the hours of duty of firemen in cities of the second class

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1479, entitled

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties

providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" requiring certain vehicles and combinations of vehicles to be constructed or equipped to prevent throwing of road surface substances from their rear wheels beyond certain limits

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 265, entitled

An Act to amend clause (a) of section one thousand one hundred seventy-six of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto" by further providing for military leaves for employes of school districts.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 343, entitled

An Act to further amend section eleven of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payment therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending service allowance of certain employes.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 477, entitled

An Act to amend Article X of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the appointment and removal of technical personnel their qualifications term of office duties, salary and method of filling vacancies.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 501, entitled

An Act to further amend Section 2 of the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 951), entitled, as amended "An act defining and providing for the licensing and regulation of private academic schools; conferring powers and imposing duties on the Department of Public Instruction; and im-

posing penalties," by exempting therefrom schools for the blind deaf and dumb receiving State appropriations and certain other private schools.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 505, entitled

An Act to further amend the act approved the fifth day of July, one thousand nine hundred forty-seven (P. L. 1217), entitled "An act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania; creating a State Public School Building Authority as a body corporate and politic with power to construct, improve and operate projects and to lease the same and to fix and collect fees, rentals and charges for the use thereof; authorizing school districts to enter into contracts to lease; authorizing and regulating the issuance of bonds by said Authority; and providing for the payment of such bonds and the rights of the holders thereof; granting the right of eminent domain; increasing the powers and duties of the Department of Public Instruction; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act; and making an appropriation to said Authority to pay expenses incident to its formation," by authorizing the leasing of school buildings prior to completion; authorizing the issuance of bonds pursuant to resolutions or trust indentures and permitting certain moneys to be set aside for the benefit of particular bonds; limiting powers of Commonwealth to alter the provisions relating to security of the Authority and bondholders.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 533, entitled

An Act concerning contributions among joint tortfeasors defining the rights and duties of contribution in such cases making uniform the law with reference thereto and repealing certain acts

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 651, entitled

An Act to amend clause 10 of Section 925 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by increasing compensation allowable to attorneys employed by school directors in certain counties and providing for the payment thereof.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 684, entitled

An Act to further amend Section 7 of the act, approved the eleventh day of May, one thousand nine hundred twenty-five (P. L. 561), entitled "An act to provide for the selection of jurors to serve in the several

courts, criminal and civil, of counties of the second class, and defining the qualification of such jurors; providing for the organizations of a commission for the selection of jurors in such counties, and prescribing its powers and duties, and authorizing it to investigate as to the qualifications of prospective jurors; imposing the expense of maintaining and operating said commission upon said counties, and requiring the county commissioners to provide suitable quarters equipment and supplies; authorizing the employment of the necessary clerks and other employes, and providing for a salary board composed of the commission, the county commissioners, and the controller of said counties, to fix the number and compensation of such employes; requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service; repealing inconsistent legislation; and prescribing punishment for the violation hereof," by further regulating the selection of jurors in counties of the second class.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

RESOLUTION

RECALLING HOUSE BILL 77

Mr. HAROLD G. MILLER offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, June 27, 1951.

Resolved (if the Senate concur), that House Bill No. 77, Printer's No. 464, entitled "An Act to further amend section two thousand one hundred three of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled 'An act relating to cities of the third class and amending revising and consolidating the law relating thereto' by further regulating the hours of service vacations and sick leaves of firemen," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 44, entitled:

An Act to amend section 1 of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 1203) entitled "An act providing aid by the Commonwealth to free public non-sectarian county libraries authorizing the Department of Public Instruction to provide books for demonstration purposes to encourage the establishment of such county libraries and making an appropriation" by increasing the maximum amount of aid payable to any county

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 640, entitled:

An Act to amend the act approved the sixth day of June, 1893 (P. L. 326), entitled "A supplement to an act, entitled 'An act in relation to the imprisonment, government and release of convicts in the Pennsylvania Industrial Reformatory at Huntingdon,' approved the twenty-eighth day of April, Anno Domini one thousand eight hundred and eighty-seven," by correcting the name of said institution and of the governing board thereof.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 745, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by creating the Pennsylvania Library Council prescribing its powers and duties providing for a State librarian and for certification of libraries and librarians and for minimum standards for public library service

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1108, entitled:

An Act to repeal the act, approved the sixth day of June, one thousand nine hundred thirteen (P. L. 452), entitled "An act to amend an act 'Providing for the appointment of a board of visitation for institutions, societies, and associations caring for dependent, neglected, or delinquent children' approved the twenty-sixth day of February, Anno Domini one thousand nine hundred and three, and making it the duty of the board of visitation to visit all institutions, within the county, which receive their inmates from more than one county, and are in whole or in part supported and managed by the Commonwealth, and all institutions which are wholly supported and managed by any county, city, borough, or township of the poor district of the Commonwealth, and providing for the making of nominations of appointment on the boards of visitation."

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1126, entitled:

An Act making an appropriation to the Jefferson Medical College of Philadelphia Pennsylvania for medical education and research

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1181, entitled:

An Act to add Section 1207.1 to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by granting jurisdiction to magistrates in summary proceedings, in certain cases where minors are charged with violations of said act.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection

Senate Bill No. 11, Printer's No. 409
was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 121, entitled:

An Act to further amend the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by authorizing the classification of real estate into buildings on land and land exclusive of the buildings for city assessment and tax-levying purposes at separate and different rates

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 452, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and con-

ferring exclusive jurisdiction on certain courts over rates" by empowering Authorities to acquire by eminent domain certain capital stock of corporations of this Commonwealth owning projects in the event the Authority already owns ninety percent or more of such stock and by providing a procedure therefor

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

BILLS PASSED OVER

There being no objection

Senate Bill No. 456, Printer's No. 173 and

Senate Bill No. 648, Printer's No. 250

were passed over at the request of the SPEAKER.

BILLS ON THIRD READING

Mr. ANDREWS. Mr. Speaker, I suggest that in view of the fact that there is not a full representation no bill to which there is opposition be called.

The SPEAKER. The Chair thanks the gentleman.

BILL PASSED OVER

There being no objection

House Bill No. 223, Printer's No. 584

House Bill No. 390, Printer's No. 539 and

House Bill No. 488, Printer's No. 476

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 548, as follows:

An Act to amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing penalties for theft removal or transfer of certificates of inspection
The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this

act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" is hereby amended by adding after Section 823 thereof a new section to read as follows

* * * * *

Section 823.1 Theft of Certificates of Inspection It shall be unlawful for any person to steal remove or transfer to another such vehicle the official certificate of inspection issued for any motor vehicle trailer or semi-trailer under the provisions of section eight hundred twenty-three (823) of this act or to steal any official certificate of inspection from any garage or from any other source whatsoever

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of not less than fifty dollars (\$50) nor more than one hundred dollars (\$100) and cost of prosecution and in default of the payment thereof undergo imprisonment for thirty (30) days

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Rovansek,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarrafi,
Baumunk,	Guarnieri,	McCormack,	Sax,
Bear,	Gutendorf,	McCullough,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenschild,	Metz,	Smith,
Bomberger,	Headlee,	Mihm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Brelsch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, R. L.,
Cochran,	Jones, P. P.,	Munley,	Toll,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Varnier,
Dalrymple,	Kline,	Olsen,	Verona,
Davis,	Kohl,	Pengilase,	Wachhaus,
Dennison,	Kolankiewicz,	Peto,	Wargo,
Dougherty,	Kornick,	Petrosky,	Waterhouse,
Dowling,	Kratz,	Pettigrew,	Watkins,
DuBois,	Kubacki,	Pfaff,	Weidner,
Duffy,	Lafore,	Pichney,	Welsh,
Dunn,	Lederer,	Pitzer,	Wescott,
Erb,	Lelsey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,
Filip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reagan,	Wilt,

Firmstone,
Frost,
Gaffney,
Geer,
Gibson,
Gleason,
Good,

Loftus,
Lopresti,
Lovett,
Lutty,
Lyons,
Madden,
Madigan,

Reese,
Reldenbach,
Reilly, J. M.,
Rigby,
Riley, R. L.,
Robertson,
Rose,
Rosen,

Wood,
Yeakel,
Yester,
Yetzer,
Young,
Ziegler,
Sorg,

Speaker.

NAYS—0

NOT VOTING—2

Flack,

Thompson, E. F.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 695, Printer's No. 649 was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 729, as follows:

An Act to further amend Section 10 of the act approved the fourth day of June one thousand nine hundred thirty-seven (P. L. 1625) entitled "An act providing for the creation maintenance and operation of a county employees' retirement system in counties of the third class and imposing certain charges on counties" by extending service allowance to include periods of employment with the State

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 10 of the act approved the fourth day of June one thousand nine hundred thirty-seven (P. L. 1625) entitled "An act providing for the creation maintenance and operation of a county employees' retirement system in counties of the third class and imposing certain charges on counties" as last amended by the act approved the eighteenth day of May one thousand nine hundred forty-five (P. L. 688) is hereby further amended to read as follows

Section 10 Service Allowance In computing the length of service of a contributor for retirement purposes full credit shall be given to each original member for each year of service rendered to the county prior to January first of the year the retirement system was established This shall include the services of a county official whose compensation was in the form of fees collected by his office and shall also include the services of employees paid directly by such county official out of such fees As soon as practicable the retirement board shall issue to each original member a certificate certifying the aggregate length of his service prior to January first of the year retirement system was established Such certificate shall be final and conclusive as to his prior service unless thereafter modified by the board upon application of the member Full credit shall be given to every person for all the time spent as a State employee prior to his becoming a county employee upon payment by such person into the county employees' retirement fund the amount of contributions he would have paid during such period of service had he been a county employee and a member of the county retirement system The retirement board may also give credit to any person who was a county employee for each year that he was employed previous to the first day of January one thousand nine hundred forty-five for at least two hundred days per year on a per diem basis for the purpose of the computation of his retirement credit The time during which a member is absent from service

without pay shall not be counted in computing the service of a contributor unless allowed by the county commissioners and approved by the board

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Rovansek,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarraf,
Baumunk,	Guarnieri,	McCormack,	Sax,
Bear,	Gutendorf,	McCullough,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenschild,	Metz,	Smith,
Bomberger,	Headlee,	Mihm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Toll,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Varnier,
Dalrymple,	Kline,	Olsen,	Verona,
Davis,	Kohl,	Penglase,	Wachhaus,
Dennison,	Kolankiewicz,	Peta,	Wargo,
Dougherty,	Kornick,	Petrosky,	Waterhouse,
Dowling,	Kratz,	Pettigrew,	Watkins,
DuBois,	Kubacki,	Pfaff,	Weldner,
Duffy,	Lafore,	Pichney,	Welsh,
Dunn,	Lederer,	Pitzer,	Wescott,
Erb,	Lelsey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,
Filip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reagan,	Wilt,
Firmstone,	Loftus,	Reese,	Wood,
Frost,	Lopresti,	Reidenbach,	Yeakel,
Gaffney,	Lovett,	Reilly, J. M.,	Yester,
Geer,	Lutty,	Rigby,	Yetzer,
Gibson,	Lyons,	Riley, R. L.,	Young,
Gleason,	Madden,	Robertson,	Ziegler,
Good,	Madigan,	Rose,	Sorg,
		Rosen,	Speaker

NAYS—0

NOT VOTING—2

Flack, Thompson, R. L.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 792, as follows:

An Act providing for treatment and cure in designated State institutions of persons habitually addicted to the use of opiates and for their admission to and care therein and the payment of the cost thereof and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Definitions As used in this act the following words and phrases shall unless the context clearly indicates otherwise have the meanings ascribed to them in this section

(1) "Addict" or "drug addict" a person who is or is thought to be so habitually addicted to the use of opiates as to be unable or unwilling to stop the use of such substances without help The terms shall not include any person who has been convicted on a criminal charge and whose period of sentence has not expired nor any person acquitted of a crime on the grounds of insanity nor any person charged with crime but not tried therefor or not convicted thereof

(2) "Care" shall include reception detention discharge custody treatment maintenance support segregation discipline improvement employment medical and surgical treatment and nursing food and clothing

(3) "Court" the court of common pleas or other court of record having jurisdiction or law judge thereof of the county in which the addict or person thought to be an addict is or resides

(4) "Department" the Department of Welfare or such other department to which its powers and duties may be transferred

(5) "Institution" or "State institution" any State mental institution or hospital or any State medical and surgical hospital maintained wholly by the Commonwealth or the board of trustees of which is a departmental administrative board within the department

(6) "Physician" a person who has been (1) a resident of Pennsylvania for at least three years (2) licensed to practice medicine in Pennsylvania and (3) in the actual practice of medicine for a least three years or has had at least one year's experience in an institution

(7) "Responsible person" any person who assumes or who is liable for the support of an addict or who has custody of an addict or who is the legal guardian or committee of an addict

(8) "Superintendent" the person in charge of the administration of an institution or person acting as such at his appointment or under his direction

Section 2 Care of Drug Addicts State institutions shall provide care for addicts in accordance with the provisions of this act

Section 3 Admissions or Commitments (a) Any drug addict may be admitted to a State institution for care upon compliance with any of the following methods of admission or commitment to wit

(1) On voluntary application by the addict if an adult and if competent to make the application

(2) If the addict is a minor on application to a superintendent by at least two persons who shall be the addict's parent or other responsible person accompanied by a physician's certificate

(3) By order of court for commitment for care or for observation diagnosis and treatment of the addict after petition by at least two persons who shall be the addict's relative or other responsible person which petition shall be accompanied by the certificate of two physicians and after a hearing before such court at which the addict or person thought to be an addict shall be present

(b) Every admission or commitment shall be subject to the approval of the board of trustees of the particular institution

Section 4 Form and Content of Application or Petition (a) Every application or petition shall be in the form prescribed by the department It shall state the name sex age and residence of the person sought to be admitted or committed the opinion of the applicant or petitioner that the person is an addict and is a fit subject

for care or needs observation diagnosis and treatment together with the facts on which such opinion is based and such other facts as the department may require. If any of the relevant facts are unknown the application or petition shall so state.

(b) Every application or petition shall be signed by the applicant or petitioners in the presence of at least one disinterested witness.

(c) Every application other than a voluntary application and every petition shall be sworn to or affirmed before a person authorized to administer an oath.

Section 5 Physician's Certificates Penalty for False Statements (a) Every physician's certificate required by this act for the admission or commitment of an addict shall state

(1) His residence

(2) That he has resided in this State for at least one year

(3) That he has been licensed to practice medicine in this State

(4) That he has been in the actual practice of medicine for at least three years or has had at least one year's experience as a physician in an institution

(5) That he is not related by blood or marriage to the addict and applicant

(6) That he is not connected in any way as medical attendant or otherwise with the institution to which application or petition has been made for the admission or commitment of the addict

(7) That he has examined the addict with care and diligence within a week of making the certificate

(8) That in his opinion the person sought to be admitted or committed is or is thought to be an addict or is in need of and will be benefited by care and the admission or commitment applied or petitioned for

(9) The information relative to the addict given him by others and the facts as to the physical and mental condition and the behavior of the addict which he has observed and on which he bases his opinion and

(10) Such other information as the particular request for admission or commitment or as the department may require

(b) No such certificate shall authorize the admission or commitment of an addict unless such addict is submitted or committed within two weeks of its date

(c) Any physician who falsely certifies to the drug addiction of any person or whose false certificate as to the drug addiction of any person is proved to be the result of negligence or deficient professional skill or who signs such a certificate for a pecuniary reward or promise thereof or other consideration of value or operating to his advantage other than the professional fee usually paid for such service shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not to exceed five hundred dollars or to imprisonment not to exceed one year or both

Section 6 Bond No addict shall be admitted to any State institution on his voluntary application until a bond in the amount of five hundred dollars payable to the Commonwealth conditioned on the payment of the costs of his care and maintenance at the full rate established by the Department of Welfare has been furnished to the superintendent of the institution to which he has applied for admission

Section 7 Limits of Detention (a) No addict admitted on a voluntary application or without a court order shall be detained longer than ten days after he or his applicant for admission has petitioned the superintendent in writing for his discharge

(b) Every addict committed for observation diagnosis and treatment shall be so committed for a definite period not to exceed two (2) years by order of court and shall be discharged at the end of such period

(c) Every addict committed other than for observation diagnosis and treatment shall remain in an institution until the superintendent thereof certifies to the committing court that care is no longer beneficial or necessary

to him the committing court shall then order his discharge under such supervision and restriction as it may impose

Section 8 Costs Liability for all costs of care of any addict except as otherwise ordered by a committing court in an institution is hereby imposed in the following order against

(1) The addict's real and personal property

(2) The persons liable for the addict's support or in the case of a temporary admission if there be no such persons the persons who apply for his admission

(3) The county or institution district in which he resides

(4) The Commonwealth

Section 9 Habeas Corpus (a) Any addict or person acting on his behalf may petition any court for a writ of habeas corpus on the grounds that the addict is unjustly deprived of his liberty. The petition shall be in writing and shall be sworn to or affirmed

(b) On the petition the court shall issue a writ of habeas corpus requiring the addict to be brought before the court for a public hearing where the question of his addiction may be determined. The burden of proof shall rest upon the persons responsible for his admission or commitment

Section 10 The sum of forty-five thousand dollars (\$45,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Welfare for the two fiscal years beginning the first day of June one thousand nine hundred and fifty-one for the purpose of carrying out the provisions of this act

Section 11 General Repeal All acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Rovansek,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarra,
Baumunk,	Guarnieri,	McCormack,	Sax,
Bear,	Gutendorf,	McCullough,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenschild,	Metz,	Smith,
Bomberger,	Headlee,	Mihm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Brelsach,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Toll,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varnier,
Coyle,	Kent,	Needham,	Varallo,
Dalrymple,	Kline,	Olsen,	Verona,
Davis,	Kohl,	Penglase,	Wachhaus,
Dennison,	Kolankiewicz,	Peta,	Wargo,
Dougherty,	Kornick,	Petrosky,	Waterhouse,
Dowling,	Kratz,	Pettigrew,	Watkins,
DuBols,	Kubacki,	Pfaff,	Weidner,
Duffy,	Lafore,	Pichney,	Welsh,
Dunn,	Lederer,	Pitzer,	Wescott,
Erb,	Lelsey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,

Fillip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reagan,	Wilt,
Firmstone,	Loftus,	Reese,	Wood,
Frost,	Lopresti,	Reidenbach,	Yeakel,
Gaffney,	Lovett,	Reilly, J. M.,	Yester,
Geer,	Lutty,	Rigby,	Yetzer,
Gibson,	Lyons,	Riley, R. L.,	Young,
Gleason,	Madden,	Robertson,	Ziegler,
Good,	Madigan,	Rose,	Sorg,
		Rosen,	Speaker

NAYS—0

NOT VOTING—2

Flack, Thompson, R. L.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 859, as follows:

An Act to further amend the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by making drivers of fire-fighting apparatus or ambulances for certain volunteer fire companies eligible to the pension fund

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The subdivision heading of subdivision (c) of Article XLIII and Section 4340 4346 4348 4349 and 4352 of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" as re-enacted and amended by the act approved the day of one thousand nine hundred fifty-one (Act No.) are hereby further amended to read as follows

(c) Pension Funds for Employees Other Than Policemen and City-Paid Fireman

Section 4340 Pension Funds for Employees other than Police or City-Paid Firemen Cities may create a pension fund for the pensioning of employees of said cities who are not members of the police force or city-paid fire department thereof and the families of such as may be injured or killed in the service in the manner under the conditions and subject to the qualifications following as used in this subdivision "employees" includes officers and officials of the city whether elected or appointed

Section 4346 Heads of Departments to Certify List of Employees The head of every department and office employing persons entitled to receive a pension shall certify to the board of pensions all persons so employed and the amount of salary or wages which is paid to said employee together with dismissals resignations or terminations of service and from the records of their office or department shall furnish such other relevant information as the board of pensions shall require In the case of a volunteer fireman "head of department or office" shall mean the president or secretary of the board of trustees of the volunteer fire company involved

Section 4348 Appropriations and Contributions to Fund [by Council] The council may annually set aside apportion and appropriate out of all taxes and income of such city unto the board of pensions a sum sufficient to maintain the pensions or compensations due hereunder on account of the city contributions for all employees except volunteer firemen On account of volunteer firemen who become members of the pension fund the board of trustees of the volunteer fire company employing and paying them

shall annually contribute to the board of pensions a sum equal to the same percentage of its participating payroll as the amount contributed by the city for the same year bears to its participating payroll

Section 4349 Application The benefits conferred by this subdivision of this article shall apply to all persons employed in any capacity by or holding positions in or in the case of a volunteer fireman rendering services recognized and accepted by the cities creating a pension fund and pension board in accordance with its provisions but this subdivision shall not apply to employees of such departments bureaus or officers as are otherwise protected by pension authorized by [law] this act

Any volunteer fireman may become a member of such a pension fund as of the date of his original employment or of the inception of the pension fund whichever is later upon his making back contributions and if the volunteer fire company or board of trustees thereof employing and paying him agrees to contribute and contributes to the pension fund from time to time the sums hereinbefore required

Section 4352 [Employee Defined The term "employee"] Definitions The term or phrase "employee" "employed" "employed by the city" or "in the employment of any city" as used in this subdivision is meant to include all persons in the service of cities creating a pension fund and a pension board in accordance with the provisions thereof who are not now otherwise protected by pensions authorized by this act and any volunteer fireman who becomes a member of the pension fund

"Volunteer fireman" shall mean a driver of fire-fighting apparatus or ambulances regularly employed and paid by a volunteer fire company rendering services recognized and accepted by a city

Section 2 The provisions of this act shall become effective immediately upon nal enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Rovansek,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarraf,
Baumunk,	Guarnieri,	McCormack,	Sax,
Bear,	Gutendorf,	McCullough,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudensfield,	Metz,	Smith,
Bomberger,	Headlee,	Mihm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Toll,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Varner,
Dalrymple,	Kline,	Olsen,	Verona,
Davis,	Kohl,	Penglase,	Wachhaus,
Dennison,	Kolankiewicz,	Peta,	Wargo,
Dougherty,	Kornick,	Petrosky,	Waterhouse,
Dowling,	Kratz,	Pettigrew,	Watkins,
DuBois,	Kubacki,	Pfaff,	Weidner,

Duffy,	Lafore,	Pichney,	Welsh,
Dunn,	Lederer,	Pitzer,	Wescott,
Erb,	Leisey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,
Filip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reagan,	Wilt,
Firmstone,	Loftus,	Reese,	Wood,
Frost,	Lopresti,	Reidenbach,	Yeakel,
Gaffney,	Lovett,	Reilly, J. M.,	Yester,
Geer,	Lutty,	Rigby,	Yetzer,
Gibson,	Lyons,	Riley, R. L.,	Young,
Gleason,	Madden,	Robertson,	Ziegler,
Good,	Madigan,	Rose,	Sorg,
		Rosen,	Speaker

NAYS—0

NOT VOTING—2

Flack, Thompson, R. L.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 1057, Printer's No. 667 was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1098, as follows:

An Act to further amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" by authorizing the shade tree commission to require the cutting and removal of trees afflicted with the Dutch elm or other disease which threatens to injure or destroy shade trees and to levy and collect the cost thereof from the owner of the property by action in assumpsit or by the filing of a municipal claim therefor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" as reenacted amended and revised by the act approved the twenty-seventh day of May one thousand nine hundred forty-nine (P. L. 1955) is hereby further amended by adding after Section 3027 a new section to read as follows

Section 3027.1 Removal of Diseased Trees The commissions may upon such notice as may be provided by ordinance require owners of property to cut and remove trees afflicted with the Dutch elm or other disease which threatens to injure or destroy shade trees in the township under regulations prescribed by ordinance Upon failure of any such owner to comply with such notice the township may cause the work to be done by the township and levy and collect the cost thereof from the owner of the property The cost of such work shall be a lien upon the premises from the time of the commencement of the work which date shall be fixed by the township engineer and shall be filed with the township secretary Any such lien may be collected by action in assumpsit or by lien filed in the manner provided by law for the filing and collection of municipal claims

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Rovansek,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarra,
Baumunk,	Guarnieri,	McCormack,	Sax,
Bear,	Gutendorf,	McCullough,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boies,	Harney,	McNally,	Shotwell,
Bolton,	Haudenshield,	Metz,	Smith,
Bomberger,	Headlee,	Mihm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Toll,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Varnar,
Dalrymple,	Kline,	Olsen,	Verona,
Davis,	Kohl,	Penglase,	Wachhaus,
Dennison,	Kolankiewicz,	Peta,	Wargo,
Dougherty,	Kornick,	Petrosky,	Waterhouse,
Dowling,	Kratz,	Pettigrew,	Watkins,
DuBois,	Kubacki,	Pfaff,	Weidner,
Duffy,	Lafore,	Pichney,	Welsh,
Dunn,	Lederer,	Pitzer,	Wescott,
Erb,	Leisey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,
Filip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reagan,	Wilt,
Firmstone,	Loftus,	Reese,	Wood,
Frost,	Lopresti,	Reidenbach,	Yeakel,
Gaffney,	Lovett,	Reilly, J. M.,	Yester,
Geer,	Lutty,	Rigby,	Yetzer,
Gibson,	Lyons,	Riley, R. L.,	Young,
Gleason,	Madden,	Robertson,	Ziegler,
Good,	Madigan,	Rose,	Sorg,
		Rosen,	Speaker

NAYS—0

NOT VOTING—2

Flack, Thompson, R. L.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 1191, Printer's No. 626

House Bill No. 1203, Printer's No. 591 and

House Bill No. 1218, Printer's No. 544

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1247, as follows:

An Act to further amend section two of the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 720) entitled "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the second class second class A and third class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of certain defined widths of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of certain portions of the cost of street improvements on abutting property owners regulating the replacement of certain facilities of public utility companies prohibiting the opening of said streets after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purposes of this act" by changing or deleting certain routes and adding certain new routes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The following routes established by section two of the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 720) entitled "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the second class second class A and third class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of certain defined widths of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance providing for the assessment of certain portions of the cost of street improvements on abutting property owners regulating the replacement of certain facilities of public utility companies prohibiting the opening of said streets after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purposes of this act" and its amendments are hereby deleted as indicated or amended to read as follows

* * * * *

Beginning at a point on East Third Street on the dividing line between the City of Williamsport and Loyalsock Township thence over [East] Third Street to the intersection of [East] Third Street and [Market] Campbell Street thence over Campbell Street to the intersection of Campbell and Fourth Streets in the City of Williamsport a distance of about [1.11] 2.12 miles

Section 2 Said act is hereby further amended by adding thereto the following new routes

Beginning at a point on the Logan Township line at Orchard Avenue thence easterly to Logan Boulevard in the City of Altoona Blair County a distance of about 0.3 of a mile

Beginning at the intersection of Derry and 29th Streets thence northerly over the 29th Street Rudy Road and 25th Street to Route 370 at the Penbrook Borough line in the City of Harrisburg Dauphin County a distance of about 0.96 of a mile

Section 3 The streets established as State highways under the provisions of this act may be taken over for

construction and maintenance at any time subsequent to the approval of this act but shall be taken over not later than the first day of January one thousand nine hundred fifty

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando.	Goodling.	Markley,	Rovansek,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarraf,
Baumunk,	Guarnieri,	McCormack,	Sax,
Bear,	Gutendorf,	McCullough,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenschild,	Metz,	Smith,
Bomberger,	Headlee,	Mihm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Brelsach,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Ewartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Toll,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Verner,
Dalrymple,	Kline,	Olsen,	Verona,
Davis,	Kohl,	Penglase,	Wachhaus,
Dennison,	Kolankiewicz,	Peta,	Wargo,
Dougherty,	Kornick,	Petrosky,	Waterhouse,
Dowling,	Kratz,	Pettigrew,	Watkins,
DuBois,	Kubacki,	Pfaff,	Weidner,
Dunn,	Lafore,	Pichney,	Welsh,
Duffy,	Lederer,	Pitzer,	Wescott,
Erb,	Lelsey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,
Filip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reagan,	Wilt,
Firmstone,	Loftus,	Reese,	Wood,
Frost,	Lopresti,	Reidenbach,	Yeakel,
Gaffney,	Lovett,	Relly, J. M.,	Yester,
Geer,	Lutty,	Rigby,	Yetzer,
Gibson,	Lyons,	Riley, R. L.,	Young,
Gleason,	Madden,	Robertson,	Ziegler,
Good,	Madigan,	Rose,	Sorg,
		Rosen,	Speaker

NAYS—0

NOT VOTING—2

Flack, Thompson, R. L.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1248, as follows:

An Act to further amend the act approved the fifth day of May one thousand nine hundred twenty-seven (P. L. 787) entitled "An act establishing certain public roads as State Highways and providing for their construction and maintenance at the expense of the Commonwealth" by changing certain routes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The following routes described in the act approved the fifth day of May one thousand nine hundred twenty-seven (P. L. 787) entitled "An act establishing certain public roads as State Highways and providing for their construction and maintenance at the expense of the Commonwealth" as amended by the act approved the seventh day of May one thousand nine hundred twenty-nine (P. L. 1598) are hereby further amended to read as follows

Route number five hundred and ninety-eight Commencing at a point on State highway Route number ninety-three in the County of Forest and running thence across the Allegheny River by way of West Hickory and Fleming Hill to Neilltown and intersecting with State Highway route number five hundred and eleven [and by spur from West Hickory in a southerly and westerly direction on the road to Fogle Farm a distance of one and seven tenths miles]

Route number six hundred and three Commencing at [P R R Station in] a point on Route 470 south of Granville in Mifflin County thence in a southwestwardly direction to intersect with State highway route number thirty-three at McVeytown

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando.	Goodling.	Markley.	Rovansek.
Andrews.	Graybill.	Maxwell.	Royer.
Banker.	Greenwood.	Mazza.	Rubin.
Barkdoll.	Greer.	McConnell.	Sarraff.
Baumunk.	Guarnieri.	McCormack.	Sax.
Bear.	Gutendorf.	McCullough.	Scanlon.
Beaver.	Guthrie.	McDermitt.	Schmidt.
Beech.	Hagerty.	McGee.	Schuster.
Berkstresser.	Hall.	McInroy.	Scott.
Blair.	Hamilton, R. K.	McKinney.	Seyler.
Bloom.	Hamilton, W. H.	McMillen.	Shoemaker.
Boles.	Harney.	McNally.	Shotwell.
Bolton.	Haudenschild.	Metz.	Smith.
Bomberger.	Headlee.	Mihm.	Snider.
Boorse.	Helm.	Mikuila.	Sollenberger.
Bower.	Hersch.	Miller, H. G.	Spencer.
Brelsch.	Hewitt.	Miller, J. C.	Stank.
Breth.	Hocker.	Mills.	Stimmel.
Brown.	Hoggard.	Mintess.	Stoner.
Bucchin.	Hunter.	Monroe.	Swartz.
Byrne.	Jenkins.	Moore, C. E.	Swope.
Cella.	Johnson.	Moore, H. A.	Tahl.
Clapper.	Jones, G. E.	Moran.	Taylor.
Clendening.	Jones, J. M.	Muldowney.	Thompson, E. F.
Cochran.	Jones, P. F.	Munley.	Toll.
Conway.	Jones, T. H. W.	Murray.	Tompkins.
Cooper.	Jump.	Musto.	Toomey.
Corr.	Kamyk.	Najaka.	VanSant.
Costa.	Keller.	Naugle.	Varallo.
Coyle.	Kent.	Needham.	Varnier.
Dalrymple.	Kline.	Olsen.	Verona.
Davis.	Kohl.	Penglase.	Wachhaus.
Dennison.	Kolankiewicz.	Peta.	Wargo.
Dougherty.	Kornick.	Petrosky.	Waterhouse.
Dowling.	Kratz.	Pettigrew.	Watkins.
DuBols.	Kubacki.	Pfaff.	Weldner.
Duffy.	Lafore.	Pichney.	Welsh.
Dunn.	Lederer.	Pitzer.	Wescott.
Erb.	Leisey.	Polaski.	Westrick.
Ewing.	Leonard, L.	Polen.	Whalley.
Fenrich.	Leonard, W. C.	Price, H. W. Jr.	Wheeler.

Ferster.
Fillip.
Filo.
Firmstone.
Frost.
Gaffney.
Geer.
Gibson.
Gleason.
Good.

Leven.
Light.
Limper.
Loftus.
Lopresti.
Lovett.
Lutty.
Lyons.
Madden.
Madigan.

Price, R. A.
Readinger.
Reagan.
Reese.
Reidenbach.
Reilly, J. M.
Rigby.
Riley, R. L.
Robertson.
Rose.
Rosen.

White.
Williams.
Wilt.
Wood.
Yeakel.
Yester.
Yetzer.
Young.
Ziegler.
Sorg.
Speaker

NAYS—0

NOT VOTING—2

Flack.

Thompson, R. L.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1249, as follows:

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred forty-five (P. L. 809) entitled "An act removing certain roads or sections of road from the State highway system and providing for their future maintenance and construction" by removing additional roads from the State highway system

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the eighteenth day of May one thousand nine hundred forty-five (P. L. 809) entitled "An act removing certain roads or sections of road from the State highway system and providing for their future maintenance and construction" is hereby further amended by adding certain additional roads to be removed from the State highway system as follows

Section 1 The following described roads which were added to the State highway system under the provisions of the act approved the twenty-seventh day of April one thousand nine hundred twenty-seven (P. L. 409) entitled "An act authorizing the Secretary of Highways to joint two or more State highway routes by the construction of connecting roads under certain conditions and providing for the payment of damages for land taken in the construction of such connecting roads" or under the provisions of Section 217 of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1242) known as the "State Highway Law" and which have been numbered by the Secretary of Highways as indicated are hereby removed from the said system

* * * * *

The section of road identified in the records of the Department of Highways as Route 05055 Spur E beginning at a point on Route 05054 about .7 of a mile west of New Paris extending about 0.4 of a mile in Napier Township Bedford County to Route 05055

The section of road identified in the records of the Department of Highways as Route 07003 Spur E extending from a point on Route 286 near Sharpsburg a distance of about 0.2 of a mile in Taylor Township Blair County to Route 07003

The section of road beginning on Route 133 about 0.9 of a mile east of Route 143 and extending northwesterly in West Goshen Township Chester County a distance of 0.5 of a mile to Route 143 presently identified in the records of the Department of Highways as Route 133 Spur E

The section of road beginning on Route 202 north of Fern Hill and extending northwesterly in West Goshen Township Chester County a distance of 0.4 of a mile to Route 15096 presently identified in the records of the Department of Highways as Route 202 Spur E

Section 2 Said act is hereby amended by adding after section one a new section as follows

Section 1.1 The following described roads which were added to the State highway system under the provisions of the act approved the twenty-fifth day of June one thousand nine hundred thirty-one (P. L. 1369) entitled "An act establishing certain State-aid highways and concrete township reward roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act and repealing an act" are hereby removed from the State highways system

The section of road in Bristol Township Bucks County presently identified in the records of the Department of Highways as application 4947 beginning at a point on the eastern line of Bristol Borough and extending north-eastwardly a distance of about one tenth of a mile to a road intersection

The section of road in Falls Township Bucks County presently identified in the records of the Department of Highways as application 5610 extending southerly from the Morrisville Borough line a distance of 2.37 miles to a road intersection

Section 3 Sections two and three of said act are hereby further amended by adding certain additional roads to be removed from the State Highway System

Section 2 The following described roads or sections of road which were added to the State highway system under the provisions of the act approved the third day of June one thousand nine hundred thirty-three (P. L. 1514) entitled "An act establishing as State highways certain condemned or abandoned turnpikes and turnpikes the companies or associations owning which have been dissolved and requiring their construction repair and maintenance as such" and which have been numbered by the Secretary of Highways as indicated are hereby removed from the said system

* * * * *

Section 3 The following described roads or sections of road which were added to the State highway system under the provisions of the act approved the twenty-eighth day of May one thousand nine hundred forty-three (P. L. 796) entitled "An act establishing as State highways certain county highways and requiring their construction repair and maintenance as such" and which have been numbered by the Secretary of Highways as indicated are hereby removed from the said system

* * * * *

Section 4 On or after the effective date of this act the roads herein described shall be maintained constructed and reconstructed by the authorities of the township borough incorporated town or city in which they are located

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Rovanseck,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarraf,
Baumunk,	Gutendorf,	McCormack,	Sax,
Bear,	Guarneri,	McCullough,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkstreser,	Hall,	McInroy,	Scott,

Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenshield,	Metz,	Smith,
Bomberger,	Headlee,	Mihm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Toll,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Varner,
Dalrymple,	Kline,	Olsen,	Verona,
Davis,	Kohl,	Penglase,	Wachhaus,
Dennison,	Kolankiewicz,	Peta,	Wargo,
Dougherty,	Kornick,	Petrosky,	Waterhouse,
Dowling,	Kratz,	Pettigrew,	Watkins,
DuBois,	Kubacki,	Pfaff,	Weldner,
Duffy,	Lafore,	Pichney,	Welsh,
Dunn,	Lederer,	Pitzer,	Wescott,
Erb,	Lelsey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,
Filip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reagan,	Wilt,
Firmstone,	Loftus,	Reese,	Wood,
Frost,	Lopresti,	Reidenbach,	Yeakel,
Gaffney,	Lovett,	Relly, J. M.,	Yester,
Geer,	Lutty,	Rigby,	Yetzer,
Gibson,	Lyons,	Riley, R. L.,	Young,
Gleason,	Madden,	Robertson,	Ziegler,
Good,	Madigan,	Rose,	Sorg,
		Rosen,	Speaker

NAYS—0

NOT VOTING—2

Flack,

Thompson, R. L.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1250, as follows:

An Act to further amend section two of the act approved the first day of June one thousand nine hundred thirty-three (P. L. 1172) entitled "An act establishing certain streets in boroughs and incorporated towns as State highways and providing for their construction and maintenance at the expense of the Commonwealth" by changing or deleting certain routes and adding certain new routes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The following routes established by section two of the act approved the first day of June one thousand nine hundred thirty-three (P. L. 1172) entitled "An act establishing certain streets in boroughs and incorporated towns as State highways and providing for their construction and maintenance at the expense of the Commonwealth" and its amendments are hereby deleted as indicated or amended to read as follows

* * * * *

[Application 5715 beginning at a point on the Falls Township-Morrisville Borough line thence northerly on Pennsylvania Avenue to an intersection with Route 150 at Pennsylvania and Philadelphia Avenues in the Borough

of Morrisville Bucks County a distance of about 0.53 of a mile]

Route 18004 extending Route 18004 beginning at a point on Route 18004 at the South Renovo Borough-Noyes Township line at Petes Run Clinton County thence in an easterly direction on Pennsylvania Avenue to the intersection of Pennsylvania Avenue and [Second] Fourth Street thence north on [Second] Fourth Street to the intersection of [Second] Fourth Street and Susquehanna Avenue thence west on Susquehanna Avenue to the Susquehanna River Bridge and the South Renovo-Renovo Borough line Clinton County thence in a northerly direction on Eighth Street in Renovo Borough to an intersection with Route 105 at the intersection of Eighth Street and Huron Avenue in Renovo Borough Clinton County a distance of about [0.45] .85 of a mile

[Route 23063 extending Route 23063 beginning at a point on the Lower Chichester Township-Marcus Hook Borough line thence in a southerly direction on Blue Ball Road to an intersection with Route 132 at Blue Ball Road and Wilmington Post Road in the Borough of Marcus Hook Delaware County a distance of about .22 of a mile]

[Route 23100 extending Route 23100 beginning at a point on the Upper Darby Township-East Lansdowne Borough line thence over Church Lane to a point on Route 23064 at Oak Avenue and Church Lane in the Borough of East Lansdowne Delaware County a distance of about 0.15 of a mile]

[Route 31058] 31108 extending Route [31058] 31108 beginning at a point on the north line of Birmingham Borough thence southerly over Tyrone Street and easterly over Church Street to the Warriors Mark Township line in the Borough of Birmingham Huntingdon County a distance of about .4 of a mile

Route 39033 extending Route 39033 beginning at a point on the Catasauqua Borough-Hanover Township line thence in a northwesterly direction on Howerton Road [to Fourteenth Street] Bethlehem Road Bath Avenue and Tenth Street to an intersection with the continuation of Route 39032 at [Fourteenth] Tenth and Race Streets in the Borough of Catasauqua Lehigh County a distance of about [.27] 0.45 of a mile

Route 49117 extending Route 49117 beginning at a point on the Riverside Borough-Gearhart Township line at D and H Avenue thence westerly to First Street thence over First Street to [the Cherokee Ordnance Works] an intersection with C Avenue in Riverside Borough Northumberland County a distance of about [0.5] 0.4 of a mile

Section 2 Said act is hereby further amended by adding thereto the following new routes

Atwood Borough

Route 03063 extending Route 03063 beginning at a point on the Cowanshannock Township line thence easterly over Indiana Street to the Indiana County line in Atwood Borough Armstrong County a distance of about 2.1 miles

Midland Borough

Route 04121 extending Route 04121 beginning at a point on the Ohio Township line thence over Spring Lane Wood Lane and Fairview Road to a point on Route 243 in the Borough of Midland Beaver County a distance of about 0.7 of a mile

Quakertown Borough

Route 09156 extending Route 09156 beginning at the Richland Township line thence in an easterly direction over Mill Road to Route 153 in Quakertown Borough Bucks County a distance of about 0.2 of a mile

Conoquenessing Borough

Route 10140 extending Route 10140 beginning at a point on the Conoquenessing Township line thence in a westerly direction over Constitution Avenue to the intersection with

Route 78 in Conoquenessing Borough Butler County a distance of about 0.76 of a mile

Evansburg Borough

Route 10141 extending Route 10141 beginning at a point on the Jackson Township line thence in a northeasterly direction over Patterson Street to Route 78 in Evansburg Borough Butler County a distance of about 0.23 of a mile

Flemington Borough

Route 18047 extending Route 18047 beginning at a point on the Allison Township line at Woods Avenue thence over Woods Avenue and Houston Street to Route 58 in the Borough of Flemington Clinton County a distance of about 0.45 of a mile

Petersburg Borough

Route 31107 extending Route 31107 beginning at a point on the Logan Township line thence over King Street to a point on Route 352 in the Borough of Petersburg Huntingdon County a distance of about 0.25 of a mile

Blairsville Borough

Route 32179 extending Route 32179 beginning at the Blairsville Borough-Burrell Township line at Market Street thence westerly over Market Street to the Derry Township Westmoreland County line in the Borough of Blairsville Indiana County a distance of about 0.83 of a mile

Clymer Borough

Route 32180 extending Route 32180 beginning at a point on the Cherryhill Township line thence easterly over Gerry Street to Route 508 in the Borough of Clymer Indiana County a distance of about 0.2 of a mile

Bolivar Borough

Route 64190 extending Route 64190 beginning at a point on the Fairfield Township line thence in a general north-easterly direction over Market Lincoln and River Streets to the Fairfield Township line in the Borough of Bolivar Westmoreland County a distance of about 0.70 of a mile

White Oak Borough

Route 64266 extending Route 64266 beginning at a point on the Westmoreland County line thence westerly over Muse Lane to a point on Route 02180 in the Borough of White Oak Allegheny County a distance of about 0.5 of a mile

Section 3 This act shall become effective on the first day of January one thousand nine hundred fifty-two

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Rovansek,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarraf,
Baumunk,	Guarnieri,	McCormack,	Sax,
Bear,	Gutendorf,	McCullough,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boies,	Harney,	McNally,	Shotwell,
Bolton,	Haudenshield,	Metz,	Smith,
Bomberger,	Headlee,	Mihm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,

Brelsch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Toil,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Varner,
Dalrymple,	Kline,	Olsen,	Verona,
Davis,	Kohl,	Penglase,	Wachhaus,
Dennison,	Kolankiewicz,	Peta,	Wargo,
Dougherty,	Kornick,	Petrosky,	Waterhouse,
Dowling,	Kratz,	Pettigrew,	Watkins,
DuBois,	Kubacki,	Pfaff,	Weldner,
Duffy,	Lafore,	Pichney,	Welsh,
Dunn,	Lederer,	Pitzer,	Wescott,
Erb,	Leisey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,
Filip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reagan,	Willt,
Firmstone,	Loftus,	Reese,	Wood,
Frost,	Lopresti,	Reidenbach,	Yeakel,
Gaffney,	Lovett,	Reilly, J. M.,	Yester,
Geer,	Lutty,	Rigby,	Yetzer,
Gibson,	Lyons,	Riley, R. L.,	Young,
Gleason,	Madden,	Robertson,	Ziegler,
Good,	Madigan,	Rose,	Sorg,
		Rosen,	Speaker

NAYS—0

NOT VOTING—2

Flack, Thompson, R. L.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1251, as follows:

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by changing or deleting certain routes and adding certain new routes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The following routes established by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" and its amendments are hereby deleted as indicated or amended to read as follows

Route 01001 Beginning at a point in Liberty Township on the Maryland state line about one mile west of the Liberty-Freedom Township line thence through Liberty and Hamiltonban Townships to the southern boundary line of Fairfield Borough thence from a point in Hamiltonban Township intersecting Route 44 about one-eighth mile east of Fairfield Borough thence through Hamiltonban Highland and Franklin Townships via Orrtanna [to a point intersecting Route 43 at] and Cashtown thence [from a point intersecting Route 43] through Franklin Township via Hilltown to a point intersecting Route 342 at Bridgeport thence from a point intersecting Route 342 about one-eighth mile west of Arendtsville Borough through Franklin and Menallen Townships via Brysonia to a point intersecting the township road and about one-half mile east of Wenksville in Adams County a distance of about [22.2] 22.02 miles

Route 01018 Beginning at a point in Franklin Township at McKnightstown Station thence through Franklin Township to a point [intersecting] crossing Route 43 [in] near the village of McKnightstown thence [from a point intersecting Route 43 one-fourth mile east of McKnightstown] through Franklin Township to a point intersecting Route 01002 about one-half mile south of Arendtsville Borough thence from a point on the eastern boundary line to Arendtsville Borough through Butler Township by way of Veachersville to a point intersecting Route 342 about one-fourth mile west of Biglerville Borough in Adams County a distance of about [6.5] 7.32 miles

Route 03005 Beginning at a point along the west bank of the Allegheny River about 1 mile north of Clinton thence southerly along the bank of the Allegheny River to the village of Clinton [on the Allegheny River] thence northerly in South Buffalo Township to an intersection with Route 378 near McVile in Armstrong County a distance of about [2.3] 3.3 miles

Route 03052 Beginning at a point on Route 03050 at Bruck Church thence northwesterly in Burrell Township to Myers Crossroads in Armstrong County a distance of about [3.05] 1.5 miles

Route 03098 Beginning at a point on the east borough line of Leechburg Borough thence in a northeasterly direction through Gilpin Township [to a road intersection thence in a northwesterly direction] to a point on Route 03036 [about 1.5 miles northeast of its intersection with Route 203] in Armstrong County a distance of about [1.5] 2.4 miles

[Route 03114 Beginning at the southern end of Route 03085 at Denaville thence in a southeasterly direction through Madison Township to a road intersection in Armstrong County a distance of about 1.8 miles]

[Route 03115 Beginning at a point on Route 03075 at or near Putneyville thence in a northeasterly direction through Mahoning Township to a road intersection at or near the Mahoning-Redbank Township line in Armstrong County a distance of about 1.0 miles]

Route 03124 Beginning at a point on Route 705 about 0.5 of a mile north of the village of Dime thence in a general easterly direction through Parks and Burrell Townships [via the State Point School to a point 03051 about 0.2 of a mile northwest of its intersection with Route 03050] to a road intersection in Armstrong County a distance of about [3.2] 1.4 miles

Route 03126 Beginning at a point on Route 69 at the Kiskiminetas-Parks Township line thence northerly [and westerly] through Parks Township [intersecting] to Route 705 about 0.1 of a mile south of Route 03040 [to a point on Route 03038 about 0.5 of a mile south of Hill School] in Armstrong County a distance of about [2.4] 1.0 mile

Route 03130 Beginning at a point on the Butler-Armstrong County line near the West Franklin-Sugar Creek Township line thence extending in a southeasterly and northeasterly direction through Sugar Creek and West Franklin Townships to a point on Route 03014 about [0.3] 0.1 of a mile [west] east of its intersection with Route 03015 in Armstrong County a distance of about [1.1] 1.2 miles

Route 03133 Beginning at a point on the Freeport Borough line near the Allegheny River thence in a general northeasterly direction along the Allegheny River through South Buffalo [and Cadogan Townships via the village of Clinton] to a point on Route 378 near the village of Cadogan] Township in Armstrong County a distance of about [9.1 miles] 0.9 of a mile

Route 03139 Beginning at a point on Route 03039 about 0.5 of a mile west of the village of Mateer thence in a northwesterly direction through Burrell Township to [a road intersection at Riggle's Crossroads] Route 03124 in Armstrong County a distance of about [0.9 of a mile] 2.8 miles

[Route 05054 Beginning at a road intersection approximately 0.25 of a mile north of the Moore School on the road between Schellsburg and Springhope in Napier Township Bedford County thence northwesterly through Napier Township to a road intersection on Chestnut Ridge thence northerly for a distance of approximately .25 of a mile thence northwesterly to a point on Route 356 approximately .02 of a mile south of the Borough of New Paris Bedford County a distance of about 2.5 miles]

Route 05055 Beginning at a [road intersection approximately 0.50 of a mile west of the borough line of New Paris in Napier Township Bedford County] point on Route 05054 about one mile west of New Paris Borough thence northeasterly and easterly through Napier Township to a point on the west borough line of New Paris at Rocklick Creek in Bedford County a distance of about [0.5] 1.2 miles

[Route 07003 Beginning at Rodman on Route 286 thence easterly along Plum Creek to road intersection thence northeasterly along Plum Creek to schoolhouse thence southeasterly along Plum Run connecting with Route 286 near Sharpsburg in Blair County a distance of about 3.5 miles]

Route 07012 Beginning at a point on Route 07011 east of the village of Loop thence [southeasterly] northwesterly through Frankstown Township to [a road intersection at a church approximate one-eighth of a mile east of Oldtown Run] the Hollidaysburg Borough line in Blair County a distance of about 2.1 miles

Route 09015 Beginning at a point on the east borough line of Tullytown Borough thence easterly and northerly through Falls Township [via Slickville to a point in Falls Township about 1.7 miles east of Slickville thence northwesterly] to a point [at the southern terminus of State-aid Application 5610 near Station 125 in Falls Township] on Route 150 east of Penn Valley in Bucks County a distance of about [6.4] 4.15 miles

[Route 10112 Beginning at a point on the Beaver-Butler County line thence extending in a northerly direction through Jackson Township to a point on Route 78 in Butler County a distance of about 0.8 of a mile]

[Route 10117 Beginning at a point on Route 10070 about 0.8 of a mile northeast of Ferris School thence northerly through Venango Township to a point on Route 10072 about 0.9 of a mile southeast of Venango-Marion Township line in Butler County a distance of about 2.3 miles]

[Route 10124 Beginning at a point on Route 10070 about 1.4 miles west of Anandale Station thence in a northerly direction through Marion Township to a point on Route 10072 about 2.0 miles west of the village of Murrinsville in Butler County a distance of about 2.2 miles]

[Route 10133 Beginning at a point on Route 246 near Ogle thence northwesterly through Cranberry Township to a point on Route 10003 about 2.0 miles southwest of its intersection with Route 246 in Butler County a distance of about 2.4 miles]

[Route 10134 Beginning at a point on Route 10068 about 0.5 of a mile east of Ridgeville thence southerly and easterly through Washington Township to a point on Route 10068 about 0.7 of a mile northwest of its intersection with Route 75 in Butler County a distance of about 1.8 miles]

[Route 12004 Beginning at a point on Route 105 near Sterling Run thence in a northwesterly and westerly di-

rection through Lumber Township to the Tanney School in Cameron County a distance of about 1.75 miles]

[Route 12011 Beginning at a point on Route 105 near Emporium Junction thence easterly in Shippen Township to Sulvan Heights in Cameron County a distance of about 0.4 of a mile]

Route 13039 Beginning at a point on Route 550 near Crass Lake thence in a general northeasterly direction through Kidder Township in Carbon County a distance of about [1.4] 2.5 miles

[Route 15169 Beginning at a point on Route 15025 at or near the West Fallowfield-Upper Oxford Township line thence in a northwesterly direction through West Fallowfield Township to a road intersection thence in a westerly direction to the Octoraro Creek being the dividing line between Lancaster and Chester Counties in Chester County a distance of about 1.6 miles]

Route 15170 Beginning at a point on Route 15025 about 1.9 miles southwest of the intersection of Route 15024 274 and 215 thence in a southwesterly direction through West Fallowfield Township to [a point on Route 15169 about 0.4 of a mile east of the Octoraro Creek being the dividing line between Lancaster and Chester Counties in Chester County a distance of about [1.5] 1.9 miles]

[Route 15172 Beginning at a point on Route 215 about one half mile west of Route 15073 thence in a general northerly direction through Londonderry and Highland Townships to a point on Route 15053 about 0.25 of a mile southeast of an intersection with Route 541 in Chester County a distance of about 1.7 miles]

[Route 22027 Beginning at a point in Reed Township on Route 1 about one-third mile north of Inglenook and leading eastward over Powell's Creek through Halifax Township to Route 22004 in Dauphin County a distance of about 2.34 miles]

[Route 23063 Beginning at a point on the northwest boundary line at Marcus Hook Borough near the intersection of Blue Ball Road with Route 132 near Station 675 in Lower Chichester Township thence northwesterly along Blue Ball Road through Lower and Upper Chichester Townships crossing State-aid Application 2436 to a point near Station 65 on State-aid Application 1136 in Upper Chichester Township in Delaware County a distance of about 1.25 miles]

Route 23073 Beginning at a point on Route 420 about Station 23 in Darby Township and extending in a northerly direction through Darby Township to a point on the boundary line between Darby Township and Sharon Hill Borough [beginning again on Route 420 thence over Magazine Lane to an intersection with Tribbett Avenue] in Delaware County a distance of about [.88] .25 of a mile

[Route 23081 Beginning at a point on the boundary line between the states of Delaware and Pennsylvania and extending in an easterly direction through Upper Chichester Township to a point on Route 135 about Station 716 to the village of Ogden in Delaware County a distance of about .6 of a mile]

[Route 23104 Beginning at a point of intersection of Tribitt Avenue and Route 420 thence in a southeasterly direction through Darby Township on Tribitt Avenue to its intersection with Calcon Hook Road Route 23073 in Delaware County a distance of about 0.6 of a mile]

Route 25012 Beginning at a point on the Crane Road at Cobbs Corners thence north in Elk Creek Township approximately parallel to Little Elk Creek via Fillinger School to a point on the south line of Girard Township thence north to a point on [Route 25014 near Little Elk Corners] Route 25013 in Erie County a distance of about 2.9 [4.1] miles

[Route 25089 Beginning at a point on Route 25014 about 0.3 of a mile northeast of Manyock Corners thence extending in an easterly direction through Girard Township to a road intersection at the Girard-Franklin Township line in Erie County a distance of about 1.4 miles]

Route 25096 Beginning at a point on Route [86 at Osborne School] 496 near Fairplain thence northerly through Girard Township [by way of Fairplain Crossing Route

496] to Lake Erie in Erie County a distance of about [2.4 miles] 0.8 of a mile

[Route 27004 Beginning at an intersection with Route 511 at White Church Corners and thence in an easterly direction along the Milford Road in Harmony Township via Carters Farm to the beginning of Route 598-Spur in Forest County a distance of 3.4 miles]

Route 27025 Beginning in the village of [Dawson] Jameson thence northerly in Tionesta Township and Harmony Township to a point on Route [27004] 598 in Forest County a distance of about [2.5] 5.5 miles

Route 31054 Beginning at a [road intersection approximately one-quarter miles northwest of the village of Cornpropsts Mills in Miller Township Huntingdon County thence northeasterly through Miller Township to a] point on Route 261 at Westley Chapel thence northerly to a road intersection at the Ridge School thence northerly to a point on the Miller-Barree Township line thence northerly through Barree Township to a point on Route 352 in the village of Salusburg in Huntingdon County a distance of about [4.3] 2.2 miles

Route 31058 Beginning at a point on Route 346 in the village of Spruce Creek in Spruce Creek Township Huntingdon County thence northwesterly through Spruce Creek Township to a point on the Spruce Creek-Warriors Mark Township line thence northwesterly through Warriors Mark Township to [the Birmingham Borough line thence from the Birmingham Borough line at Tyrone Street northwesterly to] a point on Route [55] 31069 in Huntingdon County a distance of about [5.0] 3.0 miles

[Route 31066 Beginning at a point on Route 261 at the Oakdale School in Jackson Township Huntingdon County thence northerly through Jackson Township along Herod's Run to a point on Route 352 approximately one and one-quarter mile west of the village of Ennisville in Huntingdon County a distance of about 0.8 miles]

Route 31088 Beginning at a point on Route 31051 about 1.50 miles southeast of Barree thence in a general [northeasterly] easterly direction through Logan Township to a point on [the Logan-West Township line thence in a southeasterly direction through West Township to a point on] Route [31087 about 0.10 of a mile northeast of the Logan-West Township line] 31902 in Huntingdon County a distance of about [4.50] 1.9 miles

[Route 31090 Beginning at a point on Route 56 about 0.10 of a mile west of Pennington thence in a general northerly direction through Warriors Mark Township to a point on Route 31071 in Huntingdon County a distance of about 0.7 of a mile]

[Route 32108 Beginning at a road intersection approximately 1.25 miles east of the village of Locust Lane in Canoe Township Indiana County thence northwesterly through Canoe Township to a point on Route 435 in the village of Juneau in Indiana County a distance of about 1.6 miles]

Route 32115 Beginning at a point on [a road intersection approximately .5 of a mile east of the Canoe-Banks Township line in Bank Township Indiana County] Route 433 near Rossiter Junction thence easterly through Canoe and Banks [Township] Townships to the village of Flora thence northeasterly to a point on the Indiana-Jefferson County line approximately .25 of a mile east of the village of Hillman in Indiana County a distance of about [3.4] 6.25 miles

Route 32120 Beginning at a point on Route [32016 about 1.5 miles southwest of its intersection with Route 32022] 32154 about one mile northeast of Route 902 thence [westerly and] northwesterly through Blacklick Township to a point on Route 32028 near its intersection with Route [637] 902 in Indiana County a distance of about [3.0] 1.0 miles

[Route 32129 Beginning at a point on Route 32048 about 0.2 of a mile east of its intersection with Route 32049 thence in a southeasterly and southerly direction through Armstrong Township to a point on Route 188 about 0.7 of a mile northeast of its intersection with Route 32049 in Indiana County a distance of about 1.0 miles]

Route 32132 Beginning at a point on Route [32054] 301 about 1.3 miles [northeast] east of its intersection with Route 54 thence in a general northeasterly direction through White Township to the White-Rayne-Cherryhill Township line thence continuing in a northeasterly direction along a [township line] road dividing Cherryhill and Rayne Townships to a point on Route 32058 about 1.0 mile south of its intersection with Route 54 in Indiana County a distance of about [2.9] 4.8 miles

[Route 32138 Beginning at a point on Route 32063 about 1.0 mile east of Kintersburg thence in a northeasterly direction through Rayne Township to a point on Route 508 at Rayne in Indiana County a distance of about 2.5 miles]

[Route 32152 Beginning at a point on Route 32125 0.75 of a mile notheast of the Brush Valley-Center Township line thence in a northwesterly direction through Brush Valley Township to a point on Route 337 about 0.1 of a mile east of the Brush Valley-Center Township line in Indiana County a distance of about 1.0 mile]

[Route 32159 Beginning at a point on the Armstrong-Indiana County line thence in an easterly direction through Washington Township via advance to a point on Route 320606 about 1.75 miles north of the Armstrong-Washington Township line in Indiana County a distance of about 2.7 miles]

[Route 32168 Beginning at a point on Route 32119 near the Young Township line thence northerly through Armstrong Township to a point on Route 32149 in Indiana County a distance of about 0.7 of a mile]

Route 33038 Beginning on Route 650 near Red Mill thence northward in Washington Township to intersect Route [33044 near Beachtree] 33064 in Jefferson County a distance of about [2.45] 1.24 miles

[Route 33062 Beginning at a point on Route 33003 at Burkhouse Crossroads thence easterly and southerly through Beaver Township to a point on Route 33010 at Pansy in Jefferson County a distance of about 4.5 miles]

[Route 33087 Beginning at a point on Route 358 about 1.2 miles north of Punxsutawney thence northeasterly and easterly in Bell Township to a point on Route 33036 near Trout Run School in Jefferson County a distance of about 2.6 miles]

Route 33089 Beginning at a point on Route 189 about 0.8 of a mile northeast of Bells Mills thence southerly through Bell Township and easterly through the village of Buff to a road intersection about .1 of a mile east of the Gaskill-Bell Township line thence southerly and easterly to Route 33057 in Jefferson County a distance of about [1.9] 4.1 miles

Route 33091 Beginning at a point on Route 33029 just south of Route 33033 thence northerly in Winslow and Washington Townships to a road intersection thence westerly to Route 33042 at Hormtown in Jefferson County a distance of about [1.7] 4.1 miles

Route 35015 Beginning at a point on Route 35014 at Milwaukee in Ransom Township thence northerly through Ransom and Newton Townships to [a point intersecting Route 35016 thence northerly to a point intersecting the county road; Route 952 at Cosners Corners thence easterly to a point on Route 952 in Lackawanna County a distance of about [4.30] 5.30 miles

[Route 44006 Beginning at a point in Oliver Township intersecting Route 33 about 2.5 miles west of the Oliver Granville Township line thence southeast and north through Oliver and Granville Townships via Strodes Mills intersecting Route 33 to a point intersecting Route 44001 about one mile north of Strodes Mills in Mifflin County a distance of about 6.08 miles]

Route [44037] 44039 Beginning at a point on Route 44001 about 1.8 miles northeast of Newton Hamilton Borough thence northerly in Wayne Township to a point on Route 44001 about one mile southeast of Atkinson Mills in Mifflin County a distance of about 3.0 miles.

Route 46180 Beginning at a point on Route 46008 about 0.2 of a mile southeast of the Berks County line thence northeasterly through Couglass and Upper Hanover Town-

ships to a point on Route 46013 about [0.3] 0.7 of a mile southeast of Route 46165 in Montgomery County a distance of about [4.0] 4.1 miles

Route 48083 Beginning at a point on Route 48027 about 1.2 miles northeast of Mount Pleasant thence northerly through Lower Mount Bethel and Washington Townships to a point on Route 48033 [near] about 0.8 of a mile west of the intersection of Routes 48033 and 48028 in Northampton County a distance of about [2.9] 3.1 miles

Route 49113 Beginning at a point on Route 336 about 0.1 of a mile south of Mahantango Creek thence easterly in Little Mahanoy Township Northumberland County a distance of [7] 0.07 of a mile

Route 49122 Beginning at a point on Route 161 about 2 of a mile east of Shamokin thence southerly to Tioga Street in the village of Marshallton thence over Tioga and Sheridan Street Pulaski Avenue Sherman Wabash and Logan Streets to the [entrances] entrance of [St. Mary's and Hebrew Cemeteries] the Polish National Cemetery and from Logan Street over Eagle Street to the St Michael Cemetery in Coal Township Northumberland County a distance of about [1.5] 1.4 miles

Route 50010 Beginning at a point in Tyrone Township intersecting Route 191 about 1.5 miles west of Landisburg Borough thence northerly through Tyrone Township and Saville Township to a point intersecting Route [122 at Loysville] 50011 in Perry County a distance of about [2.32] 4 miles

Route 54047 Beginning at a point on Route 54023 about 0.5 of a mile southeast of the intersection of Routes 54025 and 54023 thence in a general southwesterly direction through West Beaver Township about 3.2 miles to [a road intersection] the Mifflin County line thence in a southeasterly direction to a point on Route 28 near the Snyder-Mifflin County line in Snyder County a distance of about 4.0 miles

Route 55051 Beginning at a point on Route 49 at the village of Dividing Ridge in Allegheny Township thence northeasterly through Allegheny Township along the Raystown Branch of the Juniata River to a point on the west borough line of New Baltimore in Somerset County a distance of about [5.4] 5.1 miles

Route 55056 Beginning at a point on Route 49 at Deeter Gap thence northeasterly and southerly through Allegheny Township to an intersection with Route 55051 [at Sarver Church] in Somerset County a distance of about [2.4] 2.5 miles

Route 58021 Beginning at a point on state highway Route 478 in Sabinsville thence southeasterly through Clymer Township to a road intersection near Azelta [thence northeasterly through Clymer Shippen and Chatham Townships to the intersection with Route 292 at Little Marsh] in Tioga County a distance of about [9.9] 4.6 miles

Route 58044 Beginning at a point on state highway Route 196 at Lambs Creek thence southwesterly [along Lambs Creek] through Richmond and Charleston Townships to intersect with the ore bed road thence on the ore bed road to Whitneyville thence southerly through Charleston Township to the intersection with state highway Route 21 at Ashleys Corner in Tioga County a distance of about 7.7 miles

Route 58054 Beginning at a point on the Lycoming County line about 1.0 mile south of the Borough of Liberty thence northerly through Liberty Township to the southern boundary of Liberty Borough [thence northeasterly through Liberty Township to the intersection with Route] [58053 about 1.0 miles northeast of Liberty Borough] in Tioga County a distance of about [2.0 miles] 1.0 mile

Route 58081 Beginning at a point on Route 58053 [at East Point] about 0.3 of a mile east of Route 58110 thence [southerly westerly and northwesterly] southeasterly and southerly in Liberty Township to a point on [Route 58053 about one mile east of Liberty Borough] the Lycoming County line in Tioga County a distance of about [5.7] 2.8 miles

Route 58106 Beginning at a point on Route 21 at Sebring thence in a general easterly direction through Liberty

Township to a point on Route [58053 at East Point] 58110 in Tioga County a distance of about [4.3] 1.7 miles

Route 61046 Beginning at a point [on] about 0.4 of a mile west of the township road at Booker Mill School thence in an easterly direction through Pleasant Township to a point on the dividing line between Pleasant and Mead Townships thence continuing in an easterly direction through Mead Township to the west borough line of Clarendon in Warren County a distance of about [4.2] 4.6 miles

Route 64190 Beginning at Route 302 seventy-five one hundredths (.75) of a mile northeast of West Fairfield and extending down Tb Mill Run to [improved county road] the westerly Bolivar Borough line and from the northern Bolivar Borough line in a general northeasterly direction to the Indiana County line in Westmoreland County a distance of about [1.25] 4.59 miles

Section 2 Said act is hereby further amended by adding thereto the following new routes

Armstrong County

Route 03151 Beginning at a point on Route 319 about 0.9 of a mile northeast of South Bend thence eastwardly in South Bend Township to the Indiana County line in Armstrong County a distance of about 0.5 of a mile

Route 03152 Beginning at a point on Route 03050 just south of Heilman thence southerly through Kittanning Township to Route 03061 in Armstrong County a distance of about 1.0 mile

Route 03153 Beginning at a point on Route 03050 about 1.0 mile northwest of Top thence westerly through Kittanning Township to Route 03061 in Armstrong County a distance of about 1.2 miles

Route 03154 Beginning at a point on Route 03116 about 1.2 miles east of Route 66 thence northerly through Mahoning Township to Route 03090 in Armstrong County a distance of about 1.5 miles

Route 03155 Beginning at a point on Route 03062 about 0.8 of a mile west of Munemaker Hill thence southwesterly through Manor Township to Route 203 in Armstrong County a distance of about 0.4 of a mile

Route 03156 Beginning at a point on Route 03072 about 1.8 miles east of Slabtown thence northwesterly through Wayne and Boggs Townships to Route 66 about 1.5 miles south of Goheenville in Armstrong County a distance of about 2.1 miles

Route 03157 Beginning at a point on Route 03068 at Cowanshannock thence easterly through Reyburn township to a road intersection in Armstrong County a distance of about 2.3 miles

Route 03158 Beginning at a point on Route 378 in Cadogan thence southerly along the Allegheny River through Cadogan and South Buffalo Townships in Armstrong County a distance of about 1.0 mile

Bedford County

Route 05120 Beginning at a point on Route 356 about 0.7 of a mile south of New Paris Borough thence westerly and southerly through Napier Township to Route 05096 about 0.6 of a mile east of the Somerset County line in Bedford County a distance of about 4.5 miles

Blair County

Route 07063 Beginning at a point on Route 07054 in Skelp thence easterly through Tyrone and Antis Townships to an intersection with Route 55 in Blair County a distance of about 2.63 miles

Route 07062 Beginning at the intersection of Route 884 and Route 07019 Spur E thence easterly through Logan Township to the Altoona city line in Blair County a distance of about 0.3 of a mile

Bucks County

Route 09156 Beginning at a point on Route 923 about 0.5 of a mile west of Spur 153 thence southerly and east-

erly to the Quakertown Borough line in Richland Township Bucks County a distance of about 1.2 miles

Butler County

Route 10140 Beginning at a point on Route 10015 about two miles south of Route 10096 thence in a southwesterly direction in Conoquenessing Township to the Conoquenessing Borough line in Butler County a distance of about 2.25 miles

Route 10141 Beginning at a point on Route 246 about 0.3 of a mile north of Glen Eden thence in a northeasterly direction through Cranberry and Jackson Township to the Evansburg Borough line in Butler County a distance of about 3.7 miles

Route 10142 Beginning at a point on Route 10056 about 1.5 miles north of Route 73 thence easterly and southerly through Center Township to Route 10119 in Butler County a distance of about 2.1 miles

Cameron County

Route 12012 Beginning at a point on Route 12003 near Lawn View thence in a southwesterly direction in Shippen Township Cameron County a distance of about 3.8 miles

Chester County

Route 15238 Beginning at a point on Application 90 about 0.3 of a mile north of New London and East Nottingham Townships to a point on Route 605 about 0.8 of a mile north of Hickory Hill in Chester County a distance of about 3.4 miles

Clinton County

Route 18047 Beginning at the Lock Haven City-Allison Township line at Woods Avenue thence through Allison Township to the Flemington Borough line in Clinton County a distance of about 0.4 of a mile

Crawford County

Route 20153 Beginning at the western end of Application 646 thence westerly to a road intersection in Crawford County a distance of about 1.1 miles

Delaware County

Route 23105 Beginning at the point on intersection of Mills Road and Route 131 Spur "B" thence in a northeasterly direction through Thornbury and Concord Townships on Mill Road to its intersection with Route 728 in Delaware County a distance of about 1.4 miles

Route 23123 Beginning at a point on Route 23008 about 2 miles north of Concordville thence southwesterly through Thornbury Township to a point on Route 23094 in Delaware County a distance of about 0.7 of a mile

Route 23124 Beginning at a point on Route 576 about 1 mile northeast of Route 23094 thence northeasterly to a point on Route 15090 in Delaware and Chester Counties a distance of about 1.5 miles

Erie County

Route 25128 Beginning at a point on Route 761 near the intersection with Route 25065 thence northwesterly to a point on Route 495 in Erie County a distance of about 0.3 of a mile

Forest County

Route 27028 Beginning at a point on Route 27009 near Beaver Creek thence northerly in Hickory Township to the village of Yellow Hammer thence southwesterly to a point on Route 27009 in Forest County a distance of about 3.2 miles

Huntingdon County

Route 31107 Beginning at a point on Route 759 just north of Huntingdon thence northwesterly through Oneida and Logan Townships to the Petersburg Borough line in Huntingdon County a distance of about 6.2 miles

Route 31108 Beginning on Route 55 near the North Birmingham Borough line thence south easterly through Warriors Mark Township to the Birmingham Borough line in Huntingdon County a distance of about 0.1 of a mile

Route 31109 Beginning at a point on Route 31032 about one mile southeast of Application 135 thence southeasterly and southwesterly through Smithfield Township into the village of Henderson Hollow in Huntingdon County a distance of about 1.2 miles

Indiana County

Route 32157 Beginning at a point on Route 32072 about 1.3 miles southwest of Davis thence in a northerly direction through Washington and South Mahoning Townships to a point on Plumville Borough line in Indiana County a distance of about 4.4 miles

Route 32167 Beginning at a point on Route 67 near the White-Armstrong Township line thence northwesterly and southwesterly to an intersection with Route 67 about 0.6 of a mile west of Watts in Indiana County a distance of about 2.1 miles

Route 32179 Beginning at a point on Route 223 about 0.7 of a mile west of Route 32017 thence westerly in Burrell Township to the Blairsville Borough line at Market Street in Indiana County a distance of about 3.25 miles

Route 32180 Beginning at a point on Route 54 near Sample Run thence northeasterly through Cherryhill Township to the Clymer Borough line in Indiana County a distance of about 1.5 miles

Route 32181 Beginning at a point on Route 902 about 1.6 miles south of Route 32022 thence easterly through Blacklick Township to Route 32028 in Indiana County a distance of about 0.9 of a mile

Jefferson County

Route 33094 Beginning at a point on Route 33010 at the Union-Clover Township line thence northeasterly through Union Township to Route 64 in Jefferson County a distance of about 1.3 miles

Lackawanna County

Route 35070 Beginning at a point on Route 35018 near Route 440 thence southerly in Newton Township to Route 952 in Lackawanna County a distance of about 0.8 of a mile

Lancaster County

Route 36141 Beginning at a point on Route 36018 about 0.3 of a mile northwest of its intersection with Route 36019 thence in a northeasterly direction through Little Britan and Colerain Townships to a point on Route 527 about 0.7 of a mile northwest of Octoraro Creek in Lancaster County a distance of about 2.4 miles

Lawrence County

Route 37084 Beginning at a point on Route 37013 about 0.5 of a mile north of Route 37036 thence westerly to Bryson Mill road to a road intersection near Shenango-Taylor School in Lawrence County a distance of about 0.8 of a mile

Lehigh County

Route 39121 Beginning at a point on Application 745 in Slatedale thence northerly through Washington Township to a point on Route 39119 about 2.5 miles northeast of Lehigh Furnace in Lehigh County a distance of about 1.1 miles

Mifflin County

Route 44040 Beginning at a point on Route 603 near McVeytown thence southeasterly through Bratton Township via Horningford to a point on Route 603 in Mifflin County a distance of about 3.9 miles

Route 44041 Beginning at a point on Route 33 near the

McVeytown Borough line thence southwest and northwest through Oliver Township to a point on Route 33 about 1.1 miles west of McVeytown in Mifflin County a distance of about 2.2 miles

Somerset County

Route 55158 Beginning at a point on Route 317 at Thomas Mills thence south through Conemaugh and Jenner Townships to Route 52 in Somerset County a distance of about 1.4 miles

Tioga County

Route 58123 Beginning at a point on Route 58013 near Stony Fork thence northerly through Delmar Township to Route 58015 in Tioga County a distance of about 2.6 miles

Route 58124 Beginning at a point at the intersection of Routes 58050 and 58052 thence northerly through Nelson Township to the New York State Line in Tioga County a distance of about 1.7 miles

Route 58125 Beginning at a point on Route 58053 at East Point thence southerly through Liberty Township to a road intersection in Tioga County a distance of about 2.0 miles

Route 58126 Beginning at a point on Route 58091 about 0.6 of a mile south of the Osceola-Farmington Township line thence easterly through Farmington Township to a road intersection in Tioga County a distance of about 1.6 miles

Route 58127 Beginning at a point on Route 212 at Maonesburg thence southerly through Sullivan Township to Route 58060 in Tioga County a distance of about 1.5 miles

Route 58128 Beginning at a point on Route 292 at Little Marsh thence southwesterly through Chatham Township to a road intersection about 1.0 mile west of South Hill in Tioga County a distance of about 2.7

Warren County

Route 61072 Beginning at a point on Route 88 spur near Columbus thence southerly through Columbus Township to a point on Route 88 in Warren County a distance of about 0.1 of a mile

Westmoreland County

Route 64264 Beginning at a point on Route 68 near Stoney Run thence southeasterly in Derry Township to the Indiana County line in Westmoreland County a distance of about 0.51 of a mile

Route 64266 Beginning at a point on Route 120 in Byerly thence westerly through North Huntingdon Township to the Allegheny County line in Westmoreland County a distance of about 0.8 of a mile

Section 3 The highways established as State highways under the provisions of this act may be taken over for construction and maintenance at any time subsequent to the final enactment of this act when the same shall become effective and shall be taken over not later than the first day of January one thousand nine hundred fifty-two

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Rovansek,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarra,
Baumunk,	Guarnieri,	McCormack,	Sax,
Bear,	Gutendorf,	McCullough,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,

Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenshield,	Metz,	Smith,
Bomberger,	Headlee,	Mihm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Brelsch,	Breth,	Miller, J. C.,	Stank,
Brown,	Hocke,	Mills,	Stimmel,
Bucchin,	Hoggard,	Mintess,	Stoner,
Byrne,	Hunter,	Monroe,	Swartz,
Cella,	Jenkins,	Moore, C. E.,	Swope,
Clapper,	Johnson,	Moore, H. A.,	Tahl,
Clendening,	Jones, G. E.,	Moran,	Taylor,
Cochran,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Conway,	Jones, P. F.,	Munley,	Toll,
Cooper,	Jones, T. H. W.,	Murray,	Tompkins,
Corr,	Jump,	Musto,	Toomey,
Costa,	Kamyk,	Najaka,	VanSant,
Coyle,	Keller,	Naugle,	Varallo,
Dalrymple,	Kent,	Needham,	Varnier,
Davis,	Kline,	Olsen,	Verona,
Dennison,	Kohl,	Penglase,	Wachhaus,
Dougherty,	Kolankiewicz,	Peta,	Wargo,
Dowling,	Kornick,	Petrosky,	Waterhouse,
DuBois,	Kratz,	Pettigrew,	Watkins,
Duffy,	Kubacki,	Pfaff,	Weidner,
Dunn,	Lafore,	Pichney,	Welsh,
Erb,	Lederer,	Pitzer,	Wescott,
Ewing,	Lelsey,	Polaski,	Westrick,
Fenrich,	Leonard, L.,	Polen,	Whalley,
Ferster,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Filip,	Leven,	Price, R. A.,	White,
Filo,	Light,	Readinger,	Williams,
Firmstone,	Limper,	Reagan,	Wilt,
Frost,	Loftus,	Reese,	Wood,
Gaffney,	Lopresti,	Reidenbach,	Yeakel,
Geer,	Lovett,	Reilly, J. M.,	Yester,
Gibson,	Lutty,	Rigby,	Yetzer,
Gleason,	Lyons,	Riley, R. L.,	Young,
Good,	Madden,	Robertson,	Ziegler,
	Madigan,	Rose,	Sorg,
		Rosen,	Speaker

NAYS—0

NOT VOTING—2

Flack,

Thompson, R. L.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order.

The House proceeded to the third reading and consideration of House Bill No. 1252, as follows.

An Act to establish certain roads or sections of road as State Highways

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The following described roads or sections of road shall be adopted by the Commonwealth as State Highways to be repaired maintained constructed and reconstructed at the expense of the Commonwealth under the provisions of present or future laws governing State Highways

Beginning at a point on Route 860 near Wopsononack thence easterly through Logan Township to and around the Lookout in Blair County a distance of about 0.8 of a mile

And said bill having been read at length the third time, considered and agreed to.

On the question,

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Gooding,	Markley,	Rovansek,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarra,
Baumunk,	Guarnieri,	McCormack,	Sax,
Bear,	Gutendorf,	McCullough,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Sessler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenschild,	Metz,	Smith,
Bomberger,	Headlee,	Milam,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Toll,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Varner,
Dalrymple,	Kline,	Olsen,	Verona,
Davis,	Kohl,	Penglase,	Wachhaus,
Dennison,	Kolankiewicz,	Peta,	Wargo,
Dougherty,	Kornick,	Petrosky,	Waterhouse,
Dowling,	Kratz,	Pettigrew,	Watkins,
DuBois,	Kubacki,	Pfaff,	Weidner,
Duffy,	Lafore,	Pichney,	Welsh,
Dunn,	Lederer,	Pitzer,	Wescott,
Erb,	Leisey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,
Filip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reagan,	Wilt,
Firmstone,	Loftus,	Reese,	Wood,
Frost,	Lopresti,	Reidenbach,	Yeakel,
Gaffney,	Lovett,	Reilly, J. M.,	Yester,
Geer,	Lutty,	Rigby,	Yetzer,
Gibson,	Lyons,	Riley, R. L.,	Young,
Gleason,	Madden,	Robertson,	Ziegler,
Good,	Madigan,	Rose,	Sorg,
		Rosen,	

Speaker

NAYS—0

NOT VOTING—2

Flack, Thompson, R. L.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order.

The House proceeded to the third reading and consideration of House Bill No. 1253, as follows:

An Act to amend the act approved the eighth day of April one thousand nine hundred twenty-five (P. L. 191) entitled "An act establishing certain public roads as State highways and providing for their construction and maintenance at the expense of the Commonwealth" by changing certain routes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 The following routes described in Section 1 of the act approved the eighth day of April one thousand nine hundred twenty-five (P. L. 191) entitled "An act establishing certain public roads as State highways and providing for their construction and maintenance at the

expense of the Commonwealth" are hereby amended to read as follows

Route Four hundred and seventy beginning at a point [in Granville Township Mifflin County at the corner of Helen Street and the road leading from Lewistown to Granville] on Route thirty-three in Lewistown thence along the back mountain road to [Granville railroad station at] Route 663 south of Granville Mifflin County

And said bill having been read at length the third time, considered and agreed to.

On the question,

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Rovansek,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarra,
Baumunk,	Guarnieri,	McCormack,	Sax,
Bear,	Gutendorf,	McCullough,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Sessler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenschild,	Metz,	Smith,
Bomberger,	Headlee,	Milam,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Toll,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Varner,
Dalrymple,	Kline,	Olsen,	Verona,
Davis,	Kohl,	Penglase,	Wachhaus,
Dennison,	Kolankiewicz,	Peta,	Wargo,
Dougherty,	Kornick,	Petrosky,	Waterhouse,
Dowling,	Kratz,	Pettigrew,	Watkins,
DuBois,	Kubacki,	Pfaff,	Weidner,
Duffy,	Lafore,	Pichney,	Welsh,
Dunn,	Lederer,	Pitzer,	Wescott,
Erb,	Leisey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,
Filip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reagan,	Wilt,
Firmstone,	Loftus,	Reese,	Wood,
Frost,	Lopresti,	Reidenbach,	Yeakel,
Gaffney,	Lovett,	Reilly, J. M.,	Yester,
Geer,	Lutty,	Rigby,	Yetzer,
Gibson,	Lyons,	Riley, R. L.,	Young,
Gleason,	Madden,	Robertson,	Ziegler,
Good,	Madigan,	Rose,	Sorg,
		Rosen,	

Speaker

NAYS—0

NOT VOTING—2

Flack, Thompson, R. L.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order.

The House proceeded to the third reading and consideration of House Bill No. 1254, entitled:

An Act repealing all laws providing for the giving of bounties for Indian scalps

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. HEWITT. Mr. Speaker, I notice by this morning's Philadelphia Inquirer that some state officials are claiming there is no law offering a bounty on Indian scalps.

Therefore, I move that this bill be recommitted to the Committee on State Government for further study, to give me a chance to consult my legal advisors.

The motion was agreed to.

BILLS PASSED OVER

There being no objection

House Bill No. 1356, Printer's No. 513 and

House Bill No. 1357, Printer's No. 514

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1374, as follows:

An Act to further amend section 1207 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicle imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by further providing for the disposition of fines and penalties collected and bail forfeited due to speeding

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1207 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon

owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages cause by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1135) is hereby further amended to read as follows

Section 1207 Disposition of Fines and Forfeitures (a) All fines and penalties collected under the provisions of this act for violations of the same and all bail forfeited shall be paid to the department and transmitted to the State Treasury and credited to the "General Fund" except those collected for violations of the provisions of sections nine hundred and three (903) nine hundred and five (905) [one thousand and two (1002)] one thousand and eleven (1011) one thousand and fifteen (1015) one thousand and eighteen (1018) one thousand and twenty (1020) one thousand and twenty-six (1026) one thousand and twenty-eight (1028) of this act committed within cities boroughs incorporated towns and townships which fines and penalties and all bail forfeited shall be paid to the treasurer of the city borough incorporated town or township wherein the violation occurred to be used by such city borough incorporated town or township for the construction repair and maintenance of the highways thereof Provided That all fines and penalties collected and all bail forfeited for violations of the provisions of section one thousand and sixteen (1016) committed within cities boroughs incorporated towns and townships shall be paid to the treasury of the city borough incorporated town or township wherein the violation occurred to be used by such city borough incorporated town or township for the construction repair and maintenance of the highways thereof Provided further That all fines and penalties collected and all bail forfeited for violations of the provisions of section one thousand and two (1002) upon highways lawfully taken over by the Commonwealth or on highways under the supervision and control of a Turnpike Commission shall be paid to the department and transmitted to the State Treasury and credited to the "General Fund" but all fines and penalties collected and bail forfeited for violations of the provisions of section one thousand and two (1002) committed within cities boroughs incorporated towns and townships upon highways maintained entirely by such political subdivisions or maintained by such political subdivisions with State aid shall be paid to the treasurer of the city borough incorporated town or township wherein the violation occurred to be used by such city borough incorporated town or township for the construction repair and maintenance of the highways thereof And provided further That all fines and penalties collected and all bail forfeited for violations of the provisions of subsection (f) of section six hundred twenty (620) shall be paid to the treasury of the county wherein the violation occurred to be used by such county for the payment of physicians' fees for the examination of persons accused of violating the provisions of the said section Any balance remaining in the treasury of the county at the expiration of the calendar year and not payable for physicians' services rendered shall be used for county highway purposes

(b) Sworn statements of all fines and penalties so collected and all bail forfeited shall also be made by the magistrate or other officer imposing or receiving the same to the secretary upon forms furnished by the department such reports shall be made monthly not later than the tenth (10th) day of the following month

Penalty Any magistrate or other officer who shall fail to make such monthly reports and returns or either of them shall be guilty of a misdemeanor in office and upon conviction thereof in a court of quarter sessions shall be sentenced to pay a fine of five hundred (\$500.00) dollars and costs of prosecution or undergo imprisonment for not more than sixty days or suffer both such fine and imprisonment

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Amarando,	Goodling,	Markley,	Rovansek,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarra,
Baumunk,	Guarnieri,	McCormack,	Sax,
Bear,	Gutendorf,	McCullough,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenschild,	Metz,	Smith,
Bomberger,	Headlee,	Mihm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Brelsch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Buchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendenning,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Toll,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Varner,
Dalrymple,	Kline,	Olsen,	Verona,
Davis,	Kohl,	Penglase,	Wachhaus,
Dennison,	Kolankiewicz,	Peta,	Wargo,
Dougherty,	Kornick,	Petrosky,	Waterhouse,
Dowling,	Kratz,	Pettigrew,	Watkins,
DuBois,	Kubacki,	Pfaff,	Weldner,
Duffy,	Lafore,	Pichney,	Welsh,
Dunn,	Lederer,	Pitzer,	Wescott,
Erb,	Leisey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,
Fillip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Frost,	Lopresti,	Reilly, J. M.,	Yeakel,
Gaffney,	Lovett,	Rigby,	Yester,
Geir,	Lutty,	Riley, R. L.,	Yezzer,
Gibson,	Lyons,	Robertson,	Young,
Gleason,	Madden,	Rose,	Ziegler,
Good,	Madigan,	Rosen,	Sorg,

Speaker

NAYS—1

Reagan,

NOT VOTING—2

Flack,

Thompson, R. L.,

BILL PASSED OVER

There being no objection

House Bill No. 1380, Printer's No. 642

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1384, as follows:

An Act to repeal the act approved the thirteenth day of April one thousand eight hundred sixty-eight (P. L. 1017) entitled "An act to provide for the collection of state county poor and military taxes in the county of Bedford" so far as it relates to Bedford County

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the thirteenth day of April one thousand eight hundred sixty-eight (P. L. 1017) entitled "An act to provide for the collection of state county poor and military taxes in the county of Bedford" is hereby repealed in so far as it relates to Bedford County

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Rovansek,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Geer,	McConnell,	Sarra,
Baumunk,	Guarnieri,	McCullough,	Sax,
Bear,	Gutendorf,	McCormack,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenschild,	Metz,	Smith,
Bomberger,	Headlee,	Mihm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Brelsch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Buchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendenning,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Toll,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Varner,
Dalrymple,	Kline,	Olsen,	Verona,
Davis,	Kohl,	Penglase,	Wachhaus,
Dennison,	Kolankiewicz,	Peta,	Wargo,
Dougherty,	Kornick,	Petrosky,	Waterhouse,
Dowling,	Kratz,	Pettigrew,	Watkins,
DuBois,	Kubacki,	Pfaff,	Weldner,
Duffy,	Lafore,	Pichney,	Welsh,
Dunn,	Lederer,	Pitzer,	Wescott,
Erb,	Leisey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,
Fillip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reagan,	Wilt,
Firmstone,	Loftus,	Reese,	Wood,
Frost,	Lopresti,	Reidenbach,	Yeakel,
Gaffney,	Lovett,	Reilly, J. M.,	Yester,
Geir,	Lutty,	Rigby,	Yezzer,
Gibson,	Lyons,	Riley, R. L.,	Young,
Gleason,	Madden,	Robertson,	Ziegler,
Good,	Madigan,	Rose,	Sorg,
		Rosen,	Speaker

NAYS—0

NOT VOTING—2

Flack,

Thompson, R. L.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1427, as follows:

An Act to add Article XX-A to the act approved the first day of May one thousand nine hundred thirty-one (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by authorizing the creation of planning commissions in such townships and prescribing their powers and duties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" as reenacted and amended by the act approved the tenth day of July one thousand nine hundred forty-seven (P. L. 1481) is hereby further amended by adding after Article XX thereof a new article to read as follows

Article XX-A

Township Planning Commission

Section 2051 Creation and Appointment of Planning Commission Residence of Commissioners Removal The board of supervisors may create and establish by ordinance a township planning commission consisting of five (5) members of the planning commission shall be appointed by the supervisors for terms of five (5) years except that the terms of the members first appointed shall be so fixed that one member shall be appointed for one year one for two years one for three years one for four years and one for five years and annually thereafter a member of said commission shall be appointed for a term of five (5) years The members shall hold no other township office except that of member of the township zoning commission or the township zoning board of adjustment An appointment to fill a vacancy shall be only for the unexpired portion of the term All members of the commission shall reside within the township They shall serve without compensation but may be reimbursed for necessary expenses The board of supervisors may after a public hearing remove any member or members of the planning commission for inefficiency neglect of duty or malfeasance in office

Section 2052 Organization Staff Contracts and Expenditures Rules and Regulations (a) The township planning commission shall elect its own chairman and create and fill such other offices as it may determine The commission may make and alter rules for its procedure consistent with the ordinances of the township and the laws of the Commonwealth It shall keep a record of its resolutions transactions findings and determinations which record shall be a public record

(b) The board of supervisors creating a planning commission shall appropriate from the general township fund in the same manner as other appropriations are made such money as in its opinion is necessary and is available for the work of the planning commission for the year in which the appropriation is made

(c) The planning commission may appoint such employees and staff as it may deem necessary for its work and may contract with planners and other consultants for such technical services as it may require These and

such other expenditures as may be necessary and proper shall be within the amount appropriate for the purpose by the board of township supervisors or placed at the commission's disposal from other sources

Section 2053 Development Plan Adoption (a) The planning commission shall prepare and adopt a plan of development for the township The plan with accompanying maps charts drawings and descriptive matter shall show the commission's recommendation for the development of the township It may show the commission's recommendations for the most desirable use of land for agricultural residential recreational commercial industrial and other purposes for the most desirable density of population in the several parts of the township for a system of principal thoroughfares parkways bridges streets and other public ways for airports parks playgrounds and public grounds for the general location and extent of facilities for water sewage light power transit and other purposes whether publicly or privately owned for the general location character and extent of community centers and neighborhood units and for the replanning of blighted and sum areas for the extent and location of public projects and for such other things as in the opinion of the commission are of public concern

(b) The development plan shall be based on studies of the physical social economic and governmental conditions and trends and shall be designed to promote with the greatest efficiency and economy the coordinated development of the township and the general welfare and prosperity of its people

(c) As the work of preparing the whole development plan progresses the commission may from time to time adopt parts thereof any such part to cover one or more major sections or divisions of the township or one or more of the functional matters to be included in the plan The commission may from time to time amend extend or add to the development plan The planning commission shall wherever possible cooperate with the county planning commission if one exists It shall be the duty of the commission to file a copy of all maps and plans and amendments thereto adopted by the commission with the county planning commission within thirty days of the completion of such maps or plans

Section 2054 Official Map and Procedures Relative Thereto (a) The board of supervisors may by ordinance after public hearing as hereinafter provided establish that part of the development plan with respect to the location and width of streets highways and parkways and the location and extent of public parks and playgrounds and subject to amendments as hereinafter provided as the official map of the township Such map is to be deemed official and conclusive as regards the above subject matter and is hereby declared to be established to conserve and promote the public health safety morals and general welfare

(b) The planning commission shall have power to make or cause to be made from time to time surveys for the exact location of the lines of new extended widened or narrowed streets the newly proposed or changed outer limits of parks playgrounds freeways and parkways in the whole or any portion of the township and to certify to the board of supervisors a plat or plats of the areas thus surveyed on which are indicated the location of the lines recommended by the planning commission as the mapped boundaries of future public areas for placing on the official map of the township

(c) The board of supervisors may by ordinance whenever and as often as it may deem it for the public interest change or add to the official map of the township Before adopting changing or adding to the official map the matter shall be referred to the planning commission for its recommendation If the planning commission shall not make its recommendation thereon within forty-five (45) days after such reference it shall be deemed to consent thereto

(d) Upon the receipt of the recommendation of the planning commission or upon the expiration of forty-five

(45) days after reference to the planning commission the board of supervisors shall hold a public hearing on the proposed adoption change in or addition to the official map and shall cause notice of the hearing to be published in a newspaper of general circulation in the township at least ten (10) days prior to the date of the hearing. At the public hearing all interested parties shall be given an opportunity to present their views prior to the final vote upon the ordinance providing for the adoption change in or addition to the official map. The ordinance if contrary to the recommendation of the planning commission shall be adopted only by unanimous vote of the supervisors. Upon final passage of the ordinance the adoption changes or additions shall become the official map of the township or part thereof and shall be deemed to be final and conclusive with respect to the location and extent of streets highways parkways playgrounds and parks except that further changes and additions may later be made in the manner provided in this section.

(e) The acceptance or approval by the township under the provisions of laws other than those contained in this section of the locating laying out widening or closing of any public way or area designated above as part of the official map shall be deemed to be a change or addition to the official map and shall be subject to all the provisions of this section. The placing of a boundary line of any public way or area upon the official map shall in no way constitute an opening establishment taking or acceptance of any land for a public use.

(f) For the purpose of preserving the integrity of the official map of the township no permit shall be issued for any building in the bed of any street shown or laid out on the official map except that when the property of the applicant of which such reserved location forms a part cannot yield a reasonable return to the owner unless such permit be granted the zoning board of adjustment in any township which has established such a board may in a specific case by the vote of a majority of its members grant a permit for a building in such street which will as little as practicable increase the cost of opening such street or tend to cause a change of the official map and the board shall impose reasonable requirements as a condition of granting the permit so as to promote the health morals safety and general welfare of the public. In any township in which there is no board of adjustment the board of supervisors shall have the same powers and be subject to the same restrictions as provided in this section.

(g) Before taking any action authorized in this section the board of adjustment or board of supervisors shall hold a public hearing at which parties in interest and others shall have an opportunity to be heard. At least ten days' notice of the time and place of the hearing shall be published in a newspaper having general circulation within the township.

(h) No public sewer water main or other township street utility or improvement shall be constructed in or so as to serve any street highway parkway playground or park until the street highway parkway playground or park is duly placed on the official map.

(i) No permit for the erection of any building shall be issued unless a street or highway giving access to such proposed structure has been duly placed on the official map. Where the enforcement of the provision of this section would entail practical difficulty or unnecessary hardship and where the circumstances of the case do not require the structure to be related to existing or proposed streets or highways the applicant for the permit may appeal from the decision of the administrative officer having charge of the issuance of permits to the zoning board of adjustment in any township which has established such a board or in townships where there is no board of adjustment to the board of supervisors and the same provisions shall apply to such appeal and to such board as are provided in cases of appeals on zoning regulations. The board may in passing on such appeal make any

reasonable exception and issue the permit subject to conditions that will protect any street or highway layout.

Section 2055 Miscellaneous Powers (a) The township planning commission may publish the development plan or sections thereof. It may also make reports and recommendations to the board of supervisors agencies and citizens regarding public and private improvements in relation to the plan and general community development. The commission may yearly recommend to the supervisors a long-range program of public improvements together with a long-range financial plan.

(b) All public officials shall upon request furnish to the commission such available information as the commission or its staff may require for its work. The commission or its employees may while performing necessary work enter upon any land in order to examine or survey it or to place and maintain necessary monuments and markings thereon. In general the planning commission shall have such powers as will reasonably enable it to carry out its purpose and promote township planning.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Amarando,	Goodling,	Mazza,	Royer,
Andrews,	Graybill,	McConnell,	Rubin,
Banker,	Greenwood,	McCormack,	Sarra,
Barkdoll,	Greer,	McCullough,	Sax,
Baumunk,	Guarnieri,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hall,	McMillen,	Seyler,
Blair,	Hamilton, R. K.,	McNally,	Shoemaker,
Bloom,	Hamilton, W. H.,	Metz,	Shotwell,
Boles,	Haudenschild,	Mihm,	Smith,
Bolton,	Headlee,	Mikula,	Snider,
Bomberger,	Helm,	Miller, H. G.,	Sollenberger,
Boorse,	Hersch,	Miller, J. C.,	Spencer,
Bower,	Hewitt,	Mills,	Stank,
Brelsich,	Hocker,	Mintess,	Stimmel,
Breth,	Hoggard,	Monroe,	Stoner,
Bucchin,	Hunter,	Moore, C. E.,	Swartz,
Byrne,	Jenkins,	Moore, H. A.,	Swope,
Cella,	Johnson,	Moran,	Tahl,
Clapper,	Jones, G. E.,	Muldowney,	Taylor,
Clendening,	Jones, J. M.,	Munley,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Murray,	Toil,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Ferster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Frost,	Lovett,	Reilly, J. M.,	Yeakel,
Gaffney,	Lutty,	Rigby,	Yester,
Geer,	Lyons,	Riley, R. L.,	Yetzer,
Gibson,	Madden,	Robertson,	Young,
Gleason,	Madigan,	Rose,	Ziegler,
Good,	Markley,	Rosen,	Sorg,
	Maxwell,	Rovansek,	Speaker

NAYS—3

Brown,	Harney,	Lelsey,
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NOT VOTING—2

Flack, Thompson, R. L.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 1431, Printer's No. 668
was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1440, as follows:

An Act to further amend Sections 315 and 413 of the act approved the second day of June one thousand nine hundred fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties" by limiting the effect on workmen's compensation claims of insurance payments for non-occupational illness or injury

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 315 and 413 of the act approved the second day of June one thousand nine hundred fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties" as last re-enacted and amended by the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 520) are hereby further amended to read as follows

Section 315 In cases of personal injury all claims for compensation shall be forever barred unless within one year after the accident the parties shall have agreed upon the compensation payable under this article or unless within one year after the accident one of the parties shall have filed a petition as provided in article four hereof In cases of death all claims for compensation shall be forever barred unless within one year after the death the parties shall have agreed upon the compensation under this article or unless within one year after the death one of the parties shall have filed a petition as provided in article four hereof Where however payments of compensation have been made in any case said limitations shall not take effect until the expiration of one year from the time of the making of the most recent payment prior to the date of filing such petition Provided That any payment made under an established plan or policy of insurance for the payment of benefits on account of non-occupational illness or injury shall not be considered to be payment in lieu of workmen's compensation and such payment shall not toll the running of the Statute of Limitations

Section 413 The board or a referee designated by the board may at any time review and modify or set aside an original or supplemental agreement upon petition filed by either party with the board or in the course of the proceedings under any petition pending before such board or referee if it be proved that such agreement was procured by the fraud coercion or other improper conduct of a party or was founded upon a mistake of law or of fact Provided That except in the case of eye injuries an agreement can only be reviewed modified or set aside if a petition is filed with the board within one year after the

date of the most recent payment of compensation made prior to the filing of such petition

The board or referee designated by the board may at any time modify reinstate suspend or terminate an original or supplemental agreement or an award upon petition filed by either party with such board upon proof that the disability of an injured employe has increased decreased recurred or has temporarily or finally ceased or that the status of any dependent has changed Such modification reinstatement suspension or termination shall be made as of the date upon which it is shown that the disability of the injured employe has increased decreased recurred or has temporarily or finally ceased or upon which it is shown that the status of any dependent has changed Provided That except in the case of eye injuries an agreement or an award can only be reviewed modified or reinstated during the time such agreement or award has to run if for a definite period and except in the case of eye injuries no agreement or award shall be reviewed or modified or reinstated unless a petition is filed with the board within one year after the date of the most recent payment of compensation made prior to the filing of such petition And provided further That any payment made under an established plan or policy or insurance for the payment of benefits on account of non-occupational illness or injury shall not be considered to be payment in lieu of workmen's compensation and such payment shall not toll the running of the Statute of Limitations

The board or referee to whom any such petition has been assigned may subpoena witnesses hear evidence make findings of fact and award or disallow compensation in the same manner and with the same effect and subject to the same right of appeal as if such petition were an original claim petition

The filing of a petition to terminate or modify a compensation agreement or award as provided in this section shall operate as a supersedeas and shall suspend the payment of compensation fixed in the agreement or by the award in whole or to such extent as the facts alleged in the petition would if proved require

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando.	Goodling.	Markley.	Rovansek.
Andrews.	Graybill.	Maxwell.	Royer.
Banker.	Greenwood.	Mazza.	Rubin.
Barkdoll.	Greer.	McConnell.	Sarra.
Baumunk.	Guarnieri.	McCormack.	Sax.
Bear.	Gutendorf.	McCullough.	Scanlon.
Beaver.	Guthrie.	McDermitt.	Schmidt.
Beech.	Hagerty.	McGee.	Schuster.
Berkstresser.	Hall.	McInroy.	Scott.
Blair.	Hamilton, R. K.	McKinney.	Seyler.
Bloom.	Hamilton, W. H.	McMillen.	Shoemaker.
Boles.	Harney.	McNally.	Shotwell.
Bolton.	Haudenshield.	Metz.	Smith.
Bomberger.	Headlee.	Mihm.	Snider.
Boorse.	Helm.	Mikula.	Sollenberger.
Bower.	Hersch.	Miller, H. G.	Spencer.
Brelsich.	Hewitt.	Miller, J. C.	Stank.
Breth.	Hocker.	Mills.	Stimmel.
Brown.	Hoggard.	Mintess.	Stoner.
Buchin.	Hunter.	Monroe.	Swartz.
Byrne.	Jenkins.	Moore, C. E.	Swope.
Cella.	Johnson.	Moore, H. A.	Tahl.
Clapper.	Jones, G. E.	Moran.	Taylor.
Clendenning.	Jones, J. M.	Muldowney.	Thompson, E. F.
Cochran.	Jones, P. F.	Munley.	Toll.
Conway.	Jones, T. H. W.	Murray.	Tompkins.
Cooper.	Jump.	Musto.	Toomey.
Corr.	Kamyk.	Najaka.	VanSant.
Costa.	Keller.	Naugle.	Varallo.
Coyle.	Kent.	Needham.	Varnier.
Dalrymple.	Kline.	Olsen.	Verona.

Davis,	Kohl,	Penglase,	Wachhaus,
Dennison,	Kolankiewicz,	Peta,	Wargo,
Dougherty,	Kornick,	Petrosky,	Waterhouse,
Dowling,	Kratz,	Pettigrew,	Watkins,
DuBols,	Kubacki,	Pfaff,	Weidner,
Duffy,	Lafore,	Pichney,	Welsh,
Dunn,	Lederer,	Pitzer,	Wescott,
Erb,	Lelsey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,
Filip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reagan,	Wilt,
Firmstone,	Loftus,	Reese,	Wood,
Frost,	Lopresti,	Reidenbach,	Yeakel,
Gaffney,	Lovett,	Reilly, J. M.,	Yester,
Geer,	Lutty,	Rigby,	Yetzer,
Gibson,	Lyons,	Riley, R. L.,	Young,
Gleason,	Madden,	Robertson,	Ziegler,
Good,	Madigan,	Rose,	Sorg,
		Rosen,	Speaker

NAYS—0

NOT VOTING—2

Flack, Thompson, R. L.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1444, as follows:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Shippensburg State Teachers College to acquire a certain tract of land adjacent to Shippensburg State Teachers College in Cumberland County Pennsylvania and making an appropriation therefor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Shippensburg State Teachers College is hereby authorized to purchase in the name of the Commonwealth of Pennsylvania a certain tract of land situated in Cumberland County Pennsylvania known as the Reisner field of approximately fifteen and seventy-five one hundredths (15.75) acres and being contiguous to the present property of said college so as to make use of said land for the purpose of developing parking facilities and playground facilities and other maintenance operations of said college

Section 2 Said tract of land when purchased shall be added to the lands of the Shippensburg State Teachers College The deeds of conveyance shall be deposited with the Secretary of Internal Affairs

Section 3 The land shall not be acquired until the titles thereto have been approved by the Department of Justice

Section 4 The sum of six thousand seven hundred fifty dollars (\$6,750) or as much thereof as may be necessary is hereby appropriated to the Department of Property and Supplies for the payment of the purchase price of said tract of land and the expenses incidental thereto including title searches

Section 5 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Rovansek,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarraaf,
Baumunk,	Guarnieri,	McCormack,	Sax,
Bear,	Gutendorf,	McCullough,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenschild,	Metz,	Smith,
Bomberger,	Headlee,	Mihm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendenning,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Toll,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Varnier,
Dalrymple,	Kline,	Olsen,	Verona,
Davis,	Kohl,	Penglase,	Wachhaus,
Dennison,	Kolankiewicz,	Peta,	Wargo,
Dougherty,	Kornick,	Petrosky,	Waterhouse,
Dowling,	Kratz,	Pettigrew,	Watkins,
DuBols,	Kubacki,	Pfaff,	Weidner,
Duffy,	Lafore,	Pichney,	Welsh,
Dunn,	Lederer,	Pitzer,	Wescott,
Erb,	Lelsey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,
Filip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reagan,	Wilt,
Firmstone,	Loftus,	Reese,	Wood,
Frost,	Lopresti,	Reidenbach,	Yeakel,
Gaffney,	Lovett,	Reilly, J. M.,	Yester,
Geer,	Lutty,	Rigby,	Yetzer,
Gibson,	Lyons,	Riley, R. L.,	Young,
Gleason,	Madden,	Robertson,	Ziegler,
Good,	Madigan,	Rose,	Sorg,
		Rosen,	Speaker

NAYS—0

NOT VOTING—2

Flack, Thompson, R. L.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1449, as follows:

An Act to amend the act approved the twelfth day of June one thousand nine hundred fifty-one (Act Number 141) entitled "An act relating to mental health including mental illness mental defect epilepsy and inebriety and amending revising consolidating and changing the laws relating thereto" by further defining "qualified physician" and "medical examiner"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (13) of Section 102 of the act approved the twelfth day of June one thousand nine hundred fifty-one (Act Number 141) entitled "An act relating to mental health including mental illness mental defect epilepsy and

inebriety and amending revising consolidating and changing the laws relating thereto" is hereby amended to read as follows

Section 102 Definitions As used in this act unless the context clearly indicates otherwise the following words and phrases shall have the following meanings

(13) "Qualified physician" shall mean a physician who has been (1 a resident of Pennsylvania for at least three years (2) licensed in Pennsylvania to practice medicine [in Pennsylvania] and surgery within the scope of the act approved the third day of June one thousand nine hundred eleven (P. L. 639) as amended or osteopathy or osteopathic surgery within the scope of the act approved the nineteenth day of March one thousand nine hundred nine (P. L. 46) as amended and (3) in the actual practice of medicine or osteopathy for at least three years or has had at least one year's experience as a medical or an osteopathic physician in an institution

Section 2 Clauses (3) and (4) of subsection (a) of Section 312 of said act are hereby amended to read as follows
Section 312 Contents of Physician's Certificate Penalty for False Statement

(a) In every qualified physician's certificate required by this act for the admission or commitment of a patient the physician issuing the same shall state

(3) That he has been licensed to practice medicine or osteopathy in this State

(4) That he has been in the actual practice of medicine or osteopathy for at least three years or has had at least one year's experience as a medical or an osteopathic physician in an institution

Section 3 Clause 7 of Section 801 of said act is hereby amended to read as follows

Section 801 Rights of Patient

Every patient in any institution shall have the right

(7) To be visited and examined at all reasonable hours by any medical or osteopathic practitioner designated by him or by any member of his family or "near friend" with the sanction of a court of the county in which he resided prior to his commitment to such institution With the consent of the patient and of the superintendent the medical or osteopathic practitioner may attend the patient for all maladies other than mental illness in the same manner as if the patient were in his own home

Section 4 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Rovansek.
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarrafi,
Baumunk,	Guarnieri,	McCullough,	Sax,
Bear,	Gutendorf,	McCormack,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenschild,	Metz,	Smith,
Bombarger,	Headlee,	Mihm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Brelsich,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Buechin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,

Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Toll,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Varnier,
Dalrymple,	Kline,	Olsen,	Verona,
Davia,	Kohl,	Penglase,	Wachhaus,
Dennison,	Kolankiewicz,	Peta,	Wargo,
Dougherty,	Kornick,	Petrosky,	Waterhouse,
Dowling,	Kratz,	Pettigrew,	Watkins,
DuBois,	Kubacki,	Pfaff,	Weidner,
Duffy,	Lafare,	Pichney,	Welsh,
Dunn,	Lederer,	Pitzer,	Wescott,
Erb,	Leisey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,
Fillip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reagan,	Wilt,
Firmstone,	Loftus,	Reese,	Wood,
Frost,	Lopresti,	Reidenbach,	Yeakel,
Gaffney,	Lovett,	Reilly, J. M.,	Yester,
Geer,	Lutty,	Rigby,	Yetzer,
Gibson,	Lyons,	Riley, R. L.,	Young,
Gleason,	Madden,	Robertson,	Ziegler,
Good,	Madigan,	Rose,	Sorg,
		Rosen,	Speaker

NAYS—0

NOT VOTING—2

Flack,

Thompson, R. L.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1463, as follows:

An Act to repeal the act approved the twenty-sixth day of February one thousand nine hundred three (P. L. 8) entitled "An act providing for the appointment of boards of visitation for institutions societies and associations caring for dependent neglected and delinquent children"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the twenty-sixth day of February one thousand nine hundred three (P. L. 8) entitled "An act providing for the appointment of boards of visitation for institutions societies and associations caring for dependent neglected and delinquent children" and all of its amendments and supplements are hereby repealed absolutely

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Rovansek,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarrafi,
Baumunk,	Guarnieri,	McCormack,	Scanlon,
Bear,	Gutendorf,	McCullough,	Sax,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,

Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenshield,	Metz,	Smith,
Bombberger,	Headlee,	Mihm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendenning,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Toll,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Varnar,
Dalrymple,	Kline,	Olsen,	Verona,
Davis,	Kohl,	Penglase,	Wachhaus,
Dennison,	Kolankiewicz,	Peta,	Wargo,
Dougherty,	Kornick,	Petrosky,	Waterhouse,
Dowling,	Kratz,	Pettigrew,	Watkins,
DuBois,	Kubacki,	Pfaff,	Weidner,
Duffy,	Lafore,	Pichney,	Welsh,
Dunn,	Lederer,	Pitzer,	Wescott,
Erb,	Leisey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,
Filip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reagan,	Wilt,
Firmstone,	Loftus,	Reese,	Wood,
Frost,	Loprestl,	Reidenbach,	Yeakel,
Gaffney,	Lovett,	Reilly, J. M.,	Yester,
Geer,	Lutty,	Rigby,	Yetzer,
Gibson,	Lyons,	Riley, R. L.,	Young,
Gleason,	Madden,	Robertson,	Ziegler,
Good,	Madigan,	Rose,	Sorg,
		Rosen,	Speaker

NAYS—0

NOT VOTING—2

Flack, Thompson, R. L.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1483, as follows:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to acquire additional tracts of land for the use of the Pennsylvania Industrial School and making an appropriation therefor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School is hereby authorized to purchase in the name of the Commonwealth of Pennsylvania additional lands adjacent or contiguous to the Pennsylvania Industrial School at Camp Hill Cumberland County Pennsylvania for the use of said School

Section 2 The said lands shall not be acquired until the titles thereto have been approved by the Department of Justice The deeds of conveyance shall be deposited with the Secretary of Internal Affairs

Section 3 The sum of one hundred fifty thousand dollars (\$150,000) or so much thereof as may be necessary is hereby appropriated to the Department of Property and Supplies for the payment of the purchase price of said

tract or tracts of land and the expenses incidental thereto including title search

Section 4 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Rovansek,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarra,
Baumunk,	Guarnieri,	McCormack,	Sax,
Bear,	Gutendorf,	McCullough,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenshield,	Metz,	Smith,
Bombberger,	Headlee,	Mihm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendenning,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Toll,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Varnar,
Dalrymple,	Kline,	Olsen,	Verona,
Davis,	Kohl,	Penglase,	Wachhaus,
Dennison,	Kolankiewicz,	Peta,	Wargo,
Dougherty,	Kornick,	Petrosky,	Waterhouse,
Dowling,	Kratz,	Pettigrew,	Watkins,
DuBois,	Kubacki,	Pfaff,	Weidner,
Duffy,	Lafore,	Pichney,	Welsh,
Dunn,	Lederer,	Pitzer,	Wescott,
Erb,	Leisey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,
Filip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reagan,	Wilt,
Firmstone,	Loftus,	Reese,	Wood,
Frost,	Loprestl,	Reidenbach,	Yeakel,
Gaffney,	Lovett,	Reilly, J. M.,	Yester,
Geer,	Lutty,	Rigby,	Yetzer,
Gibson,	Lyons,	Riley, R. L.,	Young,
Gleason,	Madden,	Robertson,	Ziegler,
Good,	Madigan,	Rose,	Sorg,
		Rosen,	Speaker

NAYS—0

NOT VOTING—2

Flack, Thompson, R. L.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1487, as follows:

An Act to provide for the expenses of the Joint State Government Commission of the General Assembly for the two fiscal years beginning June first one thousand nine hundred and fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and fifty-one

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of three hundred thirty-five thousand dollars (\$335,000) or as much thereof as may be necessary is hereby specifically appropriated from the General Fund to the Joint State Government Commission of the General Assembly for the payment of wages and other compensation of employees and for the payment of general expenses necessary for the proper conduct of the work of the Joint State Government Commission for the two fiscal years beginning June first one thousand nine hundred and fifty-one and for the payment of bills incurred by said Commission and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and fifty-one to be paid on warrants of the Auditor General in favor of the Chairman of said Commission on the presentation of his requisition for the same The Chairman shall file an accounting of said expenses with the Auditor General

Section 2 Effective Date This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Rovansek,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarraf,
Baumunk,	Guarnieri,	McCullough,	Sax,
Bear,	Gutendorf,	McCormack,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenshield,	Metz,	Smith,
Bomberger,	Headlee,	Mihm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Brelsch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendenning,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Toll,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Varner,
Dalrymple,	Kline,	Olsen,	Verona,
Davis,	Kohl,	Penglase,	Wachhaus,
Dennison,	Kolankiewicz,	Peta,	Wargo,
Dougherty,	Kornick,	Petrosky,	Waterhouse,
Dowling,	Kratz,	Pettigrew,	Watkins,
DuBois,	Kubacki,	Pfaff,	Weidner,
Duffy,	Lafore,	Pichney,	Welsh,
Dunn,	Lederer,	Pitzer,	Wescott,
Erb,	Lelsey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,
Fillip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reagan,	Wilt,
		Reese,	Wood,

Firmstone,
Frost,
Gaffney,
Geer,
Gibson,
Gleason,
Good,

Loftus,
Lopresti,
Lovett,
Lutty,
Lyons,
Madden,
Madigan,

Reidenbach,
Reilly, J. M.,
Rigby,
Riley, R. L.,
Robertson,
Rose,
Rosen,

Yeakel,
Yester,
Yetzer,
Young,
Ziegler,
Sorg,
Speaker

NAYS—0

NOT VOTING—2

Flack,

Thompson, R. L.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1488, as follows:

An Act making an appropriation to The Brandywine Battlefield Park Commission for the payment of necessary expenses

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of thirty-two thousand dollars (\$32,000) or as much thereof as may be necessary is hereby specifically appropriated to the Brandywine Battlefield Park Commission for the two fiscal years beginning June first one thousand nine hundred fifty-one for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the commission and to maintain the lands or structures acquired under the provision of the act approved the fifth day of July one thousand nine hundred forty-seven (P. L. 1293 Act No 517)

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Rovansek,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarraf,
Baumunk,	Guarnieri,	McCullough,	Sax,
Bear,	Gutendorf,	McCormack,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenshield,	Metz,	Smith,
Bomberger,	Headlee,	Mihm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Brelsch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendenning,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Toll,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Varner,
Dalrymple,	Kline,	Olsen,	Verona,

Davis,	Kohl,	Penglase,	Wachhaus,
Dennison,	Kolanklewics,	Peta,	Wargo.
Dougherty,	Kornick,	Petrosky,	Waterhouse.
Dowling,	Kratz,	Pettigrew,	Watkins,
DuBois,	Kubacki,	Pfaff,	Weidner,
Duffy,	Lafore,	Pichney,	Welsh,
Dunn,	Lederer,	Pitzer,	Wescott,
Erb,	Lelsey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,
Filip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reagan,	Wilt,
Firmstone,	Loftus,	Reese,	Wood,
Frost,	Lopresti,	Reidenbach,	Yeakel,
Gaffney,	Lovett,	Reilly, J. M.,	Yester,
Geer,	Lutty,	Rigby,	Yetzer,
Gibson,	Lyons,	Riley, R. L.,	Young,
Gleason,	Madden,	Robertson,	Ziegler,
Good,	Madigan,	Rose,	Sorg,
		Rosen,	Speaker

NAYS—0

NOT VOTING—2

Flack, Thompson, R. L..

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1489, as follows:

An Act making an appropriation to The Brandywine Battlefield Park Commission for the payment of necessary expenses

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one thousand dollars (\$1,000) or as much thereof as may be necessary is hereby specifically appropriated to The Brandywine Battlefield Park Commission for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the commission and to maintain the lands or structures acquired under the provisions of Act 517 approved July 5 1947 (P. L. 1293) for the two fiscal years beginning June 1 1951

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Rovansek.
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarraf,
Baumunk,	Guarnieri,	McCullough,	Sax,
Bear,	Gutendorf,	McCormack,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenshield,	Metz,	Smith,
Bomberger,	Headlee,	Mihm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Brelsich,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Buchlin,	Hunter,	Monroe,	Swartz,

Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Glendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.
Cochran,	Jones, P. F.,	Munley,	Toll,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Varner,
Dalrymple,	Kline,	Olsen,	Verona,
Davis,	Kohl,	Penglase,	Wachhaus.
Dennison,	Kolanklewics,	Peta,	Wargo,
Dougherty,	Kornick,	Petrosky,	Waterhouse.
Dowling,	Kratz,	Pettigrew,	Watkins,
DuBois,	Kubacki,	Pfaff,	Weidner,
Duffy,	Lafore,	Pichney,	Welsh,
Dunn,	Lederer,	Pitzer,	Wescott,
Erb,	Lelsey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,
Filip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reagan,	Wilt,
Firmstone,	Loftus,	Reese,	Wood,
Frost,	Lopresti,	Reidenbach,	Yeakel,
Gaffney,	Lovett,	Reilly, J. M.,	Yester,
Geer,	Lutty,	Rigby,	Yetzer,
Gibson,	Lyons,	Riley, R. L.,	Young,
Gleason,	Madden,	Robertson,	Ziegler,
Good,	Madigan,	Rose,	Sorg,
		Rosen,	Speaker

NAYS—0

NOT VOTING—2

Flack, Thompson, R. L.,

The majority required by the Constution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1494, as follows:

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance and operation of the Western Psychiatric Instiute and Clinic

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of two million three hundred thousand dollars (\$2,300,000) or so much thereof as may be necessary is hereby appropriated to the Trustees of the University of Pittsburgh for the two fiscal year beginning June first one thousand nine hundred fifty-one for the general maintenance and operation of the Western Psychiatric Institute and Clinic by the University of Pittsburgh and the purchase of such apparatus and equipment as the Trustees may deem necessary for the best interests of the purposes of the Institute and Clinic which purposes shall include the teaching of personnel for the staffs of the various mental institutions of the Commonwealth and the conduct of research in the treatment prevention and cause of the various types of nervous disorders and mental diseases in compliance with an act of the General Assembly approved May 20 1949 (P. L. 1643 Act No 496) providing for the lease of the Western State Psychiatric Institute and Clinic to the University of Pittsburgh

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Rovansek,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarra,
Baumunk,	Guarnieri,	McCullough,	Sax,
Bear,	Gutendorf,	McCormack,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenshield,	Metz,	Smith,
Bombberger,	Headlee,	Milhm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Buchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Toll,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Varnar,
Dalrymple,	Kline,	Olsen,	Verona,
Davis,	Kohl,	Penglase,	Wachhaus,
Dennison,	Kolankiewicz,	Peta,	Wargo,
Dougherty,	Kornick,	Petrosky,	Waterhouse,
Dowling,	Kratz,	Pettigrew,	Watkins,
DuBois,	Kubacki,	Pfaff,	Weldner,
Duffy,	Lafore,	Pichney,	Welsh,
Dunn,	Lederer,	Pitzer,	Wescott,
Erb,	Leisey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,
Filip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reagan,	Wilt,
Firmstone,	Loftus,	Reese,	Wood,
Frost,	Lopresti,	Reidenbach,	Yeakel,
Gaffney,	Lovett,	Relly, J. M.,	Yester,
Geer,	Lutty,	Rigby,	Yetzer,
Gibson,	Lyons,	Riley, R. L.,	Young,
Gleason,	Madden,	Robertson,	Ziegler,
Good,	Madigan,	Rose,	Sorg,
		Rosen,	Speaker

NAYS—0

NOT VOTING—2

Flack, Thompson, R. L.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

Senate Bill No. 7, Printer's No. 112 and

Senate Bill No. 457, Printer's No. 215

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 592, as follows:

A Supplement to the act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 575) entitled "An act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River and the improvement of the

facilities for transportation across the river authorizing the Governor for these purposes to enter into an agreement with New Jersey creating The Delaware River Joint Commission and specifying the powers and duties thereof including the power to finance projects by the issuance of revenue bonds transferring to the new commission all the powers of the Delaware River Bridge Joint Commission and making an appropriation" authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a supplemental compact or agreement with the State of New Jersey amending Articles I II IV XI and XII of and adding a new article to the compact and agreement between the Commonwealth of Pennsylvania and the State of New Jersey authorized and made pursuant to the act herein supplemented by changing the name of The Delaware River Joint Commission to The Delaware River Port Authority and the method of appointment of commissioners removing the present Pennsylvania members of the commission extending the jurisdiction powers and duties of the Delaware River Port Authority and defining such additional jurisdiction powers and duties to take effect upon the enactment of substantially similar legislation by the State of New Jersey embodying the supplemental agreement between the two States in this act set forth and authorizing the Governor to apply on behalf of the Commonwealth to the Congress of the United States for its consent thereto

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Governor is hereby authorized to enter into a supplemental compact or agreement on behalf of the Commonwealth of Pennsylvania with the State of New Jersey amending and supplementing the compact or agreement between the Commonwealth of Pennsylvania and the State of New Jersey entitled "Agreement between the Commonwealth of Pennsylvania and the State of New Jersey Creating The Delaware River Joint Commission as a body corporate and politic and defining its powers and duties" which was executed on behalf of the Commonwealth of Pennsylvania by its Governor on July first one thousand nine hundred and thirty-one and on behalf of the State of New Jersey by the New Jersey Interstate Bridge Commission by its members on July first one thousand nine hundred and thirty-one and which was consented to by the Congress of the United States by Public Resolution Number twenty-six being chapter two hundred fifty-eight of the Public Laws Seventy-second Congress approved June fourteenth one thousand nine hundred and thirty-two which supplemental compact and agreement shall be in substantially the following form

"Supplemental agreement between the Commonwealth of Pennsylvania and the State of New Jersey amending and supplementing the agreement entitled 'Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating The Delaware River Joint Commission as a body corporate and politic and defining its powers and duties' changing the name of The Delaware River Joint Commission to The Delaware River Port Authority changing the method of appointment of the commissioners extending the jurisdiction powers and duties of said The Delaware River Port Authority and defining such additional jurisdiction powers and duties

The Commonwealth of Pennsylvania and the State of New Jersey do hereby solemnly covenant and agree each with the other as follows

(1) Article I of the "Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating The Delaware River Joint Commission as a body corporate and politic and defining its powers and duties" which was executed on behalf of the Commonwealth of Pennsylvania by its Governor on the first day of July one thousand nine hundred and thirty-one and on behalf of the State of New Jersey by the New Jersey Interstate Bridge Commission by its members on the first day of July one thousand nine hundred and thirty-one and which was consented to by the Congress of the United States

by Public Resolution Number twenty-six being chapter two hundred fifty-eight of the Public Laws Seventy-second Congress approved the fourteenth day of June one thousand nine hundred and thirty-two is amended to read as follows

Article I

[There is hereby created a] The body corporate and politic [to be] heretofore created and known as The Delaware River Joint Commission hereby is continued under the name of The Delaware River Port Authority (hereinafter in this agreement called the "Commission") which shall constitute the public corporate instrumentality of the Commonwealth of Pennsylvania and the State of New Jersey for the following public purposes and which shall be deemed to be exercising an essential governmental function in effectuating such purposes to wit

(a) The operation and maintenance of the bridge owned jointly by the two States [and the city of Philadelphia as its interests may appear] across the Delaware River between the City of Philadelphia in the Commonwealth of Pennsylvania and the City of Camden in the State of New Jersey including its approaches and the making of additions and improvements thereto

(b) The effectuation establishment construction operation and maintenance of railroad or other facilities for the transportation of passengers across [the said] any bridge or tunnel owned or controlled by the Commission including extensions [thereof to the vicinity of Race Street and Eighth Street in the City of Philadelphia and to the vicinity of Carman Street and Haddon Avenue in the City of Camden] of such railroad or other facilities within the City of Camden and the City of Philadelphia necessary for efficient operation in the Port District

(c) [The investigation of the necessity for additional means of communication between the Commonwealth of Pennsylvania in the vicinity of Philadelphia and the State of New Jersey opposite thereto and between the ports of Philadelphia and Camden and the seat and making of such studies surveys and estimates as may be necessary to determine the feasibility and cost of any such additional means of communication whether the same be by bridge tunnel canal or otherwise and] The improvement and development of the Port District for port purposes by or through the acquisition construction maintenance or operation of any and all projects for the improvement and development of the Port District for port purposes or directly related thereto either directly by purchase lease or contract or by lease or agreement with any other public or private body or corporation or in any other manner

(d) Cooperation with all other bodies interested or concerned with or affected by the promotion or use of the Delaware River and the Port District

(e) The procurement from the Government of the United States of any consents which may be requisite to enable any project within its powers to be carried forward

(f) The construction acquisition operation and maintenance of other bridges and tunnels across or under the Delaware River between the City of Philadelphia and the State of New Jersey including approaches and the making of additions and improvements thereto

[(f)] (g) The promotion [of the Delaware River] as a highway of commerce [between Philadelphia and Camden and the sea] of the Delaware River and the

[(g) The] promotion of increased passenger and freight commerce on the Delaware River [both freight and passenger] and for [this] such purpose the publication of [such] literature and the adoption of [such] any other means as may be deemed appropriate

(h) To study and make recommendations to the proper authorities for the improvement of terminal lighterage wharfage warehouse and other facilities necessary for the promotion of commerce on the Delaware River

(i) Institution through [the Attorneys General of Pennsylvania and New Jersey of] its counsel or such other counsel as it shall designate or intervention in any litigation involving rates preferences rebates or other matters

vital to the [interests of the ports of the Delaware River]

[(j) Any other functions which may be of mutual benefit to the Commonwealth of Pennsylvania and the State of New Jersey insofar as concerns the promotion and development of the ports of Philadelphia and of Camden and the use by commercial vessels of their facilities] interest of the Port District Provided that notice of any such institution of or intervention in litigation shall be given promptly to the Attorney General of the Commonwealth of Pennsylvania and to the Attorney General of the State of New Jersey and provision for such notices shall be made in a resolution authorizing any such intervention or litigation and shall be incorporated in the minutes of the Commission

(j) The establishment maintenance rehabilitation construction and operation of a rapid transit system for the transportation of passengers express mail and baggage between points in New Jersey communities within the Port District and within a thirty-five (35) mile radius of the City of Camden New Jersey and points within the City of Philadelphia Pennsylvania and intermediate points Such system may be established by either utilizing existing rapid transit systems railroad facilities highways and bridges within the territory involved or by the construction or provision of new facilities where deemed necessary

(k) The performance of such other functions which may be of mutual benefit to the Commonwealth of Pennsylvania and the State of New Jersey insofar as concerns the promotion and development of the Port District for port purposes and the use of its facilities by commercial vessels

(2) Article II of said agreement is amended to read as follows

Article II

The Commission shall consist of sixteen Commissioners eight resident voters of the Commonwealth of Pennsylvania and eight resident voters of the State of New Jersey who shall serve without compensation

[The first eight Commissioners for the Commonwealth of Pennsylvania shall be the Governor of the Commonwealth the Auditor General the State Treasurer the Mayor of the City of Philadelphia and the four additional persons now serving as members of the Pennsylvania Commission existing by virtue of Act number three hundred thirty-eight of the Commonwealth of Pennsylvania approved July nine one thousand nine hundred and nineteen (P. L. 814) and acts amendatory thereof and supplementary thereto]

[The first eight Commissioners for the State of New Jersey shall be the eight individuals now holding office as members of the New Jersey Interstate Bridge Commission existing by virtue of Chapter two hundred seventy-one of the laws of said state of one thousand nine hundred and twenty-nine approved May sixth one thousand nine hundred twenty-nine and acts amendatory thereof and supplementary thereto which said eight individuals are hereby appointed by said State as such Commissioners who shall serve for their unexpired terms as members of the New Jersey Interstate Bridge Commission Succeeding Commissioners shall be elected by the Legislature to serve for terms of five years]

[For the Commonwealth of Pennsylvania the Governor the Auditor General the State Treasurer and the executive head of the City of Philadelphia in office at the time shall always be members of the Commission and in addition thereto there shall be four members appointed by the Governor who shall be known as appointive members Whenever a vacancy occurs in the appointive membership of the Commission the Governor shall appoint a member to serve for a term of five years from the date of his appointment]

[For the State of New Jersey whenever a vacancy in the office of Commissioner shall occur such vacancy shall be filled for the unexpired term by the Legislature If the Legislature shall not be in session when the vacancy occurs such vacancy shall be filled by the Governor and such appointee shall hold office until the Legislature convenes]

The present members of the Commission including ex-officio members shall continue to serve respectively as Commissioners until the expiration of their terms or the terms of office by virtue of the holding of which they are members of the Commission and until succeeding Commissioners shall be appointed and qualify except that the terms of the present member of the Commission for the Commonwealth of Pennsylvania shall expire as of the date of the coming into force of the supplemental compact or agreement authorized by the Act of the 1951 General Assembly of said Commonwealth providing for amendment of this Article.

The Commissioners for the State of New Jersey shall be appointed by the Governor of New Jersey with the advice and consent of the Senate of New Jersey for terms of five years and in case of a vacancy occurring in the office of Commissioner during a recess of the Legislature it may be filled by the Governor by an ad interim appointment which shall expire at the end of the next regular session of the Senate unless a successor shall be sooner appointed and qualify and after the end of the session no ad interim appointment to the same vacancy shall be made unless the Governor shall have submitted to the Senate a nomination to the office during the session and the Senate shall have adjourned without confirming or rejecting it and no person nominated for any such vacancy shall be eligible for an ad interim appointment to such office if the nomination shall have failed of confirmation by the Senate.

Six of the eight Commissioners for the Commonwealth of Pennsylvania shall be appointed by the Governor of Pennsylvania for terms of five years. The Auditor General and the State Treasurer of said Commonwealth shall ex-officio be Commissioners for said Commonwealth each having the privilege of appointing a representative to serve in his place at any meeting of the Commission which he does not attend personally.

All Commissioners shall continue to hold office after the expiration of the terms for which they are appointed or elected [unless and] until their respective successors are appointed and [qualified] qualify but no period during which any Commissioner shall hold over shall be deemed to be an extension of his term of office for the purpose of computing the date on which his successor's term expires.

(3) Article IV of said agreement is amended to read as follows

Article IV

For the effectuation of its authorized purposes the Commission is hereby granted the following powers

- (a) To have perpetual succession
- (b) To sue and be sued
- (c) To adopt and use and official seal
- (d) To elect a chairman vice-chairman secretary and treasurer and to adopt suitable by-laws for the management of its affairs. The secretary and treasurer need not be members of the Commission
- (e) To appoint hire or employ counsel and such other officers and such agents and employes as it may require for the performance of its duties by contract or otherwise and fix and determine their qualifications duties and compensation
- (f) To enter into contracts
- (g) To acquire own hire use operate and dispose of personal property
- (h) To acquire own use lease operate mortgage and dispose of real property and interests in real property and to make improvements thereon.
- (i) To grant [the use of] by franchise lease or otherwise [and to make changes for the use of any property or facility owned or controlled by it] the use of any property or facility owned or controlled by the Commission and to make charges therefor
- (j) To borrow money upon its bonds or other obligations either with or without security and to make enter into and perform any and all such covenants and agreements with the holders of such bonds or other obliga-

tions as the Commission may determine to be necessary or desirable for the security and payment thereof including without limitation of the foregoing covenants and agreements as to the management and operation of any property or facility owned or controlled by it the tolls rents rates or other charges to be established levied made and collected for any use of any such property or facility or the application use and disposition of the proceeds of any bonds or other obligations of the Commission or the proceeds of any such tolls rents rates or other charges or any other revenues or moneys of the Commission

(k) To exercise the right of eminent domain within the Port District

(l) To determine the exact location system and character of and all other matters in connection with any and all improvements or facilities which it may be authorized to own construct establish effectuate operate or control

(m) In addition to the foregoing to exercise the powers duties authority and jurisdiction heretofore conferred and imposed upon the aforesaid [Pennsylvania Commission and upon the aforesaid New Jersey Interstate Bridge Commission severally or upon both of said commissions jointly by the Commonwealth of Pennsylvania or the State of New Jersey] The Delaware River Joint Commission by the Commonwealth of Pennsylvania or the State of New Jersey or both of the said two States [and]

(n) To exercise all other powers not inconsistent with the constitutions of the two States or of the United States which may be reasonably necessary or incidental to the effectuation of its authorized purposes or to the exercise of any of the foregoing powers except the power to levy taxes or assessments and generally to exercise in connection with its property and affairs and in connection with property within its control any and all powers which might be exercised by a natural person or a private corporation in connection with similar property and affairs

(o) To acquire purchase construct lease operate maintain and undertake any project including any terminal facility transportation facility or any other facility of commerce and to make charges for the use thereof

(p) To make expenditures anywhere in the United States and foreign countries to pay commissions and hire or contract with experts and consultants and otherwise to do indirectly anything which the Commission may do directly

The Commission shall also have such additional powers as may hereafter be delegated to or imposed upon it from time to time by the action of either State concurred in by legislation of the other

It is the policy and intent of the Legislatures of the Commonwealth of Pennsylvania and the State of New Jersey that the powers granted by this Article shall be so exercised that the American system of free competitive private enterprise is given full consideration and is maintained and furthered. In making its reports and recommendations to the Legislatures of the Commonwealth of Pennsylvania and the State of New Jersey on the need for any facility or project which the Commission believes should be undertaken for the promotion and development of the Port District the Commission shall include therein its findings which fully set forth that the facility or facilities operated by private enterprise within the Port District and which it is intended shall be supplanted or added to are not adequate

(4) Article XI of said agreement is amended to read as follows

Article XI

The effectuation of its authorized purposes by the Commission is and will be in all respects for the benefit of the people of the Commonwealth of Pennsylvania and the State of New Jersey for the increase of their commerce and prosperity and for the improvement of their health and living conditions and since the Commission will be performing essential governmental functions in effectuating said purposes the Commission shall not be required to pay any taxes or assessments upon any property acquired or used by it for such purposes and the bonds or other securities or obligations issued by the Commis-

sion ther transfer and the income therefrom (including any profits made on the sale thereof) shall at all times be free from taxation within the Commonwealth of Pennsylvania and the State of New Jersey

To the end that municipalities may not suffer undue loss of tax revenue by reason of the acquisition and ownership of property therein by the Commission the Commission is hereby authorized and empowered in its discretion to enter into a voluntary agreement or agreements with any municipality whereby it will undertake to pay a fair and reasonable sum or sums to compensate the said municipality for any loss of tax revenue in connection with any property acquired by the Commission after 1950 other than property acquired for bridge tunnel or passenger transportation purposes Any such payment or payments which the Commission is hereby authorized and empowered to make may be made on an annual basis in which case the payment or payments shall not be in excess of the amount of the taxes upon the property when last assessed prior to the time of its acquisition by the Commission or such payment or payments may be made in a lump sum or sums or over a stated period of years as shall be agreed upon by and between the Commission and such municipality Every municipality wherein the property shall be acquired by the Commission is authorized and empowered to enter into such agreement or agreements with the Commission to accept the payment or payments which the Commission is herein authorized and empowered to make

(5) Article XII of said agreement is amended to read as follows

Article XII

The Commission shall make annual reports to the Governors and Legislatures of the Commonwealth of Pennsylvania and the State of New Jersey setting forth in detail its operations and transactions and may make such additional reports from time to time to the Governors and Legislatures as it may deem desirable Copies thereof shall be available for public information and use

Whenever the Commission after investigation and study shall have concluded plans with estimates of costs and means of financing for any new project for a purpose other than any [those] described in Article [One] I [subdivision (b)] subdivisions (b) or (j) hereof for transportation across or under the Delaware River within the [area hereinbefore described] Port District [any new project for the] or improvement of the Delaware River's port facilities [or any other project for the mutual advantage of Pennsylvania and New Jersey and coming within the purposes for which it is created] the Commission shall make to the Legislatures of each State a detailed report dealing only with the contemplated project and shall request of said Legislatures authority to proceed with the project described and it shall not be within the power of the Commission to construct erect or otherwise acquire any new facility or project for a purpose other than any [except those] described in Article [One] I [subdivision (b)] subdivisions (b) or (j) hereof unless and until the Legislatures of both States shall have authorized the Commission to proceed with the project outlined in its special report thereon

In addition to other powers conferred upon it and not in limitation thereof the Commission may acquire all right title and interest in and to the Tacony-Palmyra Bridge across the Delaware River at Palmyra New Jersey together with any approaches and interests in real property necessary thereto The acquisition of such bridge approaches and interests by the Commission shall be by purchase or by condemnation in accordance with the provisions of the Federal law consenting to or authorizing the construction of such bridge and approaches or the acquisition of such bridge approaches or interests by the Commission shall be pursuant to and in accordance with the provisions of sections 48:5-22 and 48:5-23 of the Revised Statutes of New Jersey and for all the purposes of said provisions and sections the Commission is hereby appointed as the agency of the State of New Jersey and the Commonwealth of Pennsylvania exercising the rights and powers granted or reserved by said Federal law or

sections to the State of New Jersey and Commonwealth of Pennsylvania jointly or to the State of New Jersey acting in conjunction with the Commonwealth of Pennsylvania The Commission shall have authority to so acquire such bridge approaches and interests whether the same be owned held operated or maintained by any private person firm partnership company association or corporation or by any instrumentality public body commission public agency or political subdivision (including any county or municipality) of or created by or in the State of New Jersey or the Commonwealth of Pennsylvania or by any instrumentality public body commission or public agency of or created by or in a political subdivision (including any county or municipality) of the State of New Jersey or the Commonwealth of Pennsylvania None of the provisions of the preceding paragraph shall be applicable with respect to the acquisition by the Commission pursuant to this paragraph of said Tacony-Palmyra Bridge approaches and interests The power and authority herein granted to the Commission to acquire said Tacony-Palmyra Bridge approaches and interests shall not be exercised unless and until the Governor of the State of New Jersey and the Governor of the Commonwealth of Pennsylvania have filed with the Commission their written consents to such acquisition

It shall not be within the power of the Commission to construct erect or otherwise acquire any new facility or project for a purpose described in Article I subdivision (j) hereof unless and until the Commission shall have made to the Legislature and Governor of the State of New Jersey and to the Legislature and Governor of the Commonwealth of Pennsylvania a detailed report dealing only with such contemplated facility or project and the Governor of said State and the Governor of said Commonwealth shall have filed with the Commission their written consents to such construction erection or acquisition

Notwithstanding any provision of this Agreement nothing herein contained shall be construed to limit or impair any right or power granted or to be granted to the Pennsylvania Turnpike Commission or the New Jersey Turnpike Authority to finance construct operate and maintain the Pennsylvania Turnpike System or any turnpike project of the New Jersey Turnpike Authority respectively throughout the Port District including the right and power acting alone or in conjunction with each other to provide for the financing construction operation and maintenance of one bridge across the Delaware River south of the City of Trenton in the State of New Jersey provided that such bridge shall not be constructed within a distance of ten miles measured along the boundary line between the Commonwealth of Pennsylvania and the State of New Jersey from the existing bridge operated and maintained by the Commission across the Delaware River between the City of Philadelphia in the Commonwealth of Pennsylvania and the City of Camden in the State of New Jersey so long as there are any outstanding bonds or other securities or obligations of the Commission for which the tolls rents rates or other revenues or any part thereof of said existing bridge shall have been pledged Nothing contained in this Agreement shall be construed to authorize the Commission to condemn any such bridge

Anything herein contained to the contrary notwithstanding no bridge or tunnel shall be constructed acquired operated or maintained by the Commission across or under the Delaware River north of the boundary line between Bucks County and Philadelphia County in the Commonwealth of Pennsylvania as extended across the Delaware River to the New Jersey shore of said river and any new bridge or tunnel authorized by or pursuant to this compact or agreement to be constructed or erected by the Commission may be constructed or erected at any location south of said boundary line notwithstanding the terms and provisions of any other agreement between the Commonwealth of Pennsylvania and the State of New Jersey Except as may hereafter be otherwise provided in conformity with Article IX hereof with respect to specific properties designated by action

of the Legislatures of both of the signatory States no property or facility owned or controlled by the Commission shall be acquired from it by any exercise of powers of condemnation or eminent domain

(6) Said agreement is further amended by adding thereto following the last Article thereof a new Article reading as follows

Article XIII

As used herein unless a different meaning clearly appears from the context

"Port District" shall mean all the territory within the counties of Delaware and Philadelphia in Pennsylvania and all the territory within the counties of Atlantic Burlington Camden Cape May Cumberland Gloucester Ocean and Salem in New Jersey

"Commission" shall mean The Delaware River Port Authority and when required by the context the board constituting the governing body thereof in charge of its property and affairs

"Commissioner" shall mean a member of the governing body of The Delaware River Port Authority

"Terminal" shall include any marine motor truck railroad and air terminal also any coal grain and lumber terminal and any union freight and other terminals used or to be used in connection with the transportation of passengers and freight and equipment materials and supplies therefor

"Transportation facility" and "facilities for transportation of passengers" shall include railroads operated by steam electricity or other power rapid transit lines motor trucks tunnels bridges airports boats ferries carfloats lighters tugs floating elevators barges scows or harbor craft of any kind and aircraft and equipment materials and supplies therefor

"Terminal facility" shall include wharves piers slips ferries docks drydocks ship repair yards bulkheads dock walls basins carfloats floatbridges dredging equipment radio receiving and sending stations grain or other storage elevators warehouses cold storage tracks yards sheds switches connections overhead appliances bunker coal oil and fresh water stations markets and every kind of terminal storage or supply facility now in use or hereafter designed for use to facilitate passenger transportation and for the handling storage loading or unloading of freight at terminals and equipment materials and supplies therefor

"Transportation of passengers" and "passenger transportation" shall mean the transportation of passengers by railroad or other facilities

"Rapid transit system" shall mean a transit system for the transportation of passengers express mail and baggage by railroad or other facilities and equipment materials and supplies therefor

"Project" shall mean any improvement betterment facility or structure authorized by or pursuant to this compact or agreement to be constructed erected acquired owned or controlled or otherwise undertaken by the Commission "Project" shall not include undertakings for purposes described in Article I subdivisions (a) (d) (e) (g) (h) and (i)

"Railroad" shall include railways extensions thereof tunnels subways bridges elevated structures tracks poles wires conduits powerhouses substations lines for the transmission of power carbarns shops yards sidings turnouts switches stations and approaches thereto cars and motive equipment

"Bridge" and "tunnel" shall include such approach highways and interests in real property necessary therefor in the Commonwealth of Pennsylvania or the State of New Jersey as may be determined by the Commission to be necessary to facilitate the flow of traffic in the vicinity of a bridge or tunnel or to connect a bridge or tunnel with the highway system or other traffic facilities in said Commonwealth or said State Provided however That the power and authority herein granted to the Commission to construct new or additional approach highways shall not be exercised unless and until the Department of Highways of the Commonwealth of

Pennsylvania shall have filed with the Commission its written approval as to approach highways to be located in said Commonwealth and the State Highway Department of the State of New Jersey shall have filed with the Commission its written approval as to approach highways to be located in said State

"Facility" shall include all works buildings structures property appliances and equipment together with appurtenances necessary and convenient for the proper construction equipment maintenance and operation of a facility or facilities or any one or more of them

"Personal property" shall include choses in action and all other property now commonly or legally defined as personal property or which may hereafter be so defined

"Lease" shall include rent or hire

"Municipality" shall include a county city borough village township town public agency public authority or political subdivision

Words importing the singular number include the plural number and vice versa

Wherever legislation or action by the Legislature of either signatory State is herein referred to it shall mean an act of the Legislature duly adopted in accordance with the provisions of the Constitution of such State

Section 2 Upon its signature on behalf of the State of New Jersey and the Commonwealth of Pennsylvania such supplemental compact or agreement and the compact or agreement so amended and supplemented shall become binding and shall have the force and effect of a statute of the Commonwealth of Pennsylvania and The Delaware River Port Authority shall thereupon become vested with all the powers rights and privileges and be subject to the duties and obligations contained therein as though the same were specifically authorized and imposed by statute and the Commonwealth of Pennsylvania shall be bound by all of the obligations assumed by it under such supplemental compact or agreement and under such compact or agreement so amended and supplemented and the Governor shall transmit an original signed copy thereof to the Secretary of the Commonwealth for filing in his office

Section 3 The Governor is hereby authorized to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent and approval of such supplemental compact or agreement but in the absence of such consent and approval the Commission referred to in such supplemental compact or agreement shall have all of the powers which the Commonwealth of Pennsylvania and the State of New Jersey may confer upon it without the consent and approval of Congress

Section 4 Nothing contained in this act or in the said supplemental compact or agreement shall be deemed to affect any contract agreement or obligation heretofore entered into or created or any appointment heretofore made by The Delaware River Joint Commission and after the coming into force of said supplemental compact or agreement any and all agreements contracts or obligations or appointments of said Commission shall be assumed performed and recognized by The Delaware River Port Authority as fully and to the same extent as required by the terms thereof to be performed and recognized by said Commission

Section 5 The powers vested in The Delaware River Port Authority by this act shall be construed as being in addition to and not in diminution of the powers heretofore vested by law in The Delaware River Joint Commission

Section 6 As used herein the term "Department of Highways of the Commonwealth of Pennsylvania" means the Secretary of Highways of the Commonwealth of Pennsylvania

Section 7 Except where specifically amended or repealed by this act the provisions of the agreement authorized by the act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 575) and the supplements thereto are maintained in full force and effect

Section 8 The provisions of this act shall not be construed to repeal any of the provisions of the act approved

the twenty-fifth day of June one thousand nine hundred thirty-one (P. L. 1352) entitled "An act providing for joint action by the Commonwealth of Pennsylvania and the State of New Jersey in the administration operation and maintenance of bridges over the Delaware River and for the construction of additional bridge facilities across said river authorizing the Governor for these purposes to enter into an agreement with the State of New Jersey creating a Delaware River Joint Toll Bridge Commission and specifying the powers and duties thereof including the power to finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues derived from tolls collected at such bridges transferring to said commission all powers now exercised by existing commission created to acquire toll bridges over the Delaware River and making an appropriation" its amendments or supplements or apply to or affect in any manner any agreement made between the Commonwealth of Pennsylvania and the State of New Jersey pursuant to the provisions of said acts except to the extent provided in the last paragraph added by said supplemental compact or agreement to Article XII of said compact or agreement executed on the first day of July one thousand nine hundred thirty-one

Section 9 The provisions of this act shall be severable and if any of the provisions thereof shall be held to be unconstitutional such decision shall not affect the validity of any of the remaining provisions of this act It is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional provision not been included therein

Section 10 This act shall become effective immediately upon its final enactment but the Governor shall not enter into the supplemental compact or agreement hereinabove set forth on behalf of the Commonwealth of Pennsylvania until the passage by the State of New Jersey of a substantially similar act embodying the supplemental compact or agreement between the two States

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. WILLIAM C. LEONARD. Mr. Speaker, I desire to make a brief statement on the position of my colleagues from Delaware County, Messrs. Bloom, Clendening, Robertson and myself, on this bill.

We are not opposed to the principle of the bill. We believe in, and have worked for the development of the Port facilities on the lower Delaware River; however, we are still of the opinion that certain provisions of the bill are discriminatory against the County that we represent, hence our offering of amendments to the bill yesterday.

Those amendments were defeated, nevertheless my colleagues and I will support the bill, as we desire to see that the Port facilities become the best on the eastern seaboard.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Rovansek,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarraf,
Baumunk,	Guarnieri,	McCullough,	Sax,
Bear,	Gutendorf,	McCormack,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,

Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenschild,	Metz,	Smith,
Bomberger,	Headlee,	Mihm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Brelsch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintese,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Toll,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Varner,
Dalrymple,	Kline,	Olsen,	Verona,
Davis,	Kohl,	Penglase,	Wachhaus,
Dennison,	Kolankiewicz,	Peta,	Wargo,
Dougherty,	Kornick,	Petrosky,	Waterhouse,
Dowling,	Kratz,	Pettigrew,	Watkins,
DuBois,	Kubacki,	Pfaff,	Weidner,
Duffy,	Lafore,	Pichney,	Welsh,
Dunn,	Lederer,	Pitzer,	Wescott,
Erb,	Lelsey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,
Filip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reagan,	Wilt,
Firmstone,	Loftus,	Reese,	Wood,
Frost,	Lopresti,	Reldenbach,	Yeakel,
Gaffney,	Lovett,	Reilly, J. M.,	Yester,
Geer,	Lutty,	Rigby,	Yetzer,
Gibson,	Lyons,	Riley, R. L.,	Young,
Gleason,	Madden,	Robertson,	Ziegler,
Good,	Madigan,	Rose,	Sorg,
		Rosen,	Speaker

NAYS—0

NOT VOTING—2

Flack,

Thompson, R. L.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 646, as follows:

An Act to amend the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1199) entitled "An act relating to the assessment of real and personal property and other subjects of taxation in counties of the first class providing for the appointment of members of the board of revision of taxes by the judges of the courts of common pleas providing for the appointment by the board of personal property clerks and other employees fixing the salaries of members of the board assessors and assistant assessors and providing for the payment of salaries and expenses from the county treasury prescribing the powers and duties of the board and of the assessors the time and manner of making assessments of the revision and notice of assessments and of appeals therefrom prescribing the records of assessments and repealing existing laws" by providing for the determination by the board of revision of taxes of appeals from personal property assessments subsequent to the time prescribed for such appeals in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1199) entitled "An act relating to the assessment of real and personal property and other subjects of taxation in counties of the first class providing for the appointment of members of the board of revision of taxes by the judges of the courts of common pleas providing for the appointment by the board of personal property assessors real estate assessors and assistant real estate assessor clerks and other employees fixing the salaries of members of the board assessors and assistant assessor and providing for the payment of salaries and expenses from the county treasury prescribing the powers and duties of the board and of the assessors the time and manner of making assessments of the revision and notice of assessments and of appeals therefrom prescribing the records of assessments and repealing existing laws" is hereby amended by inserting immediately after Section 14 a new section to read as follows

Section 14.1 With respect to the assessment of personal property it shall be the duty of the board to hear appeals whenever it is in session at any time subsequent to the time prescribed for appeals and previous to the payment of the tax and to make such revision thereof as shall appear to the board to be just and reasonable in the same manner as it might have done at the time prescribed for appeals from personal property assessments No such appeal shall be heard unless the person aggrieved by any assessment shall have given due notice thereof to the personal property assessor of the proper district

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Markley,	Rovanse,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarra,
Baumunk,	Guarnieri,	McCormack,	Sax,
Bear,	Gutendorf,	McCullough,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenschild,	Metz,	Smith,
Bomberger,	Headlee,	Mihm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Brelsich,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Toll,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Varnier,
Dalrymple,	Kline,	Olsen,	Verona,
Davis,	Kohl,	Penglase,	Wachhaus,
Dennison,	Kolankiewicz,	Peta,	Wargo,
Dougherty,	Kornick,	Petroosky,	Waterhouse,
Dowling,	Kratz,	Pettigrew,	Watkins,
DuBois,	Kubacki,	Pfaff,	Weidner,
Duffy,	Lafore,	Pichney,	Welsh,
Dunn,	Lederer,	Pitzer,	Wescott,

Erb,	Lelsey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,
Filip,	Light,	Readinger,	Williams,
Filo,	Limper,	Reagan,	Wilt,
Firmstone,	Loftus,	Reese,	Wood,
Frost,	Lopresti,	Reidenbach,	Yeakel,
Gaffney,	Lovett,	Reilly, J. M.,	Yester,
Geer,	Lutty,	Rigby,	Yetzer,
Gibson,	Lyons,	Riley, R. L.,	Young,
Gleason,	Madden,	Robertson,	Ziegler,
Good,	Madigan,	Rose,	Sorg,
		Rosen,	Speaker

NAYS—0

NOT VOTING—2

Flack;

Thompson, R. L.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 719, as follows:

An Act to further amend Section 1 of the act approved the twenty-fourth day of June one thousand nine hundred nineteen (P. L. 579) entitled "An act to fix the salary and mileage of the members of the General Assembly and to provide for the furnishing of such postage stationery and supplies as may be necessary for the conduct of their offices and repealing all acts or parts of acts inconsistent therewith" by increasing the expense and clerical allowance of members of the General Assembly and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the twenty-fourth day of June one thousand nine hundred nineteen (P. L. 579) entitled "An act to fix the salary and mileage of the members of the General Assembly and to provide for the furnishing of such postage stationery and supplies as may be necessary for the conduct of their offices and repealing all acts or parts of acts inconsistent therewith" as last amended by the act approved the eighth day of July one thousand nine hundred forty-seven (P. L. 1439) is hereby further amended to read as follows

Section 1 Be it enacted &c That the salary of the members of the General Assembly shall be three thousand dollars (\$3000) for each biennial session and mileage to and from their homes at the rate of five cents per mile circular for each week a member was in actual attendance at the session to be computed by the ordinary mail route between their homes and the capitol of the State The salary of the members of the General Assembly shall be five hundred dollars (\$500) and mileage as aforesaid for each special or extraordinary session lasting less than one calendar month and seven hundred and fifty dollars (\$750) and mileage as aforesaid for each special or extraordinary session lasting one calendar month or more and no other compensation shall be allowed whatever except each member of the General Assembly shall receive an allowance for clerical assistance and other expenses incurred during his term in connection with the duties of his office the sum of [twenty-four hundred dollars (\$2400)] thirty-six hundred dollars (\$3600) for each two year period of service payable [six hundred dollars (\$600)] nine hundred dollars (\$900) on July 1 of each year and [six hundred dollars (\$600)] nine hundred dollars (\$900) on November 30 of each year commencing [July 1 one thousand nine hundred and forty-seven] July 1 one thousand nine hundred fifty-one

Section 2 For the purpose of making the payments hereby required on July 1 one thousand nine hundred fifty-one the following sums or as much thereof as may be necessary are hereby appropriated

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—189

Amarando,	Guarnieri,	Markley,	Royer,
Andrews,	Gutendorf,	Maxwell,	Rubin,
Banker,	Guthrie,	Mazza,	Sarraf,
Barkdoll,	Hagerty,	McConnell,	Sax,
Baumunk,	Hall,	McCormack,	Scanlon,
Beaver,	Hamilton, R. K.,	McDermitt,	Schmidt,
Beech,	Hamilton, W. H.,	McGee,	Schuster,
Blair,	Harney,	McInroy,	Scott,
Bloom,	Haudenshield,	McKinney,	Seyler,
Boles,	Headlee,	McMillen,	Shoemaker,
Bolton,	Helm,	McNally,	Shotwell,
Bomberger,	Hersch,	Metz,	Smith,
Boorse,	Hewitt,	Mihm,	Snider,
Bower,	Hocker,	Mikula,	Sollenberger,
Brelsch,	Hoggard,	Miller, H. G.,	Stank,
Breth,	Hunter,	Mills,	Stimmel,
Brown,	Jenkins,	Mintess,	Stoner,
Bucchin,	Johnson,	Monroe,	Swope,
Byrne,	Jones, G. E.,	Moore, C. E.,	Tahl,
Cella,	Jones, J. M.,	Moore, H. A.,	Taylor,
Clapper,	Jones, P. F.,	Moran,	Thompson, E. F.,
Clendenning,	Jones, T. H. W.,	Muldowney,	Toll,
Cochran,	Jump,	Munley,	Tompkins,
Conway,	Kamyk,	Murray,	Toomey,
Cooper,	Keller,	Musto,	VanSant,
Corr,	Kent,	Najaka,	Varallo,
Costa,	Kline,	Naugle,	Varnier,
Coyle,	Kohl,	Needham,	Verona,
Dalrymple,	Kolankiewicz,	Olsen,	Wachhaus,
Davis,	Kornick,	Penglase,	Wargo,
Dennison,	Kratz,	Peta,	Waterhouse,
Dougherty,	Kubacki,	Petrosky,	Watkins,
Duffy,	Lafore,	Pettigrew,	Weldner,
Dunn,	Lederer,	Pfaff,	Welsh,
Erb,	Leisey,	Pichney,	Wescott,
Ewing,	Leonard, L.,	Pitzer,	Westrick,
Fenrich,	Leonard, W. C.,	Polaski,	Whalley,
Ferster,	Leven,	Polen,	Wheeler,
Fillp,	Light,	Price, R. A.,	Williams,
Filo,	Limper,	Readinger,	Wilt,
Firmstone,	Loftus,	Reese,	Wood,
Gaffney,	Lopresti,	Reidenbach,	Yeakel,
Geer,	Lovett,	Relly, J. M.,	Yester,
Gibson,	Lutty,	Rigby,	Yetzer,
Good,	Lyons,	Robertson,	Young,
Greenwood,	Madden,	Rose,	Ziegler,
Greer,	Madigan,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—15

Bear,	Frost,	McCullough,	Riley, R. L.,
Berkstresser,	Gleason,	Miller, J. C.,	Swartz,
Dowling,	Goodling,	Price, H. W. Jr.,	White,
DuBols,	Graybill,	Reagan,	

NOT VOTING—3

Flack,	Spencer,	Thompson, R. L.,
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

PARLIAMENTARY INQUIRY

Mr. ANDREWS. Mr. Speaker, I rise to a Parliamentary Inquiry.

The SPEAKER. The gentleman will state it.

Mr. ANDREWS. Mr. Speaker, I would like to know whether it is a matter of constitutional law that those who voted against this bill are automatically denied the increase?

The SPEAKER. The gentleman's inquiry is well taken. The Chair is also of the opinion that the increase will be well taken.

PERMISSION TO ADDRESS HOUSE

Mr. SWARTZ asked and obtained unanimous consent to address the House.

Mr. Speaker, I do not rise to start any controversy or to oppose or concur with the statement of the Honorable Mr. Andrews. However, in my position, coming before this House, and being one of those who fought and fought and am still fighting against the income tax, I felt that it would not be right for me to come here and vote for this measure when I had opposed that tax.

I also do not like to oppose it from the standpoint of being a Member from the central part of this state, realizing that I have a very short distance to travel. I very well can recognize that those who come from the far ends of the state deserve an increase as do others.

However, to show that I do not and am not interested personally in the increase for myself, if I should be fortunate enough to be returned here, I am perfectly willing to turn over my increase to charity.

BILLS ON SECOND READING POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar, by MR. STIMMEL,

The House resumed the consideration on second reading of House Bill No. 1153, entitled:

An Act to further amend Subsection (1) of Section 6 of the act approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees; defining the uses and purposes thereof, and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits and rights from taxation and judicial process; and providing penalties," by giving trustees of the retirement fund same powers to invest as fiduciaries.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMENDED

Mr. STIMMEL. Mr. Speaker, I move that this bill be recommitted to the Committee on State Government for the purpose of further study and possible amendment.

The motion was agreed to.

ANNOUNCEMENT

The SPEAKER. The Chair requests that the following Members proceed to the new House caucus room immediately after adjournment today

Messrs. Bolton, Brown, Cella, Clapper, Costa, Clendening, Ewing, Goodling, Greer, Helm, Johnson, Light, Loftus, McCormack, McMillen, Harold G. Miller, Pichney, Harry W. Price, Jr., Robertson, Rubin, Smith, Sollenberger, Tahl, Tompkins, Toomey, Van Sant, Wachhaus, Waterhouse, Watkins, Westcott, Wood, Young, Leisey, Reagan, Amarando, Boies, Breth, Byrne, Dougherty, Fenrich, Filo, Kubacki, Lederer, William C. Leonard, Leven, McGee, Maxwell, Olsen, Penglase, Readinger, Rose, Sarraf, Sax, Seyler, Stank, Swope, Taylor, Toll, Welsh, Yester, and William P. Roan, Secretary of the House and S. Edward Moore, Parliamentarian.

PERMISSION GRANTED COMMITTEES TO MEET DURING SESSION

Mr. DENNISON asked and obtained permission for the Committee on Motor Vehicles to meet during the session of the House.

Mr. WATKINS asked and obtained permission for the Committee on State Government to meet during the session of the House.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. PENGLASE asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1450.

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes, and other ordinary and general expenses in the interim between the thirty-first day of May, one thousand nine hundred fifty-one, and such time as the funds provided by the General Appropriation Act become available, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred fifty-one.

Whereas Under the Constitution and the laws of this Commonwealth the State Treasurer may not pay out any moneys unless they be specifically appropriated by Act of the General Assembly therefore

HOUSE BILL No. 1451.

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first, one thousand nine hundred fifty-one.

With the information that the Senate has passed the same without amendment.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 711.

An Act making an appropriation from the World War II

Veterans' Compensation Fund to the Department of Military Affairs for certain administration expenses necessary for the payment of compensation to veterans as provided by the "World War II Veterans' Compensation Act of 1947"

SENATE BILL No. 719.

An Act to further amend Section 1 of the act approved the twenty-fourth day of June one thousand nine hundred nineteen (P. L. 579) entitled "An act to fix the salary and mileage of the members of the General Assembly and to provide for the furnishing of such postage stationery and supplies as may be necessary for the conduct of their offices and repealing all acts or parts of acts inconsistent therewith" by increasing the expense and clerical allowance of members of the General Assembly and making an appropriation.

HOUSE BILL No. 1450.

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes, and other ordinary and general expenses in the interim between the thirty-first day of May, one thousand nine hundred fifty-one, and such time as the funds provided by the General Appropriation Act become available, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred fifty-one.

Whereas Under the Constitution and the laws of this Commonwealth the State Treasurer may not pay out any moneys unless they be specifically appropriated by Act of the General Assembly therefore

HOUSE BILL No. 1451.

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first, one thousand nine hundred fifty-one.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 126

Mr. KLINE. Mr. Speaker, I present the report of the Committee of Conference on Senate Bill No. 126.

The SPEAKER. This being a Senate Bill, the report will lie over for printing by the Senate.

REPORTS FROM COMMITTEES

Mr. WARGO from the Committee on Mines and Mining, reported as amended, House Bill No. 445, entitled:

An Act to amend Section 11 of the act, approved the twenty-seventh day of June, one thousand nine hundred forty-seven (P. L. 1095) entitled "An act providing for the regulation of mining of anthracite coal by the open pit or strip mining method and for the conservation and improvement of lands affected directly or indirectly by such mining; requiring operators to register, pay a license fee and secure a permit to engage in strip mining and file a bond conditioned for compliance with this act; requiring backfilling of stripping pits and leveling and planting lands affected to prevent erosion and the pollution of waters and to protect public health, safety and welfare; conferring powers and imposing duties upon the Department of Mines and the Department of Forests and Waters; providing for appeals, and imposing penalties, and making appropriations," by clarifying the requirement for backfilling adjacent to highways.

Mr. FILO from the Committee on Motor Vehicles, reported as amended, House Bill No. 1171, entitled:

An Act to further amend the act, approved the first day of June, one thousand nine hundred thirty-one (P. L. 299), entitled "An act requiring retail dealers in liquid fuels to state the rate of the liquid fuels tax, separately from the price of such liquid fuels, on liquid fuel price display signs; and imposing a penalty," by requiring the posting of signs on liquid fuels dispensing devices, stating the brand, quality and price of liquid fuels; prohibiting the posting of signs not conforming to prescribed standards; and increasing penalties.

Mr. BLAIR from the Committee on Motor Vehicles, reported as committed, House Bill No. 1424, entitled:

An Act to further amend Section 1101 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars, trackless omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the owners of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the provisions relating to restrictions of the right to use highways.

Mr. WOOD from the Committee on State Government, reported as committed, Senate Bill No. 721, entitled:

An Act authorizing and empowering the Pennsylvania Turnpike Commission to combine the turnpike and its extensions now constructed and to be constructed or parts thereof for financing purposes under the provisions of this act authorizing the issuance of turnpike revenue bonds of the Commonwealth notes or other obligations to pay the cost of such combined authorizing the commission to construct and finance as a whole or in sections turnpike and its extensions authorizing the commission to refund any bonds notes or other obligations theretofore issued by the commission under the provisions of any act including the payment of any redemption premium thereon notwithstanding any limitations or restrictions as to time of refunding or rate of interest contained in any act heretofore approved whether or not any of the projects in respect of which such securities being refunded were issued are combined authorizing the commission to fix tolls from time to time for the use of the projects so combined providing for preliminary or interim financing through the issuance of notes or other obligations constituting the same legal investments in certain instances and exempting the same from taxation providing for bonds to be given by each appointed member of the commission and the Secretary and Treasurer thereof conditioned upon the faithful performance of the duties of his office in the administration of the Pennsylvania Turnpike System and providing for salaries for the appointed members of the commission in lieu of the salaries heretofore authorized by law.

MR. HALL IN THE CHAIR

SENATE MESSAGES

CONCURRENCE IN HOUSE RESOLUTIONS

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, June 27, 1951.

Resolved (if the Senate concur), that House Bill No. 52, Printer's No. 413, entitled "An act empowering cities of the first class of the Commonwealth to make and enforce by ordinances fire prevention codes regulating the occupation and use of buildings and structures and the conduct of trades or businesses which due to the nature thereof create a fire hazard or danger to life or property by fire or explosion and providing penalties," be recalled from the Governor for further amendments.

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, June 27, 1951.

Resolved (if the Senate concur), That House Bill No. 77, Printer's No. 464, entitled "An act to further amend section two thousand one hundred three of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled 'An act relating to cities of the third class and amending revising and consolidating the law relating thereto' by further regulating the hours of service vacations and sick leaves of firemen," be recalled from the Governor for the purpose of amendment.

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, June 27, 1951.

Resolved (if the Senate concur), That House Bill No. 678, Printer's No. 304, entitled "An act to further amend Section 1803 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and others assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined' is hereby amended by adding subsection (h) to authorize the Department of Forests and Waters to grant certain rights of way to utility companies," be recalled from the Governor for the purpose of amendment.

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, June 27, 1951.

Resolved (if the Senate concur), that House Bill No. 757, Printer's No. 210, entitled "An act to add Article XVII to the act approved the seventh day of March one thousand nine hundred one (P. L. 20) entitled 'An act for the government of cities of the second class' by providing for the establishment of a traffic court in cities of the second class," be recalled from the Governor for further amendments.

SENATE MESSAGES

SENATE RESOLUTIONS FOR CONCURRENCE

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, June 27, 1951.

Resolved (if the House concur), that Senate Bill No. 407, Printer's No. 132, entitled

An Act to further amend the title and section one of the act approved the third day of May one thousand nine hundred and nine (P. L. 424) entitled as amended "An act providing that in all counties of the first second third fourth fifth and sixth class advertisements and notices required by law or rules of court to be published in newspapers of general circulation unless dispensed with by special order of court shall be published in the legal newspaper issued at least weekly of the proper county designated by rules of court for the publication of court or other legal notices" by extending the provisions of the said act to all counties and further defining publications excepted from its operation

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follow:

In the Senate, June 27, 1951.

Resolved (if the House of Representatives concur), that Senate Bill No. 296, Printer's No. 301, entitled

An Act to further amend the act, approved the nineteenth day of June, one thousand nine hundred thirty-one (P. L. 589) entitled, as amended "An act to promote the public health and safety, by providing for the examination and licensure of those who desire to engage in the occupation of barbering; regulating barber shops and barber schools, and apprentices and students therein; regulating compensation for service rendered; conferring certain powers and duties on the Department of Public Instruction; and providing penalties," by changing the provisions as to fees charged apprentices and students, and as to the powers of municipalities, removing the limitation on the payment of wages to apprentices and transferring the administration of several provisions of this act to the State Board of Barber Examiners.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, June 27, 1951.

Resolved (if the House of Representatives concur), that Senate Bill No. 297, Printer's No. 135, entitled

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the organization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by creating the State Board of Barber Examiners as a departmental administrative board in the Department of Public Instruction.

be recalled from the Governor for the purpose of considering an amendment to a companion bill, which is Senate Bill No. 296, Printers No. 301.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

THE SPEAKER (Herbert P. Sorg) IN THE CHAIR

The SPEAKER. The Chair thanks the gentleman from Potter, Mr. Hall, for presiding.

ADJOURNMENT

Mr. GRAYBILL. Mr. Speaker, I move that this House do now adjourn until Monday, July 9, 1951 at 3:30 p. m. EST.

The motion was agreed to, and (at 11:25 a. m. EST) the House adjourned.

Legislative Journal.

Session 1951.

139th of the General Assembly.

Vol. 32.

HARRISBURG, PA., MONDAY, JULY 9, 1951.

No. 66.

SENATE

MONDAY, JULY 9, 1951.

The Senate met at 2:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

PRAYER

The Chaplain,* Rev. LEROY C. BRUMBAUGH, Pastor of Salem Evangelical and Reformed Church, Shamokin, Pennsylvania, offered the following prayer:

Let us pray. Almighty and eternal God, Lord and Father of mankind, through Whom we live and move and have our being, we come to Thee with thanksgiving and praise in our hearts for Thy manifold blessings. We thank Thee for our National heritage and recognize Thy guiding hand in our lives. We rejoice in the freedom and liberty which is ours, and pray that we may so use them to advance the common good.

Make us a grateful people, humble in spirit and desirous of doing Thy will. We pray for a growing sense of unity among the nations of the world. Develop within all mankind a love of peace and concord, and hasten the day when we shall know war no more. May the Prince of Peace reign in our lives, and brotherhood among the nations be established.

We pray for the rulers of all lands and for the people committed to their charge. Especially do we pray Thee to look with favor upon the Governor of our Commonwealth, the Members of this Senate and all others in authority. Give them wisdom and grace from on high so to direct the affairs committed to their charge, that peace and prosperity may be ours, and that righteousness and love may prevail. Give them a vision of the noble task to which Thou has called them, that they may seek to know and do Thy will. Give them the courage to do the hard right as against the easy wrong. So guide and direct them with Thy power that they may so rule that Thy Will may be done among us.

Make us a grateful people, O Lord, that we may live obediently unto Thee, King of Kings and Lord of Lords. Fill our hearts with thankfulness, and make us truly receptive to Thy ways of truth and holiness and love. Use us as Thou dost choose, and unto Thee shall be all the honor and all the glory forever, through Jesus Christ our Lord. Amen.

JOURNAL APPROVED

The PRESIDENT pro tempore. A quorum of the Senate

being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. MALLERY, further reading was dispensed with, and the Journal was approved.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

APPROVED AND SIGNED SENATE CONCURRENT RESOLUTION RECALLING SENATE BILL No. 407, PRINTER'S No. 132

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 30, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Concurrent Resolution recalling from the Governor Senate Bill No. 407, Printer's No. 132, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

JOHN S. FINE.

APPROVED AND SIGNED SENATE CONCURRENT RESOLUTION RECALLING SENATE BILL No. 297, PRINTER'S No. 135

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 30, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Concurrent Resolution recalling from the Governor Senate Bill No. 297, Printer's No. 135, for the purpose of considering an amendment to a companion bill, which is Senate Bill No. 296, Printer's No. 301.

Accordingly, the original bill is herewith returned.

JOHN S. FINE.

APPROVED AND SIGNED SENATE CONCURRENT RESOLUTION RECALLING SENATE BILL No. 296, PRINTER'S No. 301

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 30, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Concurrent Resolution recall-

ing from the Governor Senate Bill No. 296, Printer's No. 301, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

JOHN S. FINE.

APPROVED AND SIGNED SENATE CONCURRENT
RESOLUTION RECALLING SENATE BILL
No. 406, PRINTER'S No. 137

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 28, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Concurrent Resolution recalling from the Governor Senate Bill No. 406, Printer's No. 137, for further amendments.

Accordingly, the original bill is herewith returned.

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 719,
PRINTER'S No. 339 EXCEPT TO ITEMS
IN SECTION 2

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 7, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 719, Printer's No. 339, entitled: "An Act to further amend Section 1 of the act approved the twenty-fourth day of June one thousand nine hundred nineteen (P. L. 579) entitled 'An act to fix the salary and mileage of the members of the General Assembly and to provide for the furnishing of such postage stationery and supplies as may be necessary for the conduct of their offices and repealing all acts or parts of acts inconsistent therewith' by increasing the expense and clerical allowance of members of the General Assembly and making an appropriation," except as to the items in Section 2 which provide as follows:

"To the Senate the sum of forty-five thousand dollars (\$45,000)

"To the House of Representatives the sum of one hundred eighty-seven thousand two hundred dollars (\$187,200)"

I withhold my approval from these items.

Ordinarily, the Legislators should be the best judges of the expenses necessary to operate the legislative branch of government. However, there may arise times when the restraint or cautionary counsel of the executive may well be exercised.

There has been a general trend for increases in salaries to cope with increased costs of living. The salary of the Legislator, like others, has been materially dissipated by the inflationary spiral. I could approve without comment an attempt to reasonably increase legislative salaries. When the attempt is made to increase salaries through the medium of expense allowances, the misnomer requires the following cautionary counsel:

(1) It is my opinion that with the approval of these expense allowances, no further such increases should be approved.

(2) An early effort should be made by the Legislature to draw into line the ratio of its salaries and expenses.

(3) Approval of the present increase in expense allowances is given only because of the extremely long session of the Legislature which promises further protraction of record length.

(4) Approval of the appropriation of \$232,200 in this Bill is withheld and refused. I am informed that there is sufficient money left from an appropriation already made to pay the \$300 increase due July 1, 1951. I will not approve any further amount for the purposes of the Bill

until the Legislature provides sufficient revenue to care for human needs, for essential services, for our public institutions, hospitals, colleges, medical schools, soldiers' bonus, school subsidies, and for salary increases for teachers, and of all State employes.

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 490,
PRINTER'S No. 167

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 6, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 490, Printer's No. 167, entitled "An Act to further amend section two of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 216) entitled 'An act relating to dentistry defining and providing for the licensing and registration of dentists and dental hygienists and for the revocation and suspension of such licenses and registrations subject to appeal and for their reinstatement defining the powers and duties of the State Dental Council and Examining Board and the Department of Public Instruction providing penalties and repealing existing laws' by further defining the term 'Practice of Dentistry.'"

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 610,
PRINTER'S No. 264

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 6, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 610, Printer's No. 264, entitled "An Act authorizing and directing the Department of Property and Supplies to convey to the City of Pittsburgh all right title and interest of the Commonwealth to a certain street situate within the City of Pittsburgh without any liability for damages occasioned by the closing or vacating of such street by the City of Pittsburgh."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 6,
PRINTER'S No. 298

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 28, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 6, Printer's No. 298, entitled "An Act relating to the administration and distribution of incompetents' estates both as to real and personal property and the procedure relating thereto including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a guardian in certain cases and the appointment bond removal and discharge of guardians of such estates their powers duties and liabilities the rights of persons dealing with such guardians and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees and containing provisions concerning the determination of incompetency and the powers duties and liabilities of foreign guardians and also generally dealing with the jurisdiction powers and procedure relating to incompetents' estates."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 17,
PRINTER'S No. 299

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 28, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 17, Printer's No. 299, entitled "An Act relating to the jurisdiction powers and duties of registers of wills and regulating proceedings before them and the costs thereof the effects of their acts and appeals therefrom."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 122,
PRINTER'S No. 189

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 28, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 122, Printer's No. 189, entitled "An Act to further amend paragraph (8) of subsection A and subsection B of section 1208 section 1209 and subsection C of section 1210 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended 'An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts' by further providing for authorized investments and limitations on loans and discounts of savings banks."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 123,
PRINTER'S No. 190

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 28, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 123, Printer's No. 190, entitled "An Act to re-enact and amend the title and the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 796) entitled 'An act providing for the preservation of the records of banks bank and trust companies trust companies savings banks and private banks and imposing penalties for violations' by extending the provisions thereof to national banking associations making photostatic film reproductions or photographic or photostatic copies of original records admissible in evidence equally and with the same force and effect as such original records providing a means for the final adjustment and settlement of depositors' accounts and saving certain parts of acts from repeal."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 124,
PRINTER'S No. 194

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 28, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 124, Printer's No. 194, entitled "An Act to further amend subsection A of Section 1006 of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended 'An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts' by further providing for the powers and limitations upon powers of banks and bank and trust companies."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 125,
PRINTER'S No. 195

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 28, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 125, Printer's No. 195, entitled "An Act to further amend subsection E of section nine hundred eight of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended 'An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts' by further providing for the powers and limitations on powers of corporations authorized to engage in the banking business."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 170,
PRINTER'S No. 46

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 28, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 170, Printer's No. 46, entitled "An act to further amend sections one and two of the act approved the thirty-first day of May one thousand eight hundred ninety-three (P. L. 188) entitled 'An act designating the days and half days to be observed as legal holidays and for the payment acceptance and protesting of bills notes drafts checks and other negotiable paper on such days' authorizing bank holidays in the event of public calamities and permitting banking institutions at their option to engage in banking transactions on certain holidays."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 171,
PRINTER'S No. 47

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 28, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 171, Printer's No. 47, entitled "An Act to further amend subsection B of section one thousand one hundred nine of the act approved the fifteen day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended 'An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts' by further providing for the powers and duties and limitation on powers of corporations authorized to engage in a banking or fiduciary business."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 212,
PRINTER'S No. 245

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 28, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 212, Printer's No. 245, entitled "A Supplement to the act approved the twenty-fifth day of June one thousand nine hundred thirty-one (P. L. 1352) entitled 'An act providing for joint action by the Commonwealth of Pennsylvania and the State of New Jersey in the administration operation and maintenance of bridges over the Delaware River and for the construction of additional bridge facilities across said river authorizing the Governor for these purposes to enter into an agreement with the State of New Jersey creating a Delaware River Joint Toll Bridge Commission

and specifying the powers and duties thereof including the power to finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues derived from tolls collected at such bridges transferring to said commission all powers now exercised by existing commission created to acquire toll bridges over the Delaware River and making an appropriation' authorizing the Governor to enter into a supplemental compact or agreement on behalf of the Commonwealth of Pennsylvania with the State of New Jersey amending the agreement entitled 'Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining its powers and duties' as heretofore amended to enlarge the jurisdiction and power of said commission with respect to the acquisition construction rehabilitation improvement maintenance leasing and operation of bridges across the Delaware River including approach highways the financing thereof and the fixing charging and collecting of tolls for the use of such bridges."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 242,
PRINTER'S No. 232

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 28, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 242, Printer's No. 232, entitled "An Act to amend the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled as amended 'An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employees' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employees' mutual banking associations and of the officers directors trustees shareholders attorneys and other employees of all such corporations employees' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts' by further providing for establishment of branch offices agencies and facilities and the approval thereof by the Department of Banking."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 357,
PRINTER'S No. 171

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 28, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 357, Printer's No. 171, entitled "An Act to reenact revise and amend the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled 'An act relating to cities of the third class and amending revising and consolidating the law relating thereto'."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 425,
PRINTER'S No. 255

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 28, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 425, Printer's No. 255, entitled "An Act to further amend section four hundred eleven of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto' by changing the shooting restrictions on regulated shooting grounds."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 464,
PRINTER'S No. 234

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 28, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 464, Printer's No. 234, entitled "An Act to add Section 17.1 to the act approved the seventeenth day of July one thousand nine hundred thirty-five (P. L. 1092) entitled 'An act defining fraternal benefit societies and their status authorizing such societies to create subordinate lodges and to pay benefits to members and their beneficiaries from funds collected and regulating such benefits and collections providing for the organization and incorporation of such societies and for their supervision regulation and examination by the Insurance Commissioner and for the admission of foreign societies designating tables of mortality as a basis for rates of contribution requiring all societies to make annual and other reports and appointing the Insurance Commissioner as attorney for service of process providing penalties for any violations of the act exempting such societies from taxation and certain other societies from its provisions and requiring beneficial associations other than fraternal benefit societies to report to and be supervised by the Insurance Commissioner and repealing existing laws' by regulating the amendment of articles of incorporation and providing for fees."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 479,
PRINTER'S No. 163

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 28, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 479, Printer's No. 163, entitled "An Act to add subsection (e) to section 501 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto' by providing for an open season for hunting deer with bows and arrows requiring a special license therefor and fixing fees."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 535,
PRINTER'S No. 225

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 28, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 535, Printer's No.

225, entitled "An Act to amend Section 784 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled 'An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto' by extending the authority of school districts to lease property from the State Public School Building Authority."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 202,
PRINTER'S No. 241

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 29, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 202, Printer's No. 241, entitled "An Act to further amend Section 403 of the act approved the twenty-fifth day of June one thousand nine hundred forty-one (P. L. 159) entitled 'An act amending revising consolidating and changing the law relating to the borrowing of money by certain political subdivisions the authorization issuance and sale of general obligation bonds as herein defined of bonds imposing no general obligation of debt and of bonds not deemed to constitute a debt for certain purposes and to the funding of debt and the refunding of bonds regulating the keeping and use of sinking funds imposing powers and duties upon the Department of Internal Affairs and upon corporate bodies and officers of political subdivisions imposing penalties and repealing existing laws' by authorizing investment of sinking fund moneys in deposits insured by the Federal Deposit Insurance Corporation and in shares of building and loan or Federal savings and loan associations insured by the Federal savings and loan insurance corporation."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 433,
PRINTER'S No. 252

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 29, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 433, Printer's No. 252, entitled "An Act to further amend sections thirty-one and thirty-two of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled 'An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto' by reclassifying counties of the fifth sixth and seventh classes and providing for elections pursuant to changes of classification by counties."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 527,
PRINTER'S No. 181

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 29, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 527, Printer's No. 181, entitled "An Act to amend clause (h) of section one hundred two clauses (c) and (f) of section two hundred two clause (c) of section two hundred five clauses (a) (b) (c) (d) (e) and (f) of section two hundred ten section three hundred six clause (c) of section five hundred two and clause (g) of section two hundred five of the act approved the twenty-fifth day of June one thousand nine hundred and forty-one (P. L. 159) entitled 'An act

amending revising consolidating and changing the law relating to the borrowing of money by certain political subdivisions the authorization issuance and sale of general obligation bonds as herein defined of bonds imposing no general obligation of debt and of bonds not deemed to constitute a debt for certain purposes and to the funding of debt and the refunding of bonds regulating the keeping and use of sinking funds imposing powers and duties upon the Department of Internal Affairs and upon corporate bodies and officers of political subdivisions imposing penalties and repealing existing laws' by clarifying and correcting the provisions of said sections and setting forth provisions and requirements for contesting the validity of any election proceedings under section two hundred five."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 113,
PRINTER'S No. 66

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 30, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 113, Printer's No. 66, entitled "An Act to amend subsection (i) of section 4 of the Act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 604) entitled 'An Act to promote the welfare of the people of the Commonwealth creating a State Highway and Bridge Authority as a body corporate and politic with power to construct reconstruct improve maintain equip furnish and operate highway and bridge projects and roadside rests and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Highways to grant assign convey or lease to the Authority lands easements or rights of way of the Commonwealth and interests therein and to acquire lands therefor authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized granting the right of eminent domain empowering said Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth or any of its political subdivisions shall be incurred in the exercise of any of the powers granted by this act and making an appropriation' by increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 325,
PRINTER'S No. 302

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 30, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 325, Printer's No. 302, entitled "An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Harrisburg State Hospital to sell and convey certain tracts of land used in connection with the Harrisburg State Hospital."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 380,
PRINTER'S No. 136

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 30, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 380, Printer's No. 136, entitled "An Act to amend the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1368) entitled 'An act amending revising and consolidating the laws relating to delinquent county city except of the first and second class and second class A borough town township school district except of the first class and school districts within cities of the second class A and institution district taxes providing when how and upon what property and to what extent liens shall be allowed for such taxes the return and entering of claims therefor the collection and adjudication of such claims sales of real property including seated and unseated lands subject to the lien of such tax claims the disposition of the proceeds thereof including State taxes and municipal claims recovered and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property and the proceedings therefor creating a Tax Claim Bureau in each county except a county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the management sale and disposition of property heretofore sold to the county commissioners taxing districts and trustees at tax sales providing a method for the service of process and notices imposing duties on taxing districts and their officers and on tax collectors and certain expenses on counties and for their reimbursement by taxing districts and repealing existing laws' by giving municipal claims equal priority with taxes in the distribution of certain moneys recovered under the provisions of said act."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 519,
PRINTER'S No. 239

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 30, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 519, Printer's No. 239, entitled "An Act to amend Section 1 of the act approved the twenty-sixth day of April one thousand nine hundred forty-five (P. L. 318) entitled 'An act to regulate the sale and possession of penicillium (penicillin) and its derivatives preparations and compounds in the interest of public health' by providing certain exceptions to said act."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 613,
PRINTER'S No. 274

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 30, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 613, Printer's No. 274, entitled "An Act authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a compact or agreement with the State of New Jersey authorizing the Pennsylvania Turnpike Commission and the New Jersey Turnpike Authority to select a location for a bridge across the Delaware River and acting alone or in conjunction with each other to construct finance operate and maintain such bridge including the power to fix and collect tolls and authorizing the Governor to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent thereto."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 631,
PRINTER'S No. 303

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 30, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 631, Printer's No. 303, entitled "An Act making appropriations from the Motor License Fund to the Board of Finance and Revenue to meet interest sinking fund and service requirements on the State debt."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 632,
PRINTER'S No. 266

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 30, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 632, Printer's No. 266, entitled "An Act making an appropriation of moneys in the Toll Bridge Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 672,
PRINTER'S No. 267

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 30, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 672, Printer's No. 267, entitled "An Act to amend the title and the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 708) entitled 'An act empowering the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School on certain conditions' by releasing right of way over west end of Cypress Island for similar right of way on east end of Cypress Island on certain conditions."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL No. 711,
PRINTER'S No. 297

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 30, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 711, Printer's No. 297, entitled "An Act making an appropriation from the World War II Veterans' Compensation Fund to the Department of Military Affairs for certain administration expenses necessary for the payment of compensation to veterans as provided by the 'World War II Veterans' Compensation Act of 1947.'"

JOHN S. FINE.

NOMINATIONS BY THE GOVERNOR

COMMISSIONER OF DEEDS AND NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Commissioner of Deeds and Notaries Public.

CONSIDERATION OF COMMISSIONER OF DEEDS AND
NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Commissioner of Deeds and Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on July 9, 1951.

Mr. SCARLETT. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

COMMISSIONER OF DEEDS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 9, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Joseph Fiell, Room No. 1815, 140 Cedar Street, New York 6, New York, for reappointment as Commissioner of Deeds for the Commonwealth of Pennsylvania, with residence in the State of New York, for the term of five years, to compute from July 7, 1951.

JOHN S. FINE.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 9, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ADAMS COUNTY

Gordon L. Moyer, Gettysburg.
Billy Shealer, Gettysburg.

ALLEGHENY COUNTY

Saul Fink, Pittsburgh, 191 Burrows St.
Edward W Kollar, Carnegie.

BLAIR COUNTY

Merrill W. Shinafelt, Altoona.

CUMBERLAND COUNTY

Iver E. Clark, Carlisle.

FRANKLIN COUNTY

John W. Immel, Chambersburg.

LEBANON COUNTY

Mrs. Irene A. Miller, East Hanover Twp., Jonestown.

PHILADELPHIA COUNTY

Mrs. Phoebe M. Taylor, 3527 Frankford Ave.
Miss Molly Weinstein, Penn-Mutual Grocery Co., Inc.,
10th & Allegheny Ave.

SCUYLKILL COUNTY

John J. Crane, Frackville.

WESTMORELAND COUNTY

Miss Ann M. Flynn, Ligonier.
Robert B. Himes, Vandergrift.
Miss Fannie Lombardo, Arnold.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 9, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Miss Kathryn Buldin, Pittsburgh, 1134 E. Ohio St.
Charles J. Cosnotti, Pittsburgh, 904 Laxton St.
Miss Gertrude Guzak, Braddock.
Norvell S. Lilly, Jr., Penn Twp., 11600 Frankstown Rd., Pittsburgh (35).
Miss Ethel J. Mendlowitz, McKeesport.
Harry E. Miller, Pittsburgh, 4612 Liberty Ave.
Miss Louise C. Parish, Pittsburgh, 514 Smithfield St.
Edward J. Ryan, Green Tree, Pittsburgh (20).
Harry L. Severance, Pittsburgh, Rm. 407 Baltimore and Ohio RR Depot.
John J. Visco, East Pittsburgh.
Miss Kathryn J. Wilcox, Pittsburgh, 430 Seventh Ave.

ARMSTRONG COUNTY

Miss Dolores R. Leoni, Kittanning.

BEDFORD COUNTY

Charles A. Wright, Snake Spring Twp., Everett.

BUCKS COUNTY

Warren B. Watson, Doylestown.

CLEARFIELD COUNTY

Lambert Hollopeter, DuBois.

CRAWFORD COUNTY

Mrs. Evelyn Leslie, Cambridge Springs.

DAUPHIN COUNTY

Mrs. Gertrude K. Grove, Middletown.

DELAWARE COUNTY

Miss Marie C. Brady, Tinicum Twp., c/o Westinghouse Electric Corp., Philadelphia.
Miss Roberta A. Ridge, Upper Darby Twp., Upper Darby.
Miss Katharine A. Strain, Tinicum Twp., Essington.

LACKAWANNA COUNTY

Mrs. M. F. Boland, Scranton.

LEBANON COUNTY

Robert L. Heckendorn, North Londonderry Twp., Palmyra.

LEHIGH COUNTY

C. L. Dyer, Jr., Allentown.
Albert Louis Held, Jr., Whitehall Twp., Fullerton.
Mrs. Sarah Zimmerman, Lower Macungie Twp., Westcoesville.

LUZERNE COUNTY

Miss Kay H. Connor, Wilkes-Barre.
Miss S. Marie Piro, White Haven.

MONTGOMERY COUNTY

Horace A. Davenport, Norristown.

NORTHAMPTON COUNTY

Robert J. Lloyd, Bethlehem.
Albert J. McMasters, Pen Argyl.

PHILADELPHIA COUNTY

Miss Ruth E. Boos, 2724 N. 11th St.
Jacob J. Comer, 3054 U. S. Courthouse.
Mrs. Marie A. Kircher, 2100 Chestnut St.
Abraham Lieber, 38 S. 58th St.
Frank Mazella, 1030 W. Moyamensing Ave.
Miss Jean M. Mullen, 942 Public Ledger Bldg.
Paul J. O'Neil, 5547 Chester Ave.
Mrs. Evelyn W. Russell, 1224 Land Title Bldg.
Miss Miriam B. Souders, Room 408, 1500 Walnut St.
M. Harry Stern, 900 N. 5th St.
Mrs. Margaret B. Winner, 800 S. 48th St.
Mrs. Elsa N. Yaggi, 3360 Frankford Ave.

SOMERSET COUNTY

James C. Heinbaugh, Somerset Twp., Somerset

WASHINGTON COUNTY

Donald T. McCartney, Claysville
William L. Stroud, Monongahela

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. SCARLET, that the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.,	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Pechan,	Wade,
Blass,	Kessler,	Peelor,	Wagner,
Byrne,	Lane,	Propert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahany,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silvert,	Yosko,
Fleming,	McGinnis,	Snowden,	Taylor,
Freed	McMenamin.		Pres. Pro Tem.

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

NOMINATIONS BY THE GOVERNOR REFERRED TO COMMITTEE

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 9, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Alvin C. Lord, Jr., Buena Vista, Allegheny County, for appointment as Justice of the Peace in and for the Township of Elizabeth, Allegheny County, until the first Monday of January, 1952, vice James Tremont, resigned.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 9, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Stephen Arena, 721 Violet Street, Norristown, Montgomery County, for appointment as Justice of the Peace in and for the 9th Ward of the Borough of Norristown, Montgomery County, until the first Monday of January, 1952, vice Isaac L. Kehoe, deceased.

JOHN S. FINE.

MEMBER OF THE STATE REGISTRATION BOARD FOR PROFESSIONAL ENGINEERS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 9, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Edgar Dow Sibley, 412, Washington Street, Reading, Berks County, for reappointment as a Member of the State Registration Board for Professional Engineers, for the term of six years, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 9, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William Douglass, 329 Tioga Street, Munhall, Allegheny County, for appointment as Justice of the Peace in and for the Borough of Munhall, Allegheny County, until the first Monday of January, 1952, vice Howard S. Rowe, deceased.

JOHN S. FINE.

MEMBER OF THE STATE REGISTRATION BOARD FOR ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 9, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Allene Catherine Miller (Republican), 264 Ohio Street, Johnstown, Cambria County, for appointment as a member of the Cambria County Board of Assistance, to serve until December 31, 1953, and until her successor is duly appointed and qualified, to fill a vacancy.

JOHN S. FINE.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 9, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Perry B. Braham, Freeport Road, Creighton, Allegheny County, for appointment as Justice of the Peace in and for the Township of East Deer, Allegheny County, until the first Monday of January, 1954, vice Dominic Farione, deceased.

JOHN S. FINE.

The PRESIDENT pro tempore. The Chair at this time

calls the gentleman from Schuylkill, Mr. Wagner, to the rostrum to preside.

The PRESIDING OFFICER (Paul L. Wagner) in the Chair.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bills of the House, as follows:

House Bill No. 548, entitled:

An Act to amend Subsection (c) of Section 823, and to add Section 823.1 and 823.2 to the act, approved, the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "Vehicle Code," by providing that certificates of inspection shall contain a description of the vehicle including manufacturer's serial number and providing penalties for counterfeiting, theft, removal or transfer of certificates of inspection.

Which was committed to the Committee on Highways.

House Bill No. 729, entitled:

An Act to further amend Section 10 of the act, approved the fourth day of June, one thousand nine hundred thirty-seven (P. L. 1625), entitled "An act providing for the creation, maintenance and operation of a county employees' retirement system in counties of the third class; and imposing certain charges on counties," by extending service allowance to include periods of employment with the State.

Which was committed to the Committee on Local Government.

House Bill No. 792, entitled:

An Act providing for treatment and cure in designated State institutions of persons habitually addicted to the use of opiates and for their admission to and care therein and the payment of the cost thereof

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 859, entitled:

An Act to amend the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "Third Class City Law," by making drivers of fire-fighting apparatus or ambulances for certain volunteer fire companies eligible to the city pension fund.

Which was committed to the Committee on Local Government.

House Bill No. 1098, entitled:

An Act to further amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "First Class Township Law," by authorizing the shade tree commission to require the cutting and removal of trees afflicted with the Dutch elm or other disease which threatens to injure or destroy shade trees, and to levy and collect the cost thereof from the owner of the property by action in assumpsit, or by the filing of a municipal claim therefor.

Which was committed to the Committee on Local Government.

House Bill No. 1247, entitled:

An Act to further amend section two of the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 720) entitled "City State Highway Law," by changing or deleting certain routes and adding certain new routes.

Which was committed to the Committee on Highways.

House Bill No. 1248, entitled:

An Act to further amend the act approved the fifth day of May, one thousand nine hundred twenty-seven, entitled "An act establishing certain public roads as State Highways, and providing for their construction and maintenance at the expense of the Commonwealth," by changing certain routes.

Which was committed to the Committee on Highways.

House Bill No. 1249, entitled:

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred forty-five (P. L. 809) entitled "An act removing certain roads or sections of road from the State highway system and providing for their future maintenance and construction" by removing additional roads from State highway system.

Which was committed to the Committee on Highways.

House Bill No. 1250, entitled:

An Act to further amend section two of the act approved the first day of June one thousand nine hundred thirty-three (P. L. 1172) entitled "Borough Rural State Highway Law," by changing or deleting certain routes and adding certain new routes.

Which was committed to the Committee on Highways.

House Bill No. 1251, entitled:

An Act to further amend the act approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594), entitled "Rural State Highway Law," by changing or deleting certain routes and adding certain new routes.

Which was committed to the Committee on Highways.

House Bill No. 1252, entitled:

An Act to establish certain roads or sections of road as State Highways.

Which was committed to the Committee on Highways.

House Bill No. 1253, entitled:

An Act to amend the act approved the eighth day of April, one thousand nine hundred twenty-five (P. L. 191) entitled "An act establishing certain public roads as State highways; and providing for their construction and maintenance at the expense of the Commonwealth" by changing certain routes.

Which was committed to the Committee on Highways.

House Bill No. 1374, entitled:

An Act to further amend section 1207 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code," by further providing for the disposition of fines and penalties collected and bail forfeited due to speeding.

Which was committed to the Committee on Highways.

House Bill No. 1384, entitled:

An Act to repeal the act approved the thirteenth day of April, one thousand eight hundred sixty-eight, (P. L. 1017), entitled "An act to provide for the collection of state, county, poor and military taxes in the county of Bedford," so far as it relates to Bedford County.

Which was committed to the Committee on Local Government.

House Bill No. 1427, entitled:

An Act to add Article XX-A to the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103) entitled "The Second Class Township Law" by authorizing the creation of planning commissions in such townships and prescribing their powers and duties.

Which was committed to the Committee on Local Government.

House Bill No. 1440, entitled:

An Act to further amend Sections 315 and 413 of the act approved the second day of June, one thousand nine hundred fifteen (P. L. 736) entitled as amended "Workmen's Compensation Act of 1915," by limiting the effect on workmen's compensation claims of insurance payments for non-occupational illness or injury.

Which was committed to the Committee on Labor and Industry.

House Bill No. 1444, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of Shippensburg State Teachers College, to acquire a certain tract of land adjacent to Shippensburg State Teachers College, in Cumberland County, Pennsylvania; and making an appropriation therefor.

Which was committed to the Committee on Appropriations.

House Bill No. 1449, entitled:

An Act to amend the act, approved the twelfth day of June, one thousand nine hundred fifty one (Act Number 141), entitled "The Mental Health Act of 1951," by further defining "qualified physician" and "medical examiner."

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 1463, entitled:

An Act to repeal the act, approved the twenty-sixth day of February, one thousand nine hundred three (P. L. 8), entitled "An act providing for the appointment of boards of visitation for institutions, societies, and associations caring for dependent, neglected and delinquent children."

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 1483, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to acquire additional tracts of land for the use of the Pennsylvania Industrial School and making an appropriation therefor

Which was committed to the Committee on Appropriations.

House Bill No. 1487, entitled:

An Act to provide for the expenses of the Joint State Government Commission of the General Assembly for the two fiscal years beginning June first one thousand nine hundred and fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and fifty-one

Which was committed to the Committee on Appropriations.

House Bill No. 1488, entitled:

An Act making an appropriation to The Brandywine Battlefield Park Commission for the payment of necessary expenses

Which was committed to the Committee on Appropriations.

House Bill No. 1489, entitled:

An Act making an appropriation to The Brandywine Battlefield Park Commission for the payment of necessary expenses

Which was committed to the Committee on Appropriations.

House Bill No. 1494, entitled:

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance and operation of the Western Psychiatric Institute and Clinic.

Which was committed to the Committee on Appropriations.

HOUSE CONCURS IN SENATE BILL No. 592

He also returned to the Senate, Senate Bill No. 592, entitled:

A Supplement to the act, approved the twelfth day of June, one thousand nine hundred thirty-one (P. L. 575), entitled "An act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River and the improvement of the facilities for transportation across the river authorizing the Governor for these purposes to enter into an agreement with New Jersey creating The Delaware River Joint Commission and specifying the powers and duties thereof including the power to finance projects by the issuance of revenue bonds transferring to the new commission all the powers of the Delaware River Bridge Joint Commission and making an appropriation," authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a supplemental compact or agreement with the State of New Jersey amending Articles I, II, IV, XI, and XII of and adding a new article to the compact and agreement between the Commonwealth of Pennsylvania and the State of New Jersey authorized and made pursuant to the act herein supplemented by changing the name of The Delaware River Joint Commission to The Delaware River Port Authority and the method of appointment of commissioners; removing the present Pennsylvania members of the commission, extending the jurisdiction, powers and duties of the Delaware River Port Authority and defining such additional jurisdiction, powers and duties to take effect upon the enactment of substantially similar legislation by the State of New Jersey, embodying the supplemental agreement between the two States in this act set forth and authorizing the Governor to apply on behalf of the Commonwealth to the Congress of the United States for its consent thereto.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 646

He also returned to the Senate, Senate Bill No. 646,

An Act to amend the act, approved the twenty-seventh day of June, one thousand nine hundred thirty-nine (P. L. 1199), entitled "An act relating to the assessment of real and personal property and other subjects of taxation in counties of the first class; providing for the appointment of members of the board of revision of taxes by the judges of the courts of common pleas; providing for the appointment, by the board, of personal property assessors, real estate assessors and assistant real estate assessors, clerks and other employees; fixing the salaries of the members of the board, assessors and assistant assessors, and providing for the payment of salaries and expenses from the county treasury; prescribing the powers and duties of the board and of the assessors, the time and manner of making assessments, of the revision and notice of assessments and of appeals therefrom; prescribing the records of assessments; and repealing existing laws," by providing for the determination by the board of revision of taxes of appeals from personal property assessments subsequent to the time prescribed for such appeals in certain cases.

with the information that the House has passed the same without amendments.

REPORT FROM COMMITTEE

Mr. MEADE, from the Committee on Labor and Industry reported as committed, Senate Bill No. 769, entitled:

An Act requiring elevators and material hoists used in building construction to be safe and operated by experienced elevator operators; imposing duties upon building inspectors and providing penalties.

BILL INTRODUCED AND REFERRED

Mr. WALKER read in his place and presented to the Chair Senate Bill No. 776, entitled:

An Act to further amend Section 802 of the act, approved the twenty-eighth day of April, one thousand nine hundred thirty-seven (P. L. 417), entitled "An act relating to milk and the products thereof; creating a Milk Control Commission; establishing its jurisdiction, powers and duties; regulating the production, transportation, manufacturing, processing, storage, distribution, delivery and sale of milk and certain products thereof; providing for the licensing of milk dealers and the payment of fees therefor, requiring milk dealers to file bonds to secure payment for milk to producers and certain milk dealers; authorizing the holding of hearings and the issuance of subpoenas by the commission; conferring jurisdiction upon courts to punish contempts and to prohibit violations of this act and of rules, regulations and orders of the commission; authorizing the commission to adopt rules, regulations and orders, and to enter into interstate and Federal compacts; requiring persons who weigh, measure, sample or test milk to procure permits or certificates, to take examinations, to pay fees therefor, to furnish certain notices, records and statements, and to use certain methods of weighing, measuring, sampling and testing; authorizing the commission to examine the business, papers and premises of milk dealers and producers, requiring the keeping of records and the filing of reports by milk dealers, and permitting with limitations, the use of information obtained thereby; authorizing the commission to fix prices for milk and certain milk products subject to the approval of the Governor, and conferring certain powers upon the Governor with respect thereto; providing for appeals to the courts from decisions of the commission, and for the burden of proof upon such appeals; prescribing penalties, fines and imprisonment for violations of this act and rules, regulations and orders of

the commission; defining perjury; defining remedies; repealing legislation supplied and superseded by this act, and saving rights, duties and proceedings thereunder; and making appropriations," by abolishing the power of the Milk Control Commission to fix the price of milk sold to state institutions, state-aided institutions and institutions owned and operated by political subdivisions.

Which was committed to the Committee on State Government.

PERMISSION TO ADDRESS SENATE

Mr. SILVERT asked and obtained unanimous consent to address the Senate.

Mr. SILVERT. Mr. President, we are about to make a new record for length of sessions in the history of this Commonwealth. I understand that the longest previous session was in 1941, when the Legislature adjourned on July 15. So, it is obvious unless we adjourn this week, and it is highly improbable that we will, we will be making a new record for a session in the history of Pennsylvania.

Mr. President, we all know that the primary reason for the length of this Session is the difference in opinion between the Governor and what appears to be a majority of the Members of this Senate in regard to taxes, and also on the question of whether there are any savings that can be made in the budgetary requests made by the Governor. Within the past two weeks, the Philadelphia Inquirer ran a series of articles in connection with our Milk Control Board. It appears that we Senators do not know everything. We learned that State institutions, school boards and political subdivisions of the State have been paying through the nose for milk, because our Milk Control Act prevents competitive bidding by these institutions. It was also pointed out that Federal institutions are, by a decision of the court, exempt from the provisions of our Milk Control Act, and let us note the difference.

You take an institution like the Valley Forge Hospital, which buys milk in bulk by competitive bidding at something like twelve and one-eighth cents per quart. Our institutions, like the institution or the hospital at Byberry, a State institution, pay seventeen and one-half cents in bulk for the same type of milk, and an even more odious comparison comes in when we look at our school board. The Philadelphia School Board tries to furnish milk to its pupils and to encourage the drinking of milk by selling half pints at five cents a half pint. They were forced, because of the rise in the cost of milk, to reduce the quality from A to B grade in order to maintain a price of five cents per half pint, and this is with a contribution from the Federal Government of two cents towards that half pint of milk.

Mr. President, our School Board is compelled to buy milk without competitive bidding, and it has been estimated that it costs the School Board in Philadelphia alone something like \$200,000 in additional funds because they are not permitted to have this competitive bidding on milk. It has also been estimated that our State is spending over \$1,000,000 per year in higher price for milk because they cannot have competitive bidding under the Milk Control Act. A million dollars may sound like small money when we are talking of a budget of a billion, two hundred fifty million dollars, but I think it is our duty

to pay cognizance to spots in our departments where the taxpayers' money can be saved.

Mr. President, I therefore, on behalf of my colleagues, Senator Haluska, Senator Fleming, Senator Holland and myself, read in place and present to the Chair an amendment to the Milk Control Act, which will by its provisions provide that the minimum price of milk sold to the Commonwealth of Pennsylvania, or to any of the political subdivisions, or any hospital or educational institution shall not be fixed by the Milk Control Commission.

BILL INTRODUCED AND REFERRED

Messrs. SILVERT, HALUSKA, FLEMING and HOLLAND read in place and presented to the Chair Senate Bill No. 777, entitled:

An Act to further amend Section 802 of the act, approved the twenty-eighth day of April, one thousand nine hundred thirty-seven (P. L. 417) entitled "An act relating to milk and the products thereof; creating a Milk Control Commission; establishing its jurisdiction, powers and duties; regulating the production, transportation, manufacturing, processing, storage, distribution, delivery and sale of milk and certain products thereof; providing for the licensing of milk dealers and the payment of fees therefor, requiring milk dealers to file bonds to secure payment for milk to producers and certain milk dealers; authorizing the holding of hearings and the issuance of subpoenas by the commission; conferring jurisdiction upon courts to punish contempts and to prohibit violations of this act and of rules, regulations and orders of the commission; authorizing the commission to adopt rules, regulations and orders, and to enter into interstate and Federal compacts; requiring persons who weigh, measure, sample or test milk to procure permits or certificates, to take examinations, to pay fees therefor, to furnish certain notices, records and statements, and to use certain methods of weighing, measuring, sampling and testing; authorizing the commission to examine the business, papers and premises of milk dealers and producers, requiring the keeping of records and the filing of reports by milk dealers, and permitting with limitations, the use of information obtained thereby; authorizing the commission to fix prices for milk and certain milk products subject to the approval of the Governor, and conferring certain powers upon the Governor with respect thereto; providing for appeals to the courts from decisions of the commission, and for the burden of proof upon such appeals; prescribing penalties, fines and imprisonment for violations of this act and rules, regulations and orders of the commission; defining perjury; defining remedies; repealing legislation supplied and superseded by this act, and saving rights, duties and proceedings thereunder; and making appropriations," by providing that the minimum price of milk sold to the Commonwealth of Pennsylvania or to any of its political subdivisions or to any hospital or educational institution shall not be fixed by the Milk Control Commission.

Which was committed to the Committee on State Government.

PERMISSION TO ADDRESS SENATE

Mr. HOLLAND asked and obtained unanimous consent to address the Senate.

Mr. HOLLAND. Mr. President, at the beginning of this Session I introduced a bill to abolish the Milk Control Commission. At that time I pointed out that it was costing the taxpayers of this State a half million dollars to hold hearings to raise the price of milk. I now find that this Milk Control Commission, instead of costing the tax-

payers of this State a half million dollars, is costing them two million one hundred thousand dollars. That is what we are losing in the schools, the institutions, which are supported wholly or in part by tax money, and this is a very very conservative estimate.

Mr. President, I called up a number of parties after the stories in the paper, and I was amazed at the milk bill in the institutions in Allegheny County alone, and I think this is one other economy measure that should be brought to the attention of the Governor. I think it is about time that we quit talking taxes and hunt out the leaks in the State Government, and this is one of the biggest leaks that we have. Think of it, two million one hundred thousand dollars of the taxpayer's money used, you might say, in an illegal manner, by a way of a monopoly because of our agreement on prices that will be charged on competitive bidding to the institutions.

Mr. President, I wish to call to the attention of the Majority Party, at least those who are trying to find ways and means to bring this Session to a close, that this is one way we can go over the two million mark in savings on our budget, and after we get there I would also say, do not stop, go to the Department of Commerce, too.

BILLS INTRODUCED AND REFERRED

Mr. TAYLOR read in his place and presented to the Chair Senate Bill No. 778, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Harrisburg State Hospital, to acquire certain tracts of land for the use of the Harrisburg State Hospital, and making an appropriation therefor.

Which was committed to the Committee on State Government.

Messrs. HARE and WALKER read in place and presented to the Chair Senate Bill No. 779, entitled:

An Act providing for refunds of a percentage of taxes paid by dealers in liquid fuels and fuels because of evaporation; providing a procedure therefor; and conferring powers and imposing duties on the Department of Revenue and the Board of Finance and Revenue.

Which was committed to the Committee on Finance.

Messrs. WADE and TAYLOR read in place and presented to the Chair Senate Bill No. 780, entitled:

An Act to amend sections two hundred three and three hundred eight of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by changing certain qualifications of incorporators, directors and trustees.

Which was committed to the Committee on Insurance.

PERMISSION TO ADDRESS SENATE

Mr. LANE asked and obtained unanimous consent to address the Senate.

Mr. LANE. Mr. President, it seems to have been the trend in this Session to take care of quite a number of governmental departments. We have done quite a good job in raising salaries, we have taken care of the metropolitan areas in regard to firemen and policemen, but it seems that we have forgotten to take care of the local borough policemen who have served their localities very well and who have sacrificed most of their lives in public service. The boroughs today have a problem in trying to finance their retirement funds. So, on behalf of Senator Walker, Senator Dent and myself, I present a bill which will provide that ten per cent of all moneys that are derived from parking meters should be paid into the borough policemen's retirement funds.

Mr. President, I read in place and present this bill.

BILL INTRODUCED AND REFERRED

Messrs. LANE, WALKER and DENT read in place and presented to the Chair Senate Bill No. 781, entitled:

An Act to amend clause LXV of section 1202 of the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by providing for payment of part of parking meter charges to police pension funds or towards annuity contracts for policemen.

Which was committed to the Committee on Local Government.

PETITIONS AND REMONSTRANCES

Mr. DENT. Mr. President and Members of the Senate, I had intended today to go into quite a lengthy discussion on public assistance. However, I do not think it will be necessary when I call to the attention of the Senate just a few facts that may interest the Members of this Senate, the members of the constituency of Pennsylvania.

Mr. President, there have been those who have criticized any attempt on the part of any Member of the Senate to call some attention to the obvious facts that present themselves when you make a study of public assistance in this Commonwealth. It may be interesting to note that this Commonwealth spent three hundred and two odd millions of dollars in the past biennium for public assistance; three hundred and two odd millions of dollars being spent during a period of employment that is acknowledged and recognized as the highest period of employment and earnings in the history of this State.

Here is an item of particular interest. In reading the monthly statement sent out by the Public Assistance Bureau of State Statistics, I find this observation being made. This is for the month of May 1951. Expressed in dollars, we have spent \$302,000,000 in this biennium just ended. Now, just take the logic of how they spend the relief money in determining the facts, in order that the people may misunderstand completely just what is being done over there. Listen to this type of language. It said in 1937-1939 expenditures totaled \$545,000,000 as compared with \$302,000,000 in the biennium just ended, and this is the sentence I want you to hear. "However, the 1949-1951 dollar was worth only \$.58 in the terms of the

1937-1939 buying power of the dollar. Thus public assistance costs would have totaled only \$176,000,000 during the biennium just ended if the price level had been the same as in 1937-1939." Expenditures for May 1951 totaled \$10,616,000, of which the Federal Government contributed \$4,126,000.

The point I want to make to the Members of this Senate is this, that out of the total of approximately \$302,000,000 there has been spent in the Commonwealth of Pennsylvania over \$31,000,000 for administrative costs alone. I say to the Members of this Senate that you cannot spend \$31,000,000 for administering relief in this Commonwealth and keep a sound economy. All of us want to pay, all of us want to give, all of us want to pass the necessary legislation to give to the needy, to the poor and to the halt and the weary everything that they need for a sound and healthful living, but none of us are compelled to pass legislation to pay for the kind of information that is put out by this Department of Public Assistance and then passed on to the people of this Commonwealth as administrative costs. Every month they put out a booklet which they give out to all people on public assistance, and every Member of this Senate gets a copy of it. One of the booklets is called "Aid to Our Needy Aged," and then in this booklet they go on to give a regular "Reader's Digest" story of how they take care of the aged in Pennsylvania. I remember one story distinctly about an aged couple in the Commonwealth, whose daughters—this couple had two daughters and the two daughters were not able, it said in this booklet, to take care of them, but did they have to starve, did they have to go to the poor farm? No, the Department of Public Assistance came to their rescue. The Department of Public Assistance provided movie shows, provided all of the things that aged persons want to have. Now, we all want that. When we get to that age, we are looking for a benevolent government to have it left for us, too. However, the thing I am trying to drive home to the Members of this Senate is that you cannot ask this Senate to pass an income tax bill or any other tax bill until you delve into the problem of expenditures in this Commonwealth. You cannot spend \$31,000,000 a biennium for administering relief and expect me or any other thinking Member of this Senate to add an additional burden onto the people of the Commonwealth. Thirty-one million dollars is entirely out of reason. Here, by their own admission, they say that the relief rolls during the month of May were reduced by eleven thousand seven hundred and some odd number of people, and yet the administrative cost for the month of May is two hundred and some odd thousand dollars more than it was for the month of April.

Now, if we are going to have a reduction in rolls and an increase in administrative cost, then it means only one thing. It means that you have a fixed cost over there. It means that the fixed cost is there because they have created a political hierarchy, they have created a political system in that organization in spite of the fact that they claim it is nonpolitical and based on merit rating. I think perhaps the merit rating system, or the civil service itself, is the reason you cannot reduce administrative costs, because you have planted upon that pay roll thousands upon thousands of employees who are there because of a civil service examination and cannot be dismissed, and

because of this fact you have now a cancer upon the body politic that would be hard to destroy, but unless you destroy it, it will destroy the body politic itself.

I am saying to the Members of this Senate now that I am not ready now to sit down and cooperate and offer any suggestions, no matter how worthless they may be, in an effort to work out a compromise unless that Department is combed with a fine-tooth comb, and somewhere along the line we cut some of the thirty-one odd millions of dollars away from administrative costs. No person in this room can justify a thirty-one million dollar expenditure for administering relief in Pennsylvania. There must be some way out. There must be a formula.

Mr. President, I have suggested to the Senate time and time again—in 1947 and in 1949 I asked that the categorical reliefs be put back into the Department of Welfare where they rightfully belong, and that general assistance be put back in the local communities for administration, with the local community assuming the administrative costs. If we do that alone, we would save this Commonwealth at least twenty-five odd millions of dollars in moneys that are now spent for administrative costs. I say to you that something must be done. I figured out the other day that if we take the same amount of money, the same amount of money that we now pay for every man, woman and child that is on relief in this Commonwealth, not to the person that is on relief, mind you, but the cost that is assessed against every man, woman and child that is on relief in this Commonwealth, it would take \$9,900,000,000 to take care of every person in the Commonwealth at the same ratio. We have a standard of approximately \$1800 for every man, woman and child on relief in this Commonwealth. There is not a working man with a family of ten in this Commonwealth that earns the kind of money that we spend for every person that is on relief. Now, somewhere along the line this has got to be stopped. It must be stopped; either you stop it or it will stop us and stop us dead in our tracks. We can no longer keep on making the fit people of this Commonwealth unfit taking care of the unfit.

Now, Mr. President, if persons need relief they must have it. No person should be without shelter, no person should be without food and no person should be without the decencies of life itself, but we have got to stop this kind of a government that is now creeping into the communities and is setting up some of the greatest misunderstandings of what public relief is.

Mr. President, I can give you a case that I know of. I am told about a woman who is receiving aid for dependent children. Her husband has left her. He is living in another community in a boarding house, paying about three dollars a week for a room. She is receiving public assistance for her family of seven, and he visits regularly at home. Somewhere along the line this must be stopped, and we are the persons that have to stop it. This Session has been here now practically six months. If it takes six more months, let us do it right. I am just as anxious to go home and tend to my duties as any Member of the Senate is, but if you leave this sore alone, I guarantee that when you come back, if we spend in the next biennium, with the greatest employment we have ever had, with the greatest amount of pay roll money that has ever been expended in this Commonwealth, if we con-

tinue to spend on the basis of—\$1,047,448 as was spent in the month of April in the Commonwealth of Pennsylvania for the administration of relief alone, that sore will become cancerous. I do not know exactly what the administrative cost is, but I doubt if the administrative cost of United States Steel is \$31,000,000 a biennium. What do we have that must cost that much? How much does the printing of these books cost? How much does the printing of these so-called reports by the thousands cost? If you want to get the answer to it, read the letter that every Member of the Senate received on June 8 from the Interassociation Conference. Now, let us just get into this thing for a minute.

Mr. President, they have an organization called the American Association of Group Workers, the American Association of Medical Social Workers, the American Association of Social Workers, the Philadelphia Association of Settlement and Neighborhood Centers. They are all down on 311 South Juniper Street, Philadelphia. It seems to me they are all in the same office, but anyway they have formed another association called the Interassociation Conference. In order to make their appeals and their lobbying work more effectively, they have joined forces. This is the group that criticizes the work of the Joint State Government Commission, and give reasons why the Joint State Government Commission ought to be discredited when the Joint State Government Commission found overpayments to relief recipients amounting to \$16,000,000. They give you four, five, six, seven full reasons contained in a double page, single typed statement why this report ought to be discredited, and the reason, basically, behind their argument is that the Joint State Government Commission attempted to discredit relief in the public assistance in Pennsylvania by comparing it to other States, and they object strenuously to this. Pennsylvania should not be compared to other States because Pennsylvania is a State of its own, and ought to stand upon its own feet and set its own standards.

Now, Mr. President, I do not know any of these persons and they may all be wonderful citizens of the Commonwealth, but I think that we can find, if we look around, some practical business administrators that will take hold of the assistance problem as it is now constituted in Pennsylvania and make a recommendation to the Commonwealth of Pennsylvania that may save the people of this State untold millions, and still give to the needy persons all the need that they must have. None of us are against giving when it is needed. Do you know what the \$302,000,000 was spent to do? The \$302,000,000 was spent to take care of 300,000 persons in Pennsylvania, including man, woman and child. Three hundred thousand persons in this Commonwealth are having \$302,000,000 expended upon them, of which \$31,000,000 is for administrative cost alone.

Mr. President, I was rather happy when they named the new Secretary of Public Assistance. I thought that we were getting at last a practical politician in charge. I do not object to a practical politician being put into Public Assistance, because it has been my experience that those who are learned in politics, those who have studied the ramifications of political warfare and political success, have learned that you must appeal to the people and the only way to appeal to the people is to give them good sound government. Political success is based

on good economical government, and although there are times when spending does make votes, in the end the political party that takes that attitude goes down into defeat. I thought the naming of Mrs. Evans was going to be something fresh coming into public assistance, that a breath of fresh air would be blown into that organization, and that we would come out of it with some recommendations that would be down to earth and practical and give to the people of this Commonwealth something that they could hang their hat onto. Why, I think that she has fallen into the same trap. It seems that the minute a person becomes attached to the Department of Public Assistance, they are surrounded by the social workers' creed. It has often been said that no matter how practical a man would be sent to the Court of St. James as Ambassador, he would be wearing knee breeches and belong to the Order of the Garter before six months would be over. No matter who is sent over to the Department of Public Assistance to take charge of that department, they become surrounded and enmeshed in the creed of the so-called social worker. The social workers' creed is one that is not based upon practical economy, and any person that stands for the expenditure of ten per cent of the relief moneys of this Commonwealth for administrative cost cannot have the best interest of the Commonwealth and the people themselves that are upon relief at heart. Why, they send booklets out to the poor old aged who cannot read, and then they go and buy them glasses so they can read.

The practical thing, Mr. President, is that if a relief worker or so-called visitor—that is the type here called the American Association of Group Workers. Now if that person has so many relief recipients that she or he must visit and a certain number of them, because of economic conditions, no longer are upon relief, that person gets furloughed. So, in order to make sure that she does not get a furlough, the relief visitor either digs up new cases or works like the dickens to keep the ones on she has on, and then, protected by the civil service, her job is secure. The only one in jeopardy in the whole picture is the poor taxpayer that has to foot the bill. Now, I do not believe any taxpayer will object to paying out any amount of money to keep the needy, the real needy from being pauperized. All of us are human and all of us know the story of the Good Samaritan, and we are willing to assume our public and private obligations whether there is a law or there is no law. The question of feeding the needy is one that is moral and all of us acknowledge it, I am sure of that. Those who have so little that they can hardly get along themselves will cut that little up to give to those who need it the more, but that is not the problem today. The problem is that they have made it into a highly organized administration, and the people are no longer giving charity and in the end it is charity. It cannot be anything but charity, but it is no longer that. If you read the descriptive folders that they send out and read the beautiful lithographed paper they print it on, they always confront you, Mr. President, with what they call the Legislative Intent, and I would like to read it to you. They preface all of their literature with this, and I am quoting:

“It is hereby declared to be the Legislative Intent that the purpose of this act is to promote the welfare and

happiness of all of the people of the Commonwealth by providing public assistance to all of its needy and distressed; that assistance shall be administered promptly and humanely with due regard for the preservation of family life and without discrimination on account of race, religion, or political affiliations; and that assistance shall be administered in such a way and manner as to encourage self-respect, self-dependency and the desire to be a good citizen and useful to society," and it is signed with a by-line saying that this is a Public Assistance Law Legislative Intent.

Now, Mr. President, any person that believes that politics and political considerations do not enter into the administration of relief, then they are very naive or ignorant of the ways of life. The situation, if you will study the reports that come out—for instance, just to give you an illustration of what I mean, let us take the County of Philadelphia. Philadelphia County has a population of 77,117 persons who are on relief out of a total of 296,000. Now, this is the thing, this is the point that I want to make. The percentages on relief are greater in Philadelphia for the general assistance than for any other of the sixty-seven counties, and I will tell you why that is. It is because during the summer and harvest months, during the planting and harvest months, a great many itinerant workers are brought into the Philadelphia region, and instead of packing them back to the South where they come from, these itinerant workers find that they can drift into Philadelphia and in no time at all they become receivers of relief or recipients of relief under the Pennsylvania law. I had the occasion to spend two days in Philadelphia and I made a little survey of the relief situation there before I attempted to get on the floor. I talked to one visitor and I asked this visitor something about how they managed to work out their relief schedules. The one said to me, "It is very difficult in Philadelphia, because you go into one home and they have six or seven children there. Before you get to the end of the block, they have shifted the kids on you."

Now, Mr. President, when I was a kid I took a job with the Hagenbach-Wallace Circus for a dollar and a half to water an elephant. What happened to me is what is happening to Pennsylvania. I watered the whole herd for a dollar and a half, and that is what is happening to relief in Pennsylvania. We are not being particular about who the persons are, what the persons do, whether they intend to work, whether they are able bodied, and I still cannot understand the kind of thinking of Members of the Legislature who stand here and fight bitterly against increasing the unemployment and workmen's compensation benefits to injured and unemployed workers to a schedule above twenty-five dollars. Many of the Members of this Senate will remember the long and bitter fights we had to get it up to twenty-five dollars, and yet they will turn right around and give a greater amount to persons who are unemployed either because of injury or because of layoff. Now, if there is going to be a standard if I were to suggest to industry, for instance today, that they allow the Legislature to pass a bill paying the same rate, based upon the same schedules that they give for public assistance, for the payment of unemployment compensation, do you know what would happen. Industry would come in here and say to the Legislature,

"You will bankrupt industry in the Commonwealth if you try that," and that is true. You cannot do it; you cannot keep this thing up much longer. Somewhere along the line we must destroy the Department of Public Assistance as it is now constituted, and I suggest again that the remedy, and it is just a suggestion, it may be worthless in application, but I suggest that the remedy is the removal of the categorical reliefs and put them back into the Department of Welfare, a constitutional office created for that very purpose, and then take the general assistance, or the so-called itinerant assistance, and put it back into the social communities for administration, and that the name of every person receiving public assistance be posted in the public post office with the amounts received and what the relief is for, and I guarantee you and the Members of this Senate that sooner or later we shall receive the kind of an administration that the people are entitled to.

Mr. President, I am not opposed in any way, shape or form to giving to the needy all that they deserve and all that they need, but I will not cooperate in any program calling for additional taxes upon the Commonwealth of Pennsylvania as long as we spend \$31,000,000 for administration alone of public assistance in Pennsylvania. That does not include the payments to those that are needy.

Mr. YOSKO. Mr. President, I want to add to some of the things that Senator Dent said about public assistance. I, too, have been reading the releases issued by the Department of Public Assistance from time to time, and in my opinion I say they are more or less incomplete. They give you the good side of the story in so far as the Department of Public Assistance is concerned, but they apparently do not give you the other side, and if this is a true picture of what is happening over there, then there is something wrong in so far as administrative expenses are concerned.

Mr. President, I have the latest release. It is dated July 9, and one of the paragraphs says, "The preliminary figures show that the decline in the assistance rolls in the second half of the month amounted to approximately 4,750 persons as compared with an average decrease of around 6,200 persons during each of the past several semi-monthly periods."

I say it is incomplete in that it does not tell us how many people were added to the rolls. Now, if these statistics represent a complete reduction, taking into consideration the fact that some were added on, then it seems to me that the administrative cost ought to be reduced to some extent, and they ought to tell us how many people they dropped off the payroll, because if they have that many thousand less relief recipients on the rolls, certainly they have that much less work to do and ought to cut the pay roll accordingly. Whether they are cutting the payroll proportionately, I do not know. These releases do not tell us that story, and I suggest to the Secretary of Public Assistance that they give us the complete picture, tell us how many were taken off and tell us how many were put on and tell us how much the pay roll has been increased or decreased for the same period.

It seems to me, too, Mr. President, that if this many people have been dropped from the rolls every period,

it must have been awful, awful easy to get on the rolls at one time, and the same people are running the Department of Public Assistance today that ran it in the past, with the exception of the new Secretary, and I must say that if she is responsible for dropping that many people from the rolls since she has been on the job, she is doing a good job. However, I would like to see the complete statistics. Perhaps that is why this report here indicates why there was \$16,000,000 handed out to chiselers; if it was as easy to get on the rolls as it appears to be, inasmuch as they dropped so many people each period a release is issued.

Mr. President, we have been talking here about public assistance and we have criticized it. Many of us here have introduced bills to try to rectify the situation, we have introduced resolutions, and up until this time I think there has only been one bill passed that Senator Mallery introduced. One bill has passed this Senate to rectify the situation. We had better get on the ball here, we had better get on the job and start to consider some of these bills and some of these resolutions that have been introduced here in the Senate as well as over in the House, and jack this Department up a little bit so that it can function more efficiently.

Mr. President, I for one have been wondering over a period of time why some of the employables on the public assistance rolls have not been given jobs of some kind or some assistance rendered to find jobs for them, and the only evidence I find of assistance to get them jobs is a memorandum that was issued by Mr. M. F. Draemel, the Secretary of Forests and Waters. This memo is dated April 20, 1951, and this is what it says:

"It is the desire of this Department to cooperate in every way possible with the Department of Public Assistance by employing wherever practicable persons who are now receiving public assistance from the State. There is attached a list of County Offices of the Department of Public Assistance.

"Before taking on additional temporary per diem employees it is requested that each District Forester and Park Manager contact the nearest office and request information as to whether or not there is anyone on the Public Assistance rolls who would be qualified for the particular kind of work desired.

It is to be understood that this Department will not furnish transportation to any such employees."

I want you to get this Mr. President. It goes on and this is what it says:

"The names of all persons furnished by the County Offices for such employment will have to be cleared through the Republican County Committee in the same manner as is done with all other employees."

Mr. President, it has been said here time and time again that Mr. Draemel is not a politician. Well, I am not in agreement with that now when he inserts a paragraph like that in a memorandum calling upon those who could give employment to employables on the public assistance rolls to first get political sponsorship from the county organization. I say to you, Mr. President, that is a new low in politics, and something ought to be done about it. Do not misunderstand me. I am not against political sponsorship. I am the Chairman of my party in my home town, and I believe in political sponsorship, but when it comes to political sponsorship to help reduce the

public assistance rolls, there I draw the line, and I believe every Member of this Senate draws the line, and I think it is absolutely a disgrace to say to a person on the public assistance rolls, "We will give you a job and take you off the rolls provided you can get sponsorship from the political party leader back home."

Mr. President, I wrote to the Governor about this, and I have had no reply to my request for an investigation to see whether or not memos similar to this had been issued by all departments of the State government, and certainly if such memos were issued they ought to be withdrawn.

Mr. President, I just want to say one more thing about public assistance. I was over in the Auditor General's Department looking at the audit report of the Department of Public Assistance, and, frankly, to my shock and surprise I find that there are 3334 people bonded in that department, representing ten per cent of the total personnel in the Department of Public Assistance. Perhaps we ought to check a little bit and see whether or not any of those under bond are responsible for handing out this sixteen million dollars, and get the Attorney General to try to collect on the bonds under which these people are held. I think we ought to make a survey of some kind to see what the bonding fees here in the State of Pennsylvania are, if the proportion of people bonded in every department is similar to that in the Department of Public Assistance.

Mr. FREED. Mr. President, I would like to have the privilege of commenting on this assistance in another way, if I may have the privilege of making some statements.

The PRESIDING OFFICER. The gentleman from Lehigh, Mr. Freed, may proceed.

Mr. FREED. Mr. President, I think when we get down into trouble we should try to find whatever disease causes a lot of this trouble, and I have been working along the lines of public assistance in helping my community for at least twelve years, and in doing so I tried to find why are people getting back on public assistance as fast as they get there after they are unemployed. When I picked up the newspaper, as I have picked them up in the past few weeks, and I can see column after column coming along here and saying, "Need Cash, phone today, it is waiting for you."

"Our simplified loan method is especially helpful when you want money fast."

"Your portrait will give you the loan fast."

"For Rent, \$500 in cash."

Mr. President, this is one of your diseases, making money easily to be had by people that are not employed or just temporarily employed, under the method that our Small Loan Act allows. In checking up the Small Loan Act, I find that it has not been enforced to give them any rules or regulations on the subject, and they use all the high methods and powers they can to get to the people to take the money in the first place, and then they have no regard as to how they take the money away from them in the second place. By doing that, what happens? Just as soon as they are unemployed, they are back here on our relief rolls. I think our Banking Department should definitely step out here and get into this Small Loan Act, and see that it is enforced, every particular end of it, and see to it that the type and method used in these particular collections are definitely put in the American way.

Mr. President, I expect to come back a little later on after I get a little more out of the Banking Department, to see that these poor people who are led into this particular work are treated right and justly, as an American should be.

RESOLUTION

TRIBUTE TO MISS LUCY GLASS, "MOTHER OF THE SCHOOL EMPLOYEES' PENSION SYSTEM"

Mr. DENT offered the following resolution which was twice read, and considered and agreed to:

In the Senate, July 9, 1951.

It would be a great disservice to the memory of a noble and yet simple and unselfish person should this body not pause in its deliberations to mark her passing to the great reward of a life devoted to others.

On May twenty-third Miss Lucy Glass died at her home in Harrisburg during her eighty-seventh year after an illness that confined her to her residence for an extended period.

Associated with the public school system for a half century Miss Glass will always be remembered and honored as the "Mother of the school employes' pension system." It was through her inspiration, untiring efforts and leadership over a period of many years that the system was first initiated and she devoted many additional years of vigilance and efforts towards perfecting the system which public school employes enjoy today; therefore be it

Resolved, That the members of the Senate of Pennsylvania do hereby reverently pause in their deliberations in silent tribute to the memory and accomplishments of Miss Lucy Glass whose life surely exemplified that service to others is service to self.

BILL INTRODUCED AND REFERRED

Mr. WOLFE. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WOLFE read in place and presented to the Chair Senate Bill No. 782, entitled:

An Act making an appropriation to the Department of Military Affairs for the payment of certain moral claims and providing for the hearing, adjustment and payment of moral claims of persons injured while members of the Pennsylvania National Guard through the negligence of fellow members of the Pennsylvania National Guard in certain cases.

Which was committed to the Committee on Appropriations.

REMARKS BY MAJORITY FLOOR LEADER

Mr. WALKER. Mr. President, if there are no further committee reports or introduction of bills, for the information of the gentlemen of the Senate I am about to make a motion that the Senate do recess until 8:00 o'clock tonight, at which time the Calendar will be considered.

I would also like to suggest to the gentlemen of the Senate that when we adjourn tonight, we will adjourn until 1:00 o'clock tomorrow afternoon, so that we can expedite the work of the desk in getting reports of committees. There are quite a number of committee meetings scheduled.

RECESS

Mr. WALKER. Mr. President, I move that the Senate

do now take a recess until 7:00 o'clock p. m., Eastern Standard Time.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDING OFFICER. The time of recess having elapsed the Senate will be in order.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 25, entitled:

An Act relating to the orphans' courts conferring exclusive jurisdiction on such courts over the administration and distribution of decedents' estates trust estates minors' estates and absentees' estates providing for the organization of orphans' courts the procedure therein the powers and duties of the judges thereof and appeals therefrom.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE NON-CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 25

Mr. WALKER. Mr. President, I move that the Senate do non-concur in the amendments made by the House to Senate Bill No. 25.

Mr. WOLFE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahany,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silver,	Yosko,
Fleming,	McGinnis,	Snowden,	Wagner,
Freed,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE

BILL OVER IN ORDER

Mr. WALKER. Mr. President, there is an error in the printing of this bill, therefore, I ask unanimous consent that Senate Bill No. 126, a Report of Committee of Conference, entitled:

An Act to amend the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by further regulating insurance companies associations and inter-insurance exchanges and their powers investments policy provisions joint policies premium tax returns and the licensing of foreign companies and repealing existing law

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

THIRD READING CALENDAR

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 98, entitled:

An Act regulating the appointment promotion suspension reduction removal and reinstatement of employes (except superintendents assistant superintendents inspectors and chief clerks) in bureaus of police in cities of the second class and defining the powers and duties of civil service commissions in such cities for such purposes.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 98, on final passage,

go over in its order, temporarily.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 213, on third reading, entitled:

An Act to further amend section one of the act approved the twenty-eighth day of June one thousand nine hundred thirty-five (P. L. 477) entitled as amended "An act providing for the payment of the salary medical and hospital expenses of policemen and firemen by cities boroughs town and townships who are injured in the performance of their duty and providing that absence during such injury shall not reduce any usual sick leave period" by providing disability benefits for diseases of the heart and tuberculosis of the respiratory system incurred after one years of service.

go over in its order, temporarily.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 224, as follows:

An Act to further amend section 7 of the act approved

the twenty-sixth day of June one thousand nine hundred thirty-one (P. L. 1379) entitled "An act creating in counties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors a solicitor engineers and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities" by further providing for the preparation of assessment rolls and lists

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 7 of the act approved the twenty-sixth day of June one thousand nine hundred thirty-one (P. L. 1379) entitled "An act creating in counties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors a solicitor engineers and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities" as amended by the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1848) is hereby further amended to read as follows

Section 7 The said board shall before the fifteenth day of September examine and revise the said annual assessments and valuations increasing or decreasing the same as in their judgment may seem proper and shall add thereto and assess such property or persons taxable upon occupations as may have been omitted and may also add thereto the names of any persons subject to a school per capita tax or poll tax as may have been omitted

The board shall before the first day of October prepare an assessment roll or list of persons and property subject to local taxation together with the value placed upon each person and each parcel or tract of real property [and the personal property of each person] The board shall at the same time prepare a list of all property exempted by law from taxation

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahany,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silvert,	Yosko,
Fleming,	McGinnis,	Snowden,	Wagner,
Freed,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 444, as follows:

An Act to protect the blind pedestrians on public streets and highways requiring vehicles to come to a full stop in certain cases restricting the use of certain colored canes by other pedestrians and imposing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 It is unlawful for any person unless totally or partially blind while on any public street or highway to carry in a raised or extended position a cane or walking stick which is metallic or white in color or white tipped with red

Section 2 Whenever a totally or partially blind pedestrian is crossing or attempting to cross a public street or highway at an intersection or crosswalk guided by a guide dog or carrying in a raised or extended position a cane or walking stick which is metallic or white in color or white tipped with red the driver of every vehicle approaching the said intersection or crosswalk shall take such precautions as may be necessary to avoid injuring or endangering such pedestrian and if injury or danger to such pedestrian can be avoided only by bringing his vehicle to a full stop he shall bring his said vehicle to a full stop

Section 3 Nothing contained in this act shall be construed to deprive any totally or partially blind person not carrying such a cane or walking stick or not being guided by a dog of the rights and privileges conferred by law upon pedestrians crossing streets or highways nor shall the failure of such totally or partially blind person to carry a cane or walking stick or to be guided by a guide dog upon the streets highways or sidewalks of this Commonwealth be held to constitute nor be evidence of contributory negligence

Section 4 Any person who violates any provision of this act shall upon summary conviction thereof be sentenced to pay a fine not exceeding twenty-five dollars (\$25) and costs of prosecution and in default of payment thereof shall undergo imprisonment not exceeding ten (10) days

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahany,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silvert,	Yosko,
Fleming,	McGinnis,	Snowden,	Wagner,
Freed,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 511, as follows:

An Act to further amend Sections 614 and 615 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by increasing the penalty provisions and providing for fines and imprisonment

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 614 and 615 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" as amended by the act approved the fourth day of March one thousand nine hundred forty-nine (P. L. 19) are hereby further amended to read as follows

Section 614 Bribery in Athletic Contests Whoever gives or promises or offers or conspires to give or promise or offer to anyone who participates or expects to participate in any professional or amateur game or contest or match or race or sport or to any owner or manager or coach or trainer of or to any relative of or to any person having any direct or indirect or remote or possible connection with any team or individual or participant or prospective participant in any such professional or amateur game or contest or match or race or sport any bribe or money or goods or present or reward or any valuable thing whatsoever or any promise contract or agreement whatsoever with intent to influence him or them to lose or cause to be lost any game or contest or match or race or sport or to limit his or their or any person's or any team's margin of victory in any game or contest or match or race or sport or to fix or throw any game or contest or match or race or sport is guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine not exceeding [three thousand dollars (\$3000)] ten thousand dollars (\$10,000) or undergo imprisonment not exceeding [three (3) years or both] ten (10) years or both

Section 615 Soliciting or Accepting a Bribe in Athletic Contests Whoever participates or expects to participate in any professional or amateur game or contest or match or race or sport or any owner or manager or coach or trainer of or any relative of or any person having any direct or indirect or remote or possible connection with any team or individual or participant or prospective participant in any such professional or amateur game or contest or match or race or sport in any way solicits or receives or accepts or agrees to receive or accept or who conspires to receive or accept any bribe or money or goods or present or reward or any valuable thing whatsoever or any promise contract or agreement whatsoever with intent to lose or cause to be lost any game or contest or match or race or sport or to limit his or their or any person's or any team's margin of victory in any game or contest or match or race or sport or to fix or throw any game or contest or match or race or sport is guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine not exceeding [three thousand dollars (\$3000)] ten thousand dollars (\$10,000) or undergo imprisonment not exceeding [three (3) years or both] ten (10) years or both

Section 2 The provisions of this act shall become effective ten days after final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.,	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelot,	Wade,
Byrne,	Lane,	Propert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahany,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silvert,	Yosko,
Fleming,	McGinnis,	Snowden,	Wagner,
Freed,	McMenamin,		Presiding Officer,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 545, as follows:

An Act to amend Subsection (f) of Section 302 of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by providing that employers' reserve accounts shall not be charged with compensation paid to certain employees. The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (f) of Section 302 of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" as added by the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1854) is hereby amended to read as follows

Section 302 Establishment and Maintenance of Employer's Reserve Accounts The department shall establish and maintain for each employer a separate employer's reserve account in the following manner

(f) Subsequent to June thirtieth one thousand nine hundred forty-nine such account shall be charged with all

compensation by even dollars paid to each individual who received from such employer wage credits constituting the base of such compensation in the proportion that such wage credits with such employer bears to the total wage credits received by such individual from all employers. Provided That [no compensation shall be charged to such account under the provisions of this subsection (f) if a charge has been made under any other provision of this section to such account with respect to the wages of the compensated employee upon which such compensation was based] if the department finds that such individual subsequent to the thirtieth day of June one thousand nine hundred fifty-one was separated from his most recent work for such employer due to being discharged for willful misconduct connected with such work or due to his voluntarily leaving such work without good cause attributable to such employment thereafter no compensation paid to such individual with respect to any week of unemployment occurring subsequent to such separation which is based upon wages paid by such employer with respect to employment prior to such separation shall be charged to such employer's account under the provisions of this subsection (f) providing such employer within thirty (30) days after such separation or within thirty (30) days after the Department has notified such employer of the individual's application for benefits has filed a notice thereof with the department in accordance with its rules and regulations and in any case of such voluntary separation such notice shall be signed by such individual or shall be accompanied by such other evidence of such separation as the department may require the findings and determination of the department under this subsection (f) shall be subject to appeal in the manner provided in this act for appeals from determinations of compensation nothing herein contained shall affect the rate or amount of benefits to which a claimant may be entitled under the provisions of Article IV of this act based upon the claimant's entire base year wages

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—31

Berger,	Hare,	Pechan,	Wade,
Blass,	Kephart,	Peelot,	Walker,
Chapman,	Kessler,	Propert,	Watkins,
Crowe,	Letzler,	Robinson,	Watson,
Diehm,	Mahany,	Scarlett,	Wolfe,
DiSilvestro,	Mallery,	Snowden,	Wood,
Fleming,	McPherson, Jr.,	Stevenson,	Wagner,
Freed,	Meade,	Taylor,	Presiding Officer

NAYS—19

Bane,	Haluska,	McGinnis,	Silvert,
Barr,	Holland,	McMenamin,	Stiefel,
Barrett,	Lane,	Neff,	Toole,
Byrne,	Leader,	Rosenfeld,	Yosko,
Dent,	McCreesh,	Ruth,	

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 563, as follows:

An Act making an appropriation to the Treasury Department out of various funds to pay replacement checks issued in lieu of outstanding checks when presented and to adjust errors

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The following sums of moneys are hereby appropriated to the Treasury Department for the payment of replacement checks issued by that department in accordance with the provisions of the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 996).

Out of the General Fund	\$10,000.00
Out of the Motor License Fund	10,000.00
Out of the Liquor License Fund	2,500.00
Out of the Fire Insurance Tax Fund	1,000.00
Out of the Fish Fund	150.00
Out of the Game Fund	750.00
Out of the School Employees Retirement Fund	10,000.00
Out of the State Workmen's Insurance Fund	5,000.00
Out of the Milk Control Fund	500.00
Out of the State Stores Fund	10,000.00
Out of the State School Fund	500.00
Out of the State Farm Show Fund	100.00
Out of the State Employees' Retirement Fund	5,000.00
Out of the Flood Control Fund	5,000.00
Out of the World War II Veterans Compensation Fund	100,000.00

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. YOSKO. Mr. President, the Members of the Senate have been very considerate in connection with my request to put Senate Bill No. 563 over a number of times to give me a chance to get some information that I was seeking relative to the amounts to be allocated for the various funds appearing in this bill. However, I am sorry to report that as of this time I do not have the information that I requested, although I conferred personally with somebody in the Treasury Department as well as writing a letter. The explanation that was given to me verbally, frankly, is not satisfactory.

Mr. President, I say now as I said previously that if the reconciliation bureau was up in its work reconciling checks, we probably would be able to get the exact amounts that were needed for replacement check purposes for each of the funds appearing in the bill. I do want to repeat that two years ago a similar bill was passed, and we allocated \$10,000 to take care of replacement checks for the General Fund. The record indicates that all of the \$10,000 is still there. The Motor License Fund was \$10,000, and there is \$7,600 remaining in that fund.

The Motor License Fund was \$10,000 and there is \$7,813.45 in the fund. The Liquor License Fund was \$2,500, and the entire \$2,500 is still in the fund. Out of the Fire Insurance Tax Fund, there was \$1,000 and there is a balance of \$927.31. Out of the Fish Fund, there was \$150, and all of it is still in the fund. Out of the Game Fund, there was \$750, and there is \$745 as a balance. Out of the School Employees Retirement Fund, there was \$10,000 allocated, and there is a balance of \$8,471.68 in the fund. Out of the Milk Control Fund, there was \$500, and the entire \$500 is

still there. The State Stores Fund, there was \$10,000, and the balance in that fund is \$9,307.09. Out of the State School Fund, there was \$500 allocated, and there is still \$500 in the fund. In the State Farm Show Fund, there was \$100, and the \$100 is still there. The State Employees Retirement Fund, there was \$5,000, and there is \$4,738.59 in the fund. Out of the Flood Control Fund, there was \$10,000 allocated, and there is \$9,997.50 as a balance.

Mr. President, the thing I have been complaining about, and others have been complaining about in this Senate, is the fact that either the Budget Bureau or somebody is just pulling these figures out of the air and putting them in the bill, and I say it is about time that we got some definite information relative to the needs, the actual needs, as close as possible, with reference to these appropriations and appropriate that much and no more. This idea of just picking figures out of the air and incorporating them in these bills and passing them, and then winding up with a surplus such as I have indicated here just does not make sense to me. I am not going to ask the Members of the Senate to put this bill over any farther. I requested the information, I could not get it, so I am just going to vote against the bill and the other Members of the Senate can do as they please.

Mr. WALKER. Mr. President, I appreciate the concern of the gentleman from Northampton. As he knows, this bill passed second reading on June 7 and at his request he asked at that time, if my memory serves me correctly, that he be given a twenty-four hour over in order courtesy in order to get some figures. It has been unfortunate, and I know it is not the fault of the gentleman from Northampton, as he has stated on the floor, and I have every reason in the world to accept his word, that he has been unable to gather the figures.

I just want to call the attention of the gentlemen of the Senate to the fact that all of the money appropriated for the same specific purposes that we voted in 1949, where there was any balance left over, it lapsed and went into the surplus which we were very happy to see, and that out of these funds there is a very small sum, Mr. President, that really comes out of the General Fund. If the gentleman of the Senate will refer to the items listed on page 2 of the bill, most of the funds represented there are specific funds for specific purposes. For example, the Fish Fund, and the Game Fund, and the Liquor Fund, and the Motor License Fund, and the Employees Retirement Fund, the Flood Control Fund, and the main item of \$100,000 comes out to the Compensation Fund for World War Veterans of the Second World War. As the gentlemen of the Senate know, that is a fund that has no connection at all with the General Fund, and, therefore, the difference between the amounts requested and probably the amounts used in the 1949-1951 biennium may have varied.

We are trying desperately, and I know that the gentleman from Northampton is sincerely trying to keep the appropriations down as close as we can to the amounts that are actually needed, and if the gentlemen of the Senate will notice, in quite a number of instances here the amounts requested are less than were requested in 1949, because of the feeling of the departments involved that they do not need the full amount that they requested in 1949, and that is an experience rating that we are taking advantage of. These funds were prepared, and the items

listed here, after a very careful conference with the various officers involved so that we could give them what they felt would actually cover this without giving them more than they actually needed. As a result, may I say to the gentleman from Northampton, if they find from a later set of figures that these items are over-appropriated, he may rest assured that we will be entirely in accord with him in asking the House to further reduce them. They have been reduced considerably from what the original estimates were, and they were reduced simply because of the experience rating we had, and, therefore, I would sincerely ask the Senate to pass this bill so that the House can go ahead and pass it and have this money available for these replacement checks if it is needed.

Mr. YOSKO. Mr. President, I just want to say to the distinguished Majority Leader, it is not the amount that I am complaining about and objecting to. It is the guess method of arriving at the figure. It is the principle involved, not the amount involved.

Mr. HALUSKA. Mr. President, I think that my colleague from Northampton has done a good job. I think he has gone far afield to try to obtain certain information, and through no fault of his own he has failed. I am going to vote for this bill on general principles. However, after reading tonight's paper, I wonder whether any of us should vote for any bill or any appropriation. The Governor of the Commonwealth expounded again. He has gone to the radio, he has gone to the press, telling the public about the meager increase that we are asking for pertaining to our expense account. He has stated definitely that he will not sign any bill or pay any further accounts until we pass certain legislation.

Mr. President, we have voted for measure after measure increasing salaries, and if you please, his own salary has been increased, his Cabinet Members, every group in the Commonwealth, and now he comes out and wants a ten per cent increase for Highway employees and all State workers. I find no fault with that, but in the same breath he tells this body that he will not sign any bill that will give us any money in so far as expenses are concerned, and in so far as I am concerned, Mr. President, I am ready to fold up, call it a day and let him have his money. We can get along without it. Let us call his bluff and let us drop the entire program in the Commonwealth, and go back home and let him hold the bag. I think he has come down to the smallest of the small, as low as any Governor ever has in the Commonwealth. Either you play with my marbles or I am going home. That is his attitude. Well, we are not going to starve. I think all of us can find a way of making a living, and the small expense accounts that he refers to in the press would neither make us nor break us, but he has shown without any doubt that he lacks leadership and he lacks sincerity.

Mr. WALKER. Mr. President, if I can separate the discussion by the gentleman from Cambria, I am very happy to hear he is going to vote for the bill. I am convinced that the bill must be all right as far as it goes, and I am very happy to find that my vote and his will be recorded on the same side of the tally sheet.

Mr. President, with regard to his comments relative to the Chief Executive of the Commonwealth, may I say to him that I often wonder what you and I would do if we were Governor of the Commonwealth. Very fre-

quently the situation looks much different when you are in a position where decisions have to be made. As the gentleman from Cambria will recall, my distinguished colleague from Westmoreland (who is not my client) and I sponsored that bill and we sponsored it in all sincerity, because of a discussion which we had with the House Leadership from both the Republican and the Democratic side of the House aisle. The Governor, I think in all sincerity, feels that with the tense situation which now surrounds the fiscal picture of the Commonwealth, that in order to maintain the position which he has taken it is necessary for him to take the action that he did, and I want to say to the gentleman from Cambria, I feel confident that just as soon as we have completed—and I use that word advisedly—as soon as we have completed the compromise measures which we are now involved in regarding the fiscal picture, that the Governor will be very happy to extend to the General Assembly what he probably feels down in his own heart is a well merited, well earned increase in the official expenses to which we are rightfully entitled. I cannot find room in my heart to criticize him for temporarily side-tracking the Dent-Walker bill, and I know that Senator Dent will not criticize me for putting him first. That is strictly alphabetic.

Mr. President, I assure you, and I want to assure Senator Haluska, that just as soon as we have worked out the fiscal problem, the Governor will be very happy to work out with us this expense problem, and I do not want to criticize the Chief Executive for trying to get this thing worked out on a friendly basis.

The PRESIDING OFFICER. If the Senator will yield for just a moment, the Chair certainly thanks the Majority Leader for those words of encouragement regarding expense accounts, and hopes that we may not have to fold up before long as Senator Haluska suggested.

Mr. HALUSKA. Mr. President, I just want to also thank the gentleman from Allegheny County for the explanation. It makes me feel that I may eat tomorrow. I was thinking about going to hamburgers and hot dogs for the balance of the Session, but now since I am told that we will almost definitely receive our expense account, I will vote twice for this bill now if I can, but I still cannot justify the position the Governor has taken by going to the press.

Mr. President, I say again I cannot justify his position by having gone to the press and making an issue of such a meager item as he has. He may have his own reasons, and I feel quite confident that he will sign our bill. It does not mean much, and I think we should before we adjourn enact legislation once and for all setting up a salary for Members of the Legislature, not the meager amount of fifteen hundred dollars per year, a mere pittance. I think we ought to set up a salary where we are paid for the work we do. It is the largest business in the Commonwealth, and we receive the smallest amount of remuneration, but we will wait and see what happens, and I want to thank Mr. Walker for his advice and encouragement. I think we will vote for all the appropriation bills on the strength of his argument.

Mr. WALKER. Mr. President, may I just say to the gentleman from Cambria that I have the privilege of some inside information that I will pass on to him confidentially, and I am sure that it will not go beyond the

confines of this hallowed chamber. The President pro tempore of the Senate has just today signed the pay roll for the expense checks, and the checks probably will be in your mail boxes in the morning, and bless your heart.

Mr. HALUSKA. Mr. President, that is good news.

Mr. DENT. Mr. President, I did not intend to get into the side bar conference, but I have discussed this bill before us with Senator Yosko and I have differed a little with him because I felt that the moneys that were left unexpended would lapse at the end of the biennium, and I am assured by the Majority Leader that that is the case. If it were otherwise, I would be inclined to vote with Senator Yosko on this measure, but if a thousand dollars has been spent out of the ten thousand dollar appropriation made the last biennium, and nine thousand dollars has lapsed, it is not too far fetched to ask for ten thousand dollars for the next biennium.

I do not think that is a problem that will make or break this General Assembly or the budget itself, but I have before me the speech just given by the Governor in Pittsburgh, and I am very much shocked to learn that the eight Republican Senators who have been heralded as the great compromisers and are supposed to be working on a program, according to the Governor's speech which was just delivered in the City of Pittsburgh, and I just checked with my good wife to find out if this is what he said and she said to the best of her memory this is what he said. It seems that the Governor takes the position that the eight Senators who are trying to work out the compromise have offered him, in his own words, a sum of approximately \$62,000,000 more than what he had asked for originally back in January, according to this speech, and I would like to be corrected if I am wrong. He said that he needs \$853,000,000 as recommended in the budget, and Senator Kephart's committee has recommended to him a total of \$915,000,000. Now, maybe we had better fire the compromise committee and go back and make love to the Governor. It would save the Commonwealth at least \$62,000,000.

Mr. President, I wonder if they understand what their job is supposed to be. I thought they were to reconcile the position of the Senate to that of the Governor in that we thought he did not need as much money as he had asked for. I think they have their instructions crossed. Maybe they are like the old colored fellow that was an orderly back in the Spanish American War for General Coulter from Greensburg, and the General thought he would have some fun with the colored orderly, and one day he took a pad and scribbled a note on it. He handed it to the orderly and said, "Take this over to Captain Laird." As the boy started out of the tent, the General said, "Just a minute. I want you to read that note and memorize it so that if you are captured by the Moros, you will know what is in the note, and you can swallow it and they will not know our secrets." The poor old colored orderly turned the note over this way, that way, upside down and every way, and finally the General looked at him and said, "What is wrong?" The colored boy said, "I can't read reading let alone read writing," and that is what I am afraid about this compromise committee. I think they are on the wrong end of the compromise. I certainly hope that the people of western Pennsylvania do not get the idea that this Senate is jammed up in a stalemate because we want more money spent. I

thought it was perhaps because we wanted less money spent.

Mr. WALKER. Mr. President, as a member of that committee, I do not want to indulge in reminiscences with the gentleman from Westmoreland, because he is much more adept than I. I suddenly discover that I am just like Mrs. Dionne several years ago. I have more on my hands than I can handle. I agree with the gentleman from Westmoreland, the compromise committee is trying to adjust some differences, and it may be that in the threshold discussions the tentative suggestions may ramble pretty far afield.

Mr. President, before somebody rises to a point of order and points out that this has nothing to do with the bill we are discussing, I agree and I will yield the minute the question of order is raised, but, Mr. President, it has been tossed out here and in defense of Senator Kephart, who is a very able and very distinguished Member of this body and who is sincerely trying to adjust these differences as Chairman of the Committee, there are two distinct schools of thought represented in the committee of eight, and in order to compromise, both sides must give. Now, you cannot compromise, Mr. President, if you decide that the only way to compromise is for everybody to accept your personal opinion. I am a member of that committee, I have some very definite opinions, and I want to say very frankly to the gentleman from Westmoreland, if I may have his undivided attention, I still have those opinions. Now, I agree with the gentleman from Westmoreland. You cannot compromise unless you give. Some of the beliefs that I have I have waived for the sake of trying to find out if there is a common ground upon which we can meet and adjourn this Session sine die with the best interests of the people of the Commonwealth of Pennsylvania at heart.

Mr. President, I want the gentlemen of the Senate to thoroughly understand this. On this Senate Calendar are a number of appropriation bills which are not reflected in the Governor's budget. Now, in order to meet that budget, in order to meet these contemplated appropriations, we were allowing the widest latitude possible so that as an extreme we were trying to visualize what is the extreme point of appropriations that we might be called upon to make in order to see what we are going to estimate as to revenue, and that is how that figure arrived. Now, Mr. President, when the time comes for the General Assembly to review appropriations, there is no doubt in my mind that there will be considerable paring down from the figure that is represented in the tentative statement and the tentative suggestions made by this committee of eight. We have no illusions, Mr. President, that this is the final word, and I want to say that the Presiding Officer, who is a member of this committee, knows very well that there are a number of the members of the committee of eight who are convinced in their own mind that this is not the best, because they would like to have their opinions voiced as the opinion of the committee of eight because they are convinced that that is the best opinion. They are not convinced that this is the best, but we are trying to say to the Governor of the Commonwealth, who has some ideas of his own, and to the House, who are already on record with regard to the fiscal policy of the Commonwealth, that these are some suggestions that we would like to make to you for your consideration.

Now, Mr. President, this is not the final word on any tax program that might be submitted finally to the General Assembly, and may I say in all sincerity to the gentleman from Westmoreland, I do not think anybody in Pennsylvania is in any doubt as to where some of the members of that committee of eight, where I personally, for example, stand on this fiscal problem. I do not have to defend my stand at this point, and I am not taking issue for a second with what the Governor of Pennsylvania may have said in my home town. I am only sorry that those of us who are members of the Senate from Allegheny County could not be on hand tonight in Pittsburgh to welcome him and to tentatively hold his hat while he made his speech. Whatever he said to the people of Pittsburgh and Allegheny County, he said sincerely, and whenever I have a difference, I will discuss it with him when the time comes, and when we resolve the fiscal policy of the Commonwealth of Pennsylvania it is going to be resolved as near as we can to the best interests of the people of Pennsylvania and we will stand back of it. It may not be what I think I would do if I were Governor, and it may not be what Senator Dent would do if he were Governor, but it is what the Republican Party is going to stand back of. Maybe, as the newspapers will suggest, it is a hodgepodge, it is a patchwork, but it is the best that is going to be produced with the least pain to the taxpayers in order to meet our governmental responsibilities.

I sincerely invite the friendly—I do not want to say the critical opposition because that is so easily misunderstood—the friendly cooperation of all the fifty Members of this Senate in working this thing out. The Republican Party will be responsible for it when it is finished, and we will accept that responsibility as a political party, but until it is presented to the people of Pennsylvania as a finished product, we do not want it so labeled as yet because, as I say very frankly to the Senator from Westmoreland, we still have a difference of opinion which we are trying to iron out. These are some suggestions that have been made, and we are not going to retreat from our suggestions, we are not going to apologize for the fact that we are compromising, we are not going to apologize for the fact that in a compromise both sides must give, because you know you cannot have a compromise unless both sides give. I have retreated considerably from some of the things I firmly believe in but I have done this honestly, because I believe we must compromise this situation, and the sooner we get it settled the sooner we are going to get out of here and go home.

Mr. DENT. Mr. President, in the face of the statements made by the Majority Leader, I take it then that the words that were printed in the paper over the week end were, as many statements have been in the past two or three months, very meaningless. I thought perhaps there was some movement on foot to invite some Democratic suggestions. However, since we are to be relegated to the position that we have held so long, it might be interesting for the Senate to know that from tonight on I will refuse to vote for any appropriation bills until a clear cut fiscal policy is presented. Speaking for myself, and not asking the nineteen Senators to jeopardize their own setups back home, I will refuse to so vote, and I place my position right squarely upon the record that if there are appropriation bills being presented to this Senate not contained within the budget, I do not want the Governor

of the Commonwealth to go on the air, as he has tonight, and say that the Legislature is passing on to him many million dollars of added appropriations, while lacking the moral courage to pass the legislation to create the necessary revenues to pay for these obligations.

I have no obligation, Mr. President, except to the people of Pennsylvania. To those people of Pennsylvania I have said in January, and I say again in July and will say again in December, if necessary, that no new taxes are needed to meet the budget asked for by the Governor. If the Legislature attempts to pass fifty or sixty million dollars more than contained within the budget, then that is the Legislature's responsibility. However, I will not assume the responsibility for these added increases. The small picayune increases are well contained within the revenues already passed, and we are in very sound position in passing at least ten to sixteen million dollars more than the budget has asked for, because the revenues have been passed for that amount of money.

Mr. President, I take that position after a profound study of the revenues of this Commonwealth. I do not intend, however, to vote for added increases in the various branches of State Government unless they are contained within the budget of the Governor, because I stand firmly upon the position that the Governor's budget can be taken care of, the revenues are provided for and upon that stand I will end this discussion.

Mr. WALKER. Now, Mr. President, I just want to say two things to the gentleman from Westmoreland. First, the bill that is now before us which calls for an appropriation would not have been necessary had we adjourned prior to the termination of the fiscal period which ended May 31. Now, it is my understanding, Mr. President, that the figures set forth here are reflected in the budget so that the general policy laid down by the Minority Floor Leader can be maintained and he can still maintain his principle as he announced awhile ago in voting for this bill.

Secondly, Mr. President, I am just as reluctant as he in adding to the budgetary figures. As I said awhile ago, Mr. President, Senator Dent and I sponsored a bill which created an expenditure over and above what was already in the budget. That bill passed the Senate and passed the House, and was presented to the Governor for signature. He signed the bill. He drew back on the appropriation for the reasons set forth in his veto message, and that, of course, has been presented to the General Assembly and all the gentlemen of the Senate are familiar with it.

I want to say to the gentleman from Westmoreland, as soon as there is a program that has crystallized to the extent that it can be, with some degree of clarity, presented to the Minority side of this Senate, that we will unhesitatingly say to the Minority Floor Leader, "Will you sit down with us? We would like to show you what conclusions we have arrived at." At this point we are merely at the threshold of the discussionary stage, and there is no sense in dragging them in to further confuse an already confused situation, and if the gentleman from Westmoreland in exercising his customary and state-wide recognized tact, and diplomacy and patience will bear with us, we will work this out with his cooperation.

Mr. HALUSKA. Mr. President, I realize that we have gone quite far afield on the discussion of this measure

before us and latitude has been extended to us, but I just want to say briefly that it appears to me that all the compromising has taken place on the other side of the house. The gentleman from Westmoreland County the week before last rose in place and told this Senate that we were ready to sit down with the Republicans and try to work out a compromise program. We feel that we have the responsibility just as much as the opposition has. It is our problem as well as yours. We are still willing to sit down and compromise with you, but if you compromise amongst yourselves and then come to us and say, "This is our program. Will you go along with it," I think it is very unfair. If you are going to do that, Mr. President, we twenty Democrats may as well go home and at least the people back home will know that we are not creating the stalemate, but up until the present time we are being accused, as well as the eight Republican Senators who are being accused. We have no hand, we have no word, in so far as the program is concerned.

I say again, Mr. President, we are willing, the twenty Democratic Senators, or any portion of us, to sit down at the table with the Republican leaders, assume our responsibility in this program, but up until the present time we have not been afforded that opportunity. We want to be helpful, we want to go home and if you cannot do it yourselves, invite us in. We will try to help you. I think it is possible that we can arrive at a sane program.

Mr. YOSKO. Mr. President, I do not want to prolong this discussion, but if we are to get anywhere on this budget, since everybody seems to be in doubt as to the budget needs and the revenue needs that are incorporated in the budget report, perhaps we ought to insist that the Budget Director give us a supplemental budget report. As I said to him in a letter I wrote to him, I realize that he could not give us actual figures when the budget report was prepared, because it was prepared prior to the end of the biennium, but here it is July 9. The biennium ended May 31, and he certainly ought to be able to determine at this date what the balances in the various appropriations might be. He ought to be able to determine the exact amounts collected from taxes imposed for the last biennium, he ought to, which he has never done before, give us a statement of accounts receivable in the Commonwealth, and in that way present as best he can some sort of a true picture of the financial condition of the Commonwealth. I think if we had such a report from him it would be a starting point at this stage, and would give us some idea of the needs as well as the revenues that will be forthcoming for the next two years.

The PRESIDING OFFICER. For the benefit of those who might not have been here earlier in the evening, the Chair would bring you up to date by reminding you that we are now on page 4 of the Calendar. All this discussion supposedly was in relation to Senate Bill No. 563, Printer's No. 349, which has passed third reading. The bill is now before the Senate for final passage.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Bane,	Haluska,	McPherson, Jr.	Stevenson.
Barf,	Hare,	Meade,	Stiefel,

Barrett,	Kephart,	Pechan,	Taylor,
Berger,	Kessler,	Peelor,	Toole,
Blass,	Lane,	Probert,	Wade,
Byrne,	Leader,	Robinson,	Walker,
Chapman,	Letzler,	Rosenfeld,	Watkins,
Crowe,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Wagner,
Freed	McMenamin,		Presiding Officer

NAYS—4

Dent,	Holland,	Neff,	Yosko.
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A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 601, as follows:

An Act to add Section 345.1 to the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by providing for a quadrennial audit of the books accounts and activities of counties and officers thereof by an independent accountant or accountants

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" is hereby amended by adding after Section 345 thereof a new section to read as follows

Section 345.1 Quadrennial Audits Employment of Accountants Reports Payment of Costs In the fourth year of each term for which the commissioners have been elected such commissioners may by majority vote provide the funds for and employ an accountant or an accounting firm to make an audit of the books accounts and activities of the county and its officers covering the period beginning with the first day of the term for which said commissioners have been elected and including the period ending the thirtieth day of June of the current year The accountant or accounting firm so employed shall for the purpose of this audit have all the powers vested under the laws in the county controller or in the auditors of the county and at the conclusion of said audit shall prepare and present to the court of common pleas of such county a typed or printed report thereof in substantially the same form and context as is annually prepared and filed by the controller or auditors of such counties in accordance with the existing requirements of law In order to provide for the payment of the expenses necessarily arising from the audit herein provided for the commissioners and the controller where one exists are hereby required and directed to use such county funds as are otherwise unappropriated and in the absence of or unavailability of such funds are hereby required and directed to borrow either as a current loan or as fixed long term indebtedness such amounts as are necessary to pay in full the necessary expenses of said audit No loan shall be authorized that would be in violation of the constitutional limitation on the borrowing of moneys by counties

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

Mr. DENT. Mr. President, I want to be recorded as

voting "no" because this is another one of the bills which in a few years will add the kind of cost to local county government that we are now complaining about in state government.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.,	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelot,	Wade,
Byrne,	Leader,	Propert,	Walker,
Chapman,	Letzler,	Robinson,	Watkins,
Crowe,	Mahany,	Rosenfeld,	Watson,
Diehm,	Mallery,	Ruth,	Wolfe,
DiSilvestro,	McCreesh,	Scarlett,	Wood,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McMenamin,	Snowden,	Wagner,
Haluska,			Presiding Officer

NAYS—1

Dent,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 644, as follows:

An Act to further amend Section 402 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by further providing for distribution of copies of audits made by the Department of Auditor General

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 402 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale

the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" as last amended by the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 592) is hereby further amended to read as follows

Section 402 Audits of Affairs of Departments Boards and Commissions It shall be the duty of the Department of the Auditor General to make all audits which may be necessary in connection with the administration of the financial affairs of the government of this Commonwealth with the exception of those of the Department of the Auditor General It shall be the duty of the Governor to cause audits to be made of the affairs of the Department of the Auditor General

At least one audit shall be made each year of the affairs of every department board except the State Workmen's Insurance Board and commission of the executive branch of the government and all collections made by departments boards or commissions and the accounts of every State institution shall be audited quarterly

Special audits of the affairs of all departments boards except the State Workmen's Insurance Board commissions or officers may be made whenever they may in the judgment of the Auditor General appear necessary and shall be made whenever the Governor shall call upon the Auditor General to make them

Copies of all audits made by the Department of the Auditor General shall be promptly submitted to the Governor and transmitted to the Senate Library for the use and information of the members of the General Assembly

Unless the Department of the Auditor General shall fail or refuse to make annual quarterly or special audits as hereinabove required it shall be unlawful for any other administrative department any independent administrative board or commission or any departmental administrative or advisory board or commission to expend any money appropriated to it by the General Assembly for any audit of its affairs or in the case of departments of any boards or commissions connected with them except for the reimbursement of the General Fund for audits made by the Department of the Auditor General as provided by law or for the payment of the compensation and expenses of such auditors as are regularly employed as part of the administrative staffs of such departments boards or commissions respectively

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.,	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelot,	Wade,

Byrne,	Leader,	Propert,	Walker,
Chapman,	Letzler,	Robinson,	Watkins,
Crowe,	Mahany,	Rosenfeld,	Watson,
Diehm,	Mallery,	Ruth,	Wolfe,
DiSilvestro,	McCreesh,	Scarlett,	Wood,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McMenamin,	Snowden,	Wagner,
Haluska,			Presiding Officer

NAYS—1

Dent,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 715, as follows:

An Act to further amend Section 1 of the act approved the third day of May one thousand nine hundred fifteen (P. L. 226) entitled "An act to establish and regulate the fees to be received and charged by the prothonotary of the courts of common pleas of this Commonwealth in counties having over eight hundred thousand and less than one million five hundred thousand inhabitants according to the last preceding United States census" by changing and further fixing the fees to be charged by the prothonotary

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the third day of May one thousand nine hundred fifteen (P. L. 226) entitled "An act to establish and regulate the fees to be received and charged by the prothonotary of the courts of common pleas of this Commonwealth in counties having over eight hundred thousand and less than one million five hundred thousand inhabitants according to the last preceding United States census" as amended by the act approved the eighteenth day of May one thousand nine hundred forty-five (P. L. 714) is hereby further amended to read as follows

Section 1 The fees to be received by the prothonotary of the courts of common pleas of this Commonwealth in counties of the second class shall be as follows

Action in Assumpsit

Entering issuing [writ or alias writ] notice of suit reinstatement or reissue and entering sheriff's return one dollar and twenty-five cents

All other docket entries before filing of pleas or entering judgment three dollars

Filing of plea or entering judgment for one defendant one dollar for each additional defendant twenty-five cents

Action in Trespass

Entering issuing [writ of alias writ of summons] notice of suit or capias ad respondendum or reinstatement or reissue and entering sheriff's return one dollar and twenty-five cents

All other docket entries before filing of pleas or entering judgment three dollars

Filing of plea or entering judgment for one defendant one dollar for each additional defendant twenty-five cents

[Adoption

Entering petition docketing and certificate seventy-five cents]

Appeals

To Supreme and Superior Courts and bond thereon with justification ten dollars Supplemental Appeals to Supreme and Superior Courts five dollars

From alderman justice of the peace and county court [two dollars and fifty cents] three dollars

Receiving and entering appeal from an award of arbitrators taking recognizance and affidavit [one dollar] two dollars

Receiving and entering appeal from board of viewers or assessors [one dollar and twenty-five cents] two dollars and fifty cents

Receiving and entering appeal from recount of election returns two dollars

Arbitrators

Entering of rule to choose fifty cents

Entering of rule to refer fifty cents

Assignments

Noting docketing and indexing [one dollar and twenty-five cents] one dollar and fifty cents

Attachment

Attachment execution domestic attachment foreign attachment and under the act of one thousand eight hundred and sixty-nine filing docketing and issuing writ one dollar and twenty-five cents

Subsequent docket entries prior to judgment three dollars

Issuing attachment in contempt and motion thereof each name one dollar and twenty-five cents

Issuing attachment for defaulting witness fifty cents

Issuing attachment defaulting juror fifty cents

Bail

Bail-piece one dollar

Bail for stay entry and certificate one dollar

Receiving and care of cash deposit in lieu of surety one per cent on the first five hundred dollars and one-half of one per cent on the next one thousand dollars and one-fourth of one per cent on any additional amount

Certificate

Certifying record and seal [one dollar] one dollar and fifty cents

Issuing certificate of appointment of commissioner one dollar

Issuing certificate of appointment of master one dollar

Issuing certificate of appointment of auditor one dollar

Issuing certificate of no appeal one dollar and fifty cents Issuing certificate of no liens for each five years or fraction thereof for each name two dollars

Issuing certificate of liens for each five years or fraction thereof for each name two dollars and fifty cents additional for each lien unsatisfied

Issuing certificate of no suits for each five years or fraction thereof for each name two dollars

Certificate of commission to notary alderman and justice of the peace one dollar

Certified copy of order of court for each page or fraction thereof fifty cents

Certificate and seal fifty cents

Issuing certified copy of docket entry one dollar and fifty cents

[Issuing certificate authorizing the collection of birds' nests or eggs for scientific purposes one dollar]

Entering certificate of judgment against boroughs townships and school districts rendered by a justice or alderman fifty cents

Certiorari

Issuing writ and all proceedings thereon three dollars and seventy-five cents

Case Stated

Filing and docketing one dollar and twenty-five cents

All subsequent entries three dollars

Change of Name

Filing and docketing petition three dollars and seventy-five cents

Charter

Filing corporate charter petition for change of corporate name or alteration or amendment of charter for merger and all proceedings thereon ten dollars

Citation

Filing and docketing petition issuing writ and return thereon one dollar and twenty-five cents
Docketing all further proceedings three dollars

Commission

Commission to take testimony docketing and entering thereon one dollar and twenty-five cents
Commission de lunatico inquirendo filing and docketing petition one dollar and twenty-five cents
Commission in partition and entering return two dollars

Condemnation of Property

Filing and docketing petition bond order of court and all subsequent docket entries four dollars and seventy-five cents

Contract

Filing and docketing building contract three dollars

Costs and Fees

Collection of costs and/or fees due to any person five per cent of the amount collected

Depositions

Entry of rule one dollar

Dissolution

Of charter or partnership filing and docketing all proceedings thereon six dollars

Divorce

Filing and docketing [libel] complaint issuing notice of suit [subpoena] and entering sheriff's return four dollars and twenty-five cents
Issuing [alias subpoena] reinstatements and entering sheriff's return one dollar and twenty-five cents
All subsequent docket entries including first certified copy of decree three dollars and fifty cents Subsequent certified copies of decree two dollars each

Election

[Filing election returns custody of and delivery of same to returning board entering official returns in election docket each district one dollar
To be paid by the county]
Reporting and certifying election of justice of the peace and all county State and other officers whose election is required to be reported and certified to the Secretary of the Commonwealth each officer certified fifty cents
To be paid by the county
[Certificate of appointment of election officers one dollar and seventy-five cents]
Petition to open ballot-box filing and docketing and certified copy of order one dollar and seventy-five cents

Ejectment

Issuing [writ] notice of suit and entering sheriff's return one dollar and twenty-five cents
Indexing and all subsequent docket entries prior to plea three dollars and twenty-five cents
Filing plea or entering judgment thereon one dollar

Equity

Filing of bill [one dollar and twenty-five cents] two dollars and fifty cents for each name indexed twenty-five cents All other docket entries before filing of pleas or entering of judgment five dollars for each docket page or fraction thereof used

Escheat

Entry and docketing proceedings five dollars

Estrepement

Issuing of writ one dollar and twenty-five cents

Exemplification

Record from other county filing and entering the same two dollars and twenty-five cents

Feme Sole Trader

Petition docketing and all services thereunder four dollars and seventy-five cents

Fieri Facias

Issuing and docketing writ and entering sheriff's return one dollar and fifty cents
Issuing and docketing testatum fieri facias and entering sheriff's return one dollar and fifty cents
Docketing and indexing testatum fieri facias from other county two dollars and twenty-five cents

Financial Statement

Filing and docketing one dollar and seventy-five cents

Guardian

Filing and docketing petition [and all subsequent proceedings] including certificate of appointment four dollars and seventy-five cents
Filing of guardian account three dollars

Habeas Corpus

Issuing writ [one dollar and twenty-five cents] one dollar and seventy-five cents
Additional certified copies of order thereon one dollar each

Habere Facias

Issuing writ docketing and entering sheriff's return one dollar and fifty cents

Habitual Drunkards

Filing and docketing petition and all subsequent proceedings four dollars and seventy-five cents

Injunction

Writ for preliminary injunction one dollar and twenty-five cents

Inquiry

Issuing of writ one dollar and twenty-five cents

Insolvency

Filing petition docketing and all subsequent proceedings four dollars and seventy-five cents

Judgments

Docketing and indexing confessed judgments one dollar and seventy-five cents
Entering satisfaction thereon seventy-five cents

Judges Detailment of

Entry of order and certificate two dollars
To be paid by the county

Levari Facias

Issuing writ docketing and entering sheriff's return one dollar and fifty cents

Lien

Release postponement restriction satisfaction or discontinuance seventy-five cents

Lists

Preparing files and records for cases on trial list each case twenty-five cents
To be paid by the county
Preparing trial or argument list each case twenty-five cents
To be paid by the county

Lunacy

Filing and docketing petition and all subsequent entries therein four dollars and seventy-five cents

Mandamus

Filing docketing petition issuing [writ] notice of suit and entering return and all other services four dollars and seventy-five cents

Mechanics' Lien

Entering docketing and indexing three dollars

Mortgages Satisfaction Thereof

Filing docketing petition and all subsequent proceedings including certificate four dollars and seventy-five cents

Municipal Lien

Enternig docketing and indexing [one dollar and twenty-five cents] where the claim is for one year and is directed to be indexed against one name only two dollars For each additional year included one dollar for each additional defendant named twenty-five cents

[Naturalization]

Duplicate copy of naturalization papers one dollar]

Oaths of Office

Filing and docketing one dollar and seventy-five cents

Overseers of Election

Filing petition for appointment one dollar and twenty-five cents

Each certificate fifty cents

Party Name

Filing docketing and certificate for preemption of party name three dollars and seventy-five cents

Perpetuating Testimony

Filing and docketing petition one dollar and twenty-five cents Entering order of court thereon and recording the same three dollars

Partition

Filing docketing and issuing writ of summons and entering sheriff's returns one dollar and twenty-five cents

Subsequent docket entries prior to judgment three dollars

Entry of judgment therein one dollar for each indexed name twenty-five cents

Write de partitione faciendo one dollars and twenty-five cents

Petition

Filing petition for oral examination as to title of property one dollar

Filing and docketing any petition not herein specifically provided for three dollars

Possession

Entry issuing writ and return thereon one dollar and seventy-five cents

Quo Warranto

Filing and docketing petition issuing [writ] notice of suit and all further proceedings thereon two dollars and fifty cents

Receipt

Entering or issuing seventy-five cents

Registration and Certificate

Partnerships physicians veterinarians dentists and stallions one dollar

Remittitur

Entering the same from Supreme or Superior Courts [one dollar] two dollars

Replevin

Entry issuing [writ] notice of suit and all services prior to judgment four dollars and twenty-five cents

Issuing writ of retorno habendo one dollar and fifty cents

Reports

Report to county commissioners of every judgment or lien assignment or satisfaction thereof each ten cents

Not to exceed six hundred dollars per annum

Entering report of treasurer and acknowledging treasurer's deed [one dollar and fifty cents] two dollars and fifty cents

School Auditor

Docketing order of appointment one dollars and twenty-five cents

Each certificate issued fifty cents

Entry of auditor's official oath fifty cents

Entry of report of school auditors' docket for each page of report thirty cents

Entering and docketing of school auditors' report two dollars

School Directors

Docketing order of appointment and certificate thereof in districts of the first class two dollars

Scire Facias

Sur mortgage filing docketing issuing writ certificate to recorder entering on scire facias and entering sheriff's return one dollar and seventy-five cents

Alias writ one dollar and twenty-five cents

All other writs of scire facias and alias writs filing docketing issuing indexing and entering sheriff's return one dollar and twenty-five cents

Suggestion of Freehold

Entry and certificate one dollar

Subpoena

Issuing of [fifty cents] one dollar

Tax Lien

Filing and entering [each fifty cent] where tax is for one year and one defendant only is named one dollar For each additional year included one dollar For each additional defendant named twenty-five cents

Satisfaction of each [fifty cents] one dollar

Filing and entering where special dockets are required and indexing on judgment index [each one dollar and twenty-five cents] where tax is for one year and is directed to be indexed against one defendant only two dollars For each additional year included one dollar For each additional defendant named twenty-five cents

Filing and entering suggestion and averment of unpaid tax or municipal claim and indexing judgment docket [one dollar] where tax or claim is for one year and is directed to be indexed against one name only one dollar For each additional year included one dollar For each additional name indexed twenty-five cents

Preparing suggestions and averments each twenty-five cents

Furnishing list of unsatisfied tax liens each item shown twenty-five cents

Transcribing

Any paper or record per page or fraction thereof fifty cents

Transcript

Docketing and indexing transcript from alderman justice of the peace and county court [two dollars and twenty-five cents] three dollars

Venditioni Exponas

Issuing writ and entering sheriff's return one dollar and fifty cents

Verdict

Verdict fee and indexing in judgment docket four dollars

Viewers

Docketing petition one dollar and twenty-five cents

Issuing precept one dollar and twenty-five cents

All subsequent docket entries three dollars

Certified copy of report three dollars

Workhouse Release

Making out petition and certificate one dollar

The fees hereinbefore enumerated shall be exclusive of any State tax now levied or that may hereafter be levied

Section 2 This act shall become effective the first day of September one thousand nine hundred fifty-one

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.,	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahany,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DISilvestro,	McCreesh,	Silvert,	Yosko,
Fleming,	McGinnis,	Snowden,	Wagner,
Freed	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 752, as follows:

An Act to further amend the act approved the twenty-sixth day of June one thousand nine hundred thirty-one (P. L. 1379) entitled "An act creating in counties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors a solicitor engineers and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities" by further regulating the assessment and valuation of property for local taxation purposes further defining the duties of subordinate assessors and the board changing the time for

the preparation and inspection of the assessment roll and duplicate assessment roll notice of appeal and hearings on appeals prescribing duties of and fees to be collected by municipal officers who issue building permits imposing duties on taxables making improvements on land and grantees of land and prescribing penalties The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the twenty-sixth day of June one thousand nine hundred thirty-one (P. L. 1379) entitled "An act creating in counties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors a solicitor engineers and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities" is hereby amended by adding after Section 5 thereof a new section to read as follows

Section 5.1 Before entering on the duties of his office each subordinate assessor shall take and subscribe the following oath or affirmation

"I do hereby (swear or affirm) that I will as assessor for (district) use my utmost diligence to discover and ascertain all persons and property made taxable by law and will perform to the best of my ability the duties imposed upon me by law and keep faith with trust reposed in me by the citizens of the community I serve"

A copy of the oath of assessor duly attested by an officer empowered to administer oaths shall be filed by the assessor with the board For the purpose of this section any member of the board shall be competent to administer the oath or affirmation

Section 2 Sections 6 7 and 8 of said act as last amended by the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1848) are hereby further amended to read as follows

Section 6 (a) The subordinate assessors shall make the annual assessment of all property and persons taxable upon occupations subject to assessment for taxation for aforesaid purposes together with a list of all persons subject to a school per capita tax or a poll tax within their respective districts and in so doing shall view all properties in their district taxable for said purposes and shall make a personal house to house canvass for their district in order that the lists of persons taxable upon occupation or subject to a school per capita tax or poll tax may be accurate and correct insofar as it is possible to make them

(b) They shall also gather and report to the board all data and information necessary to assess rate and value all subjects or objects of local taxation within their respective districts in accordance with the law and all lawful regulations prescribed by the board

(c) It shall be the duty of the subordinate assessors to assess rate and value all objects of taxation for all purposes according to the actual value thereof and at such rates and prices for which the same would separately bona fide sell or at such percentage thereof as the board shall fix by resolution In assessing real estate they shall take into consideration the value of such property as indicated by the use of cost charts and land values applied on the basis of zones and districts

(d) They shall also have and possess except as modified by this act the same powers and perform the same duties and be subject to the same liabilities as are now or shall hereafter be conferred or imposed upon borough ward town and township assessors with respect to making assessments and valuations for taxation purposes

(e) All such assessors who shall fail to make assess-

ments and lists in the manner herein provided or who neglect or refuse to secure any information or data necessary for assessment purposes reasonably and properly requested by the board for assessment purposes shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars and in default of the payment of such fine and costs to undergo an imprisonment not exceeding ninety days

Section 7 The said board shall before the [fifteenth] first day of September examine and revise the said annual assessments and valuations increasing or decreasing the same as in their judgment may seem proper and shall add thereto and assess such property or persons taxable upon occupations as may have been omitted and may also add thereto the names of any persons subject to a school per capita tax or poll tax as may have been omitted

The board shall before the first day of [October] August prepare an assessment roll or list of persons and property subject to local taxation together with the value placed upon each person each parcel or tract of real property and the personal property of each person The board shall at the same time prepare a list of all property exempted by law from taxation

Section 8 (a) The assessment roll shall be open to public inspection at the office of the board at the county seat during ordinary business hours of each business day from the time of completion to and including the first day of [November] September Upon completion of the assessment roll the board shall give notice by publication once in one or more newspapers published in the county that such assessment roll has been completed and the place and times when such roll will be open for inspection and shall in the same notice state that any person desiring to appeal from any assessment shall file with the board on or before the first day of [November] September an appeal in writing designating the assessment appealed from

(b) Upon completion of the assessment roll but in no event later than the first day of [October] September the board shall cause to be mailed to each owner of property or person assessed the value of whose property or personal assessment has not theretofore been separately fixed or the value of whose property or personal assessment has been changed from that finally fixed in the preceding assessment roll at his last known address a notice of such change and the amount of the old assessment if the property or personal assessment was previously separately assessed and the amount of the new assessment Such notice shall state that any person aggrieved by any assessment may appeal to the board for trial by filing with the board on or before the first day of [November] September an appeal in writing designating the assessment or assessments by which such person is aggrieved and the address to which notice of the time and place for a hearing of the appeal shall be mailed

(c) Any person aggrieved by any assessment whether or not the value thereof shall have been changed since the preceding annual assessment may appeal to the board for relief Any person desiring to make an appeal shall on or before the first day of [November] September file with the board an appeal in writing setting forth

(1) The assessment or assessments by which such person feels aggrieved

(2) The address to which the board shall mail notice of the time and place of hearing

(d) On the first Monday of [November] September the board shall meet for the hearing of appeals and shall continue to meet for such purpose from time to time until all appeals have been heard and acted upon All appeals shall be heard and acted upon not later than the first day of [January] October The board shall notify each person who has filed an appeal of the time and place of hearing on said appeal by depositing such notice in the mail addressed to such person at the address designated in the appeal not later than the tenth day preceding the day designated in the notice for such appearance. Any

person who shall fail to appear for hearing at the time fixed shall be conclusively presumed to have abandoned his appeal

(e) When the board has completed the hearing of appeals and has in each case entered its order it shall make such changes in the assessment roll as will make it conform to such orders When such corrections have been made the board shall prepare three copies of the assessment roll and deliver them on or before the first day of December with its certificate that they are a true copy of the original assessment roll to the following

(1) One copy to the chief clerk of the county commissioners

(2) One copy of such portion of the roll as contains the assessment of persons or property within each school district to the secretary of the board of school directors of the respective school district and

(3) One copy of such portion of the roll as contains the assessment of persons or property within each city accepting the provisions of this act borough town or township to the respective city clerk borough secretary town clerk or secretary or township secretary All copies of such roll as furnished shall for all purposes be considered as originals The said copies in addition to the information required to be shown on the original assessment roll shall provide space to the right of each assessment for the entry of all taxes which may be levied thereon by the respective political subdivisions The original assessment roll as corrected after appeals shall be preserved in the office of the chief assessor or of the board and shall be open to public inspection subject to such regulations as the board may prescribe for the preservation and safe-keeping of such roll

(f) On or before the fifteenth day of [January] October the board shall certify to the clerk or secretary of each political subdivision coming within the scope of this act within the county the value of real property the value of occupations and the number of persons subject to personal taxes appearing in the assessment roll and taxable by the respective political subdivisions

Section 3 Said act is hereby amended by adding after Section 9 thereof three new sections to read as follows

Section 10 The board may change the assessed valuation on real property when (1) a parcel of land is divided and conveyed away in smaller parcels or (2) when the economy of the county or any portion thereof has depreciated or appreciated to such extent that real estate values generally in that area are affected and (3) when improvements are made to real property or existing improvements removed from real property The painting of a building or the normal regular repairs to a building aggregating one thousand dollars (\$1,000) or less in value annually shall not be deemed cause for a change in valuation

Section 10.1 (a) The office issuing building permits in every political subdivision of the county shall keep a daily record separate and apart from all other records of every building permit issued which shall set forth the following information the date of issuance the names and addresses of the persons owning and a description sufficient to identify the property for which the permit was issued the nature of the improvements and the amount in dollars in which issued On or before the first Monday of each month such office shall file the daily record in the office of the board together with a certificate of the head of such office that its contents are correct Such office shall charge and collect from each person to whom a building permit is issued the sum of fifteen cents which sum shall be in full compensation for its services under the provisions of this act

(b) Whenever any person makes improvements other than the painting of or normal regular repairs to a building aggregating one thousand dollars (\$1,000) or less in value annually to any real property in any political subdivision in the county and he is not required to obtain a building permit therefor by any political subdivision within thirty days of commencing the improvements he shall furnish the following information to the board the

name and address of the person owning and a description sufficient to identify the property involved the nature of the improvements made or to be made and the amount in dollars of the value of the improvements

Any person who wilfully fails to comply with the provisions of this subsection or who in furnishing such information wilfully falsifies the same shall upon conviction thereof in a summary proceedings be sentenced to pay a fine of not more than fifty dollars (\$50)

(c) At least once every three months the board shall forward copies of such improvement records to the subordinate assessors for the districts in which such improvements are made or contemplated The subordinate assessors shall visit the site of the improvement and secure any information the board requests which may include the description and measurements type of construction degree of completion cost and probable value of the improvements

Section 10.2 (a) It shall be the duty of every grantee of real property to register the deed of conveyance in the office of the board within thirty days from the date of conveyance unless such deed shall have been previously recorded in the office of the Recorder of Deeds

(b) Any person who wilfully fails to comply with the provisions of this section shall upon conviction thereof in a summary proceeding be sentenced to pay a fine of not less than fifty dollars (\$50) and not more than one hundred dollars (\$100)

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Haluska,	McPherson, Jr.,	Stevenson.
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Leader,	Probert,	Walker,
Chapman,	Letzler,	Robinson,	Watkins,
Crowe,	Mahany,	Rosenfeld,	Watson,
Dent,	Mallery,	Ruth,	Wolfe,
Diehm,	McCreesh,	Scarlett,	Wood,
DiSilvestro,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Snowden,	Wagner,
Freed,			Presiding Officer

NAYS—1

Lane,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 759, as follows:

An Act to promote the uniform development of Allegheny County creating the Metropolitan Study Commission of Allegheny County defining its powers and duties conferring powers and imposing duties upon the Governor and the governing bodies of political subdivisions The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In order to promote the uniform development of the one hundred twenty-nine municipalities within Allegheny County and to encourage those municipalities to cooperate in meeting the problems attendant to the tremendous growth of Allegheny County in recent years there is hereby created a commission to be known as the Metropolitan Study Commission of Allegheny County

Section 2 The commission shall consist of fourteen members to be appointed by the Governor from nominations made by the following Allegheny Conference on Community Development the Pennsylvania Economy League the Pittsburgh Chamber of Commerce the American Federation of Labor the Congress of Industrial Organizations the Allegheny County Association of Township Commissioners the Allegheny County Association of Township Supervisors the Allegheny County Association of Boroughs one representative from the Third Class Cities within Allegheny County the City Council of Pittsburgh the County Commissioners of Allegheny County the Allegheny County Board of School Directors the Allegheny County Independent School District Superintendents Association and the Pittsburgh Regional Planning Association Each governing body organization or group named shall nominate one person for appointment to the commission

Section 3 The commission shall meet at the call of the Governor and not later than September 15 1951 and elect from among its members a chairman and a secretary The commission shall thereafter fix the time of its meetings and adopt rules and by-laws to govern its operations Any organization or group failing to make such nomination before the first meeting may make such nomination at a later time

Section 4 (a) The commission hereby created shall make a study of the facts relating to the following subjects

(1) Building ordinances modern building codes and the control of housing developments by political subdivisions

(2) Cooperation among communities and within communities to develop or acquire improvements

(3) Balanced housing to make the county as attractive as possible without imposing obstacles on lower income groups and with a minimum interference with private property owners

(4) Consolidation of small neighboring communities

(5) Consolidation of school districts

(6) Any other subject which the commission deems proper and within the purposes of this act

(b) The commission is hereby authorized and directed to make a report of its findings and recommendations to the Governor the General Assembly the municipalities and other bodies concerned on or before January 1 1953

Section 5 The governing bodies of the various political subdivisions within Allegheny County are hereby authorized and directed to extend their full cooperation to the commission in carrying out the provisions of this act

Section 6 The commission shall have power

(1) To accept the services of any organization created for or dedicated to the improvement of local government

(2) To accept gifts

(3) To raise by public subscription sufficient funds to carry out the provisions of this act

(4) To employ such clerks technical or expert personnel and other employees necessary to carry on its work

Section 7 The members of the commission shall receive no compensation for their services but may be reimbursed by the commission for actual expenses necessarily incurred in the performance of their duties

Section 8 The term of this commission shall expire at the end of the 1953 session of the General Assembly

Section 9 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.,	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,

Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahany,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silvert,	Yosko,
Fleming,	McGinnis,	Snowden,	Wagner,
Freed,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 771, as follows:

An Act authorizing deductions from the wages or salary of any Commonwealth employee for the purchase of United States Saving's Bonds

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The State Treasurer with the consent and approval of the Auditor General may deduct from the wages or salary of any employee of this Commonwealth such amount as the employee shall authorize in writing filed with him for the purchase for the employee of United States Saving's Bonds He may make such and regulations governing the purchase of the bonds as he may deem necessary Such rules and regulations shall be incorporated in the employee's written authorization The authorization of the employee may be withdrawn by the employee at any time filing written action of withdrawal with the State Treasurer

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahany,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silvert,	Yosko,
Fleming,	McGinnis,	Snowden,	Wagner,
Freed,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 931, as follows:

An Act to further amend Section 719 of the act approved the third day of June one thousand nine hundred

thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by changing the dog training period

The General Assembly of the Commonwealth of Pennsylvania hereby enacted as follows

Section 1 Section 719 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended by the act approved the thirteenth day of April one thousand nine hundred forty-two (P. L. 28) is hereby further amended to read as follows

Section 719 Training of Dogs on Certain Game Exception for Fox Hunting Except as otherwise provided in this act or in defense of person or property it is unlawful for the owner of any dog or a dog under his control to permit such dog to chase pursue or follow upon the track of any wild bird or wild animal either day or night between the first day of April and the [nineteenth day of August] thirty-first day of July next following Provided however That the commission upon receipt of a petition signed by two hundred and fifty (250) or more residents of a county who held hunting licenses of the previous year or who are farmers or sheep raisers whether licensed to hunt or not shall by resolution notice of which shall be published as required by this act designate any county or part thereof in which hunting foxes with dogs at any time either day or night shall be lawful throughout the entire year except for such sixty-day period as the commission may designate when complying with the provisions of this act relative to hunting licenses or permits

During the hours from sunrise to nine o'clock post-meridian eastern standard time dogs when accompanied by and under control of their owner or handler may be trained upon any game in this Commonwealth except elk deer or bear or wild turkey from the [twentieth] first day of August to the thirty-first day of March next following unless said period be further restricted by resolution of the commission so long as no firearms usually raised at arm's length and fired from the shoulder are carried and no injury is inflicted upon said animals or birds except that during the foregoing period and under the conditions stipulated it shall be lawful to train dogs upon raccoons from sunrise to midnight eastern standard time Provided however (a) That it shall be unlawful to train dogs on Sunday unless the consent of the owner of the land where such training is being done has first been secured but no such consent shall be required in the case of State and National forest lands and (b) that the commission may by resolution change the daily hours designated in this section to make adjustment for time changes or time designations established by Federal laws or any regulations promulgated under Federal law

"Under control" is hereby defined to mean within call except when actually on a trail or track of legal game

Any person who shall train a dog or dogs or permit a dog or dogs under his control to pursue or follow upon the track of any small game or other bird or animal except elk deer or bear contrary to the foregoing provisions shall upon conviction be sentenced to pay a fine of ten dollars and costs of prosecution for each offense

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—36

Bane,	Freed,	Mallery,	Rosenfeld,
Barrett,	Haluska,	McCreesh,	Ruth,
Berger,	Holland,	McGinnis,	Scarlett,
Blass,	Kephart,	McMenamin,	Silvert,
Byrne,	Kessler,	McPherson, Jr.	Snowden,

Chapman, Crowe, Dent, Diehm,	Lane, Leader, Letzler, Mahany,	Meade, Neff, Pechan, Propert,	Stevenson, Toole, Watson, Wagner, Presiding Officer
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NAYS—13

Barr, DiSilvestro, Fleming, Hare,	Peelor, Robinson, Stiefel,	Taylor, Wade, Walker,	Watkins, Wolfe, Yosko,
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A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1005, as follows:

An Act requiring certain officers of the Commonwealth of Pennsylvania and its department boards commissions and agencies and of the political subdivisions thereof to deduct from the salaries wages or other compensation payable by them to any elected or appointed officers or employes the premiums or other charges due from such persons under various contracts of group insurance when written authorization to make such deductions is given by any such persons and requiring the deductions so made to be paid directly to the association or corporation furnishing such group insurance

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Any officer or officers of the Commonwealth of Pennsylvania or its departments boards commissions and agencies or of any political subdivision thereof whose duty it is or may be to make payments or disbursements in the form of salaries wages or other compensation to any elected or appointed officer or employe shall upon receipt of written authorization from any such officer or employe so to do withhold from the salary wages or other compensation to be paid any such officer or employe any premium or other charge due from such officer or employe for group insurance covering life health hospitalization medical osteopathic or dental service or accident insurance pursuant to any contract with any insurance company or nonprofit hospitalization corporation or nonprofit medical osteopathic or dental service corporation authorized to transact business with the Commonwealth

Section 2 The duty imposed of making salary deductions as aforesaid shall extend to any premiums or other charges due under the aforesaid contracts whether made by such officers or employes directly as members of a group or made on behalf of such officers or employes by the Commonwealth or its departments boards commissions and agencies or by any political subdivision thereof and the deductions required to be made as aforesaid shall be paid directly by the officer or officers making such deductions to the association or corporation entitled thereto under the contract or contracts involved

Section 3 No association or corporation shall have any right to any deductions made as aforesaid until they are actually paid over to it by the officer or officers making such deductions and neither the Commonwealth of Pennsylvania nor its departments boards commissions and agencies nor any political subdivision thereof shall be subject to any liability with respect to any such deductions except as to the amount thereof actually deducted

Section 4 Any officer or employe who has authorized the making of deductions from salary wages or other compensation as aforesaid may revoke the authority to make such deductions by delivering a written revocation to the officer or officers involved at least fifteen days before such revocation is to become effective and thereupon the officer or officers involved shall cease to make any

such deduction from the salary wages or other compensation of any such officer or employe

Section 5 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane, Barr, Barrett, Berger, Blass, Byrne, Chapman, Crowe, Dent, Diehm, DiSilvestro, Fleming, Freed,	Haluska, Hare, Holland, Kephart, Kessler, Lane, Leader, Letzler, Mahany, Mallery, McCreesh, McGinnis, McMenamin,	McPherson, Jr., Meade, Neff, Pechan, Peelor, Propert, Robinson, Rosenfeld, Ruth, Scarlett, Silvert, Snowden,	Stevenson, Stiefel, Taylor, Toole, Wade, Walker, Watkins, Watson, Wolfe, Wood, Yosko, Wagner, Presiding Officer
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NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1052, as follows:

An Act to further amend the title and Section 1 of the act approved the sixteenth day of April one thousand nine hundred seven (P. L. 92) entitled as amended "An act defining the duty of coroners where death is sudden or violent or is of a suspicious nature and character and of police and health authorities in this Commonwealth in reference to the disposition of bodies of persons whose cause of death may be the subject of inquiry by the coroner but where it appears the cause of death is not surrounded by suspicious circumstances" by prescribing duties of coroners and deputy coroners when death occurs to an inmate of any institution for juvenile delinquents and dependents

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title of the act approved the sixteenth day of April one thousand nine hundred seven (P. L. 92) entitled as amended "An act defining the duty of coroners where death is sudden or violent or is of a suspicious nature and character and of police and health authorities in this Commonwealth in reference to the disposition of bodies of persons whose cause of death may be the subject of inquiry by the coroner but where it appears the cause of death is not surrounded by suspicious circumstances" as amended by the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 710) is hereby further amended to read as follows

An Act

Defining the duty of coroners where death is sudden or suspicious nature and character or occurs to an inmate of any institution for the correction employment or reformation of juvenile delinquents or dependents and of police and health authorities in this Commonwealth in reference to the disposition of bodies of persons whose cause of death may be the subject of inquiry by the coroner but where it appears the cause of death is not surrounded by suspicious circumstances

Section 2 Section 1 of said act as reenacted and amended by the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 710) is hereby further amended to read as follows

Section 1 Be it enacted &c That it shall be the duty of the coroner or the deputy coroner of any county in this Commonwealth in all cases where death is sudden or violent or is of a suspicious nature and character or occurs to an inmate of any institution for the correction employment or reformation of juvenile delinquents or dependents to cause a careful investigation of the facts concerning said death to be made to ascertain whether the death was due to other than natural causes and to make or cause to be made such an autopsy as the facts of the case may demand Provided That such autopsy of inmates of institutions for juvenile delinquents or dependants shall be made in the presence of a physician designated by the immediate family of the deceased inmate if such family exists and chooses to designate such physician

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Proper,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahany,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silvert,	Yosko,
Fleming,	McGinnis,	Snowden,	Wagner,
Freed,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1163, as follows:

An Act to further amend subsection (b) of Section 2 of the act approved the twenty-ninth day of September one thousand nine hundred thirty-eight (P. L. 53) entitled as amended "An act relating to institutions of counties cities wards boroughs townships institution districts and other political subdivisions for the care maintenance and treatment of mental patients providing for the transfer to the Commonwealth for the care maintenance and treatment of mental patients of such institutions and all grounds lands buildings and personal property of such political subdivisions used for the care and maintenance of indigent persons connected with such mental institutions providing for the management and operation or closing and abandonment thereof and the maintenance of mental patients therein including the collection of maintenance in certain cases providing for the retransfer of certain property to counties cities wards boroughs townships institution districts and other political subdivisions under certain circumstances conferring and imposing upon the Governor

the Department of Welfare the courts of common pleas and counties cities wards boroughs townships institution districts and other political subdivisions certain powers and duties prohibiting cities counties wards boroughs townships institution districts and other political subdivisions from maintaining and operating institutions in whole or in part for the care and treatment of mental patients and repealing inconsistent laws" by extending the time for the transfer to the Commonwealth of institutions used in the care and maintenance of indigent persons by certain political subdivisions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (b) of Section 2 of the act approved the twenty-ninth day of September one thousand nine hundred thirty-eight (P. L. 53) entitled as amended "An act relating to institutions of counties cities wards boroughs townships institution districts and other political subdivisions for the care maintenance and treatment of mental patients providing for the transfer to the Commonwealth for the care maintenance and treatment of mental patients of such institutions and all grounds lands buildings and personal property of such political subdivisions used for the care and maintenance of indigent persons connected with such mental institutions providing for the management and operation or closing and abandonment thereof and the maintenance of mental patients therein including the collection of maintenance in certain cases providing for the retransfer of certain property to counties cities wards boroughs townships institution districts and other political subdivisions under certain circumstances conferring and imposing upon the Governor the Department of Welfare the courts of common pleas and counties cities wards boroughs township institution districts and other political subdivisions certain powers and duties prohibiting cities counties wards boroughs townships institution districts and other political subdivisions from maintaining and operating institutions in whole or in part for the care and treatment of mental patients and repealing inconsistent laws" as last amended by the act approved the twenty-first day of April one thousand nine hundred forty-nine (P. L. 707) is hereby further amended to read as follows

Section 2

* * * * *

(b) Any county city ward borough township institution district or other political subdivision presently operating or maintaining in whole or in part any existing institutions for the care and maintenance of indigent persons shall cease to operate and shall vacate such institutions and forthwith surrender all such institutions to the Commonwealth but not later than the thirtieth day of November one thousand nine hundred [fifty-one] fifty-three Provided however That the transfer of title and the vacating of any of such institutions shall not be made until the first notice shall have been given by the Commonwealth to the political subdivision that owns such institution that the Commonwealth elects to purchase such institution and second that the Commonwealth and such political subdivision have agreed on the purchase price and that the purchase price therefor has been paid in full so as to enable the political subdivision to enter into contracts for the building or purchase of land and suitable building or buildings for the care of its indigents and third that possession of such institution shall not be given to the Commonwealth until such time as it may be mutually agreed to by the Commonwealth and such political subdivision The purchase price agreed upon as aforesaid may in addition to the payment of money by the Commonwealth also include the transfer by the Commonwealth to the institution district of the county in which the same is located for the care and maintenance of indigent persons of lands buildings furnishings equipment and other chattels heretofore used by the Commonwealth for the care of mental patients upon certification by the Department of Welfare approved by the Governor that the same are no longer required by the Common-

wealth for the purposes of a mental hospital An authenticated copy of such certification and approval with reference to the provisions of this act when duly recorded in the office of recorder of deeds of the proper county shall operate as a good and sufficient deed of conveyance and assignment of such property from the Commonwealth to the institution district of said county

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahanay,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silvert,	Yosko,
Fleming,	McGinnis,	Snowden,	Wagner,
Freed,	McMenamin,		Presiding Officer,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1325, as follows:

An Act to amend Section 730 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State Government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of money erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by requiring corporations companies associations and limited partnerships registered with the Department of Revenue to give notice of change in post office address

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 730 of the act approved the ninth day

of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" as added by the act approved the first day of June one thousand nine hundred thirty-one (P. L. 318) is hereby amended to read as follows

Section 730 Registry of Limited Partnerships Associations and Corporations Every limited partnership bank joint-stock association association insurance company corporation or company whatsoever formed erected incorporated or organized by or under any law of this Commonwealth general or special or formed erected incorporated or organized under the laws of any other State and doing business in this Commonwealth before going into operation shall register with the Department of Revenue the name of the institution or company the date of incorporation or organization the act of Assembly or authority under which formed incorporated or organized the place of business the post office address the names of the president chairman secretary and treasurer or cashier the amount of capital authorized by its charter and the amount of capital paid into its treasury Every such corporation company association and limited partnership shall immediately notify the Department of Revenue of any change in its post-office address and shall annually notify the Department of Revenue of any change in its officers

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.,	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahanay,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silvert,	Yosko,
Fleming,	McGinnis,	Snowden,	Wagner,
Freed,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House

of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1349, as follows:

An Act to further amend Section 706 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State Government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by changing the date on which initial bonus reports shall be filed and such bonus paid by foreign corporations

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 706 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" as last amended by the act approved the second day of February one thousand nine hundred thirty-seven (P. L. 3) is hereby further amended to read as follows

Section 706 Bonus Reports of Foreign Corporations and Payment of Bonus Every corporation limited partnership or joint-stock association chartered or created under the laws of any other State or of the United States or of any foreign country shall make a bonus report to the Department of Revenue [before going into operation or transacting any business in this Commonwealth] within thirty

(30) days after the issuance to it of a certificate of authority to do business by the Department of State and annually thereafter at the same time that such corporation limited partnership or joint-stock association is required by law to file with the Department of Revenue a capital stock or franchise tax report Every such corporation limited partnership or joint-stock association at the time of making every report required by this section shall compute and pay to the department the bonus if any lien then due to the Commonwealth

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.,	Stevenson,
Barr,	Hare,	Meade,	Stiefer,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahany,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silver,	Yosko,
Fleming,	McGinnis,	Snowden,	Wagner,
Freud	McMenamin		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments

HOUSE BILL No. 98 CALLED UP

Mr. WALKER. Mr. President, may we return to page 2 of today's Calendar, Bills on Third Reading. House Bill No. 98, which passed third reading and went over in its order temporarily on final passage, I call this bill up for consideration at this time.

BILL ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of House Bill No. 98, entitled:

An Act regulating the appointment promotion suspension reduction removal and reinstatement of employes (except superintendents assistant superintendents inspectors and chief clerks) in bureaus of police in cities of the second class and defining the powers and duties of civil service commissions in such cities for such purposes

On the question,

Shall the bill pass finally?

Mr. BARR. Mr. President and Members of the Senate, if you remember just a few days ago I offered amendments to this bill, thinking we were going to have this type of legislation, which should be had, in every city of Pennsylvania and not just in second class cities. Of course, I still would have voted against the bill had the amendments passed because I do not think that the Members of the Senate, if they had the time to peruse this bill, would vote for this bill.

First of all, let me say this. If this bill is passed it will

be the end of any discipline in the police force of any large city. Secondly, Mr. President, I have never been a civil service devotee, and I never thought we would come to the place in Harrisburg where a bill would be passed where on a civil service list you had no choice at all. Under this bill when the examination is given, the list would be posted and you must hire the persons in numerical order, one, two, three, four, no matter what type of person or character they may be.

Further, Mr. President, it would not allow any city at any time to hire any special detective to do any special kind of work, and by that I mean sometimes there are some F.B.I. fellows you want to put on to do a certain job, and under this bill that could not be done because they would have to have been on the force for four years before they could be hired as a detective. At present, there is civil service for detectives in the City of Pittsburgh.

One other point I want to make, the proceedings before a police trial board are extinct under this bill because any case that is known to the court would have to go de novo. Not to take any more of your time, I just want to add one more point, that the State F.O.P. are not sponsoring this bill. They have spoken to me, and it has not been approved by their convention and they are not in favor of this bill. I would ask my friends to vote this bill down.

Mr. FLEMING. Mr. President, I would disagree with my colleague from Allegheny County that this is a bad bill. In my opinion it is a step forward in police work in the City of Pittsburgh. The bill primarily brings under civil service the detectives who now are not under civil service, with a few other changes in procedure. I agree with the Senator that it does provide that from the civil service rolls the man ranking first on the list shall be appointed and takes away from the appointing powers the right to choose from the top three, but I would like to, for the benefit of the Senate, read verbatim the recommendation of Safety Director Fairley about this particular legislation, recommending this or similar legislation for the City of Pittsburgh.

"This system"—I am quoting from Director Fairley—"This system would result in the selection of men of thorough training in the ranks of the police. Their experience would enable them to carry on their work as detectives in an efficient manner. It is quite possible a man could be appointed under the present system, who would develop into a good detective, but I feel a man with years of police training on the beat, in the radio car and in the special service, would have an advantage over a man without training. Promotions would be an incentive for men in the ranks to do their best work. Based on superior police work, men could earn credits that would make them eligible for appointment. This plan already has been in effect in New York City, Baltimore and a number of other cities and it has been proven successful. The adoption of such a system would not mean a wholesale discharge of the present detective force. Promotions could be made only as members retire, left the service, or died."

I would like to further, Mr. President, disagree with my colleague from Allegheny when he says it would in any way offset the cooperation of the City of Pitts-

burgh Police Department with the F.B.I. I feel confident that the F.B.I., the State Police Force or any police force operating would cooperate with the police department of the City of Pittsburgh in the suppression of crime. I might draw to the gentleman's attention that our police department at the present time is under quite a bit of criticism locally, but I think we are going a little far afield when we say that the passage of this bill, which would primarily place the police in the City of Pittsburgh under a better civil service program, would in any way affect the cooperation of our police department with other police organizations.

In conclusion, Mr. President, I would urge the Members of the Senate to vote for and support this bill.

Mr. BARR. Mr. President, I would like to interrogate the gentleman from Allegheny, Senator Fleming.

The PRESIDING OFFICER. Will the gentleman from Allegheny, Mr. Fleming, permit himself to be interrogated?

Mr. FLEMING. I shall, Mr. President.

Mr. BARR. Do you realize that since you read that report, that many months ago all the detectives in the City of Pittsburgh are now under civil service?

Mr. FLEMING. I do, Mr. President.

Mr. BARR. Mr. Fleming, I would like to ask you if you would like to have this same type of civil service in the entire State where there is no choice, where the list must be taken down in numerical order no matter whether you are a veteran. Nothing matters; it is just as you finish on the list. Is that the type of civil service that you favor?

Mr. FLEMING. I do not know if it would be a good thing for the entire State or not. I do think, however, it is a plan that is well worth trying in the City of Pittsburgh.

Mr. BARR. Mr. President, I yield to my colleague, Senator Neff.

Mr. NEFF. Mr. President, I would like to interrogate the gentleman from Allegheny, Senator Fleming.

The PRESIDING OFFICER. Will the gentleman from Allegheny Mr. Fleming, permit himself to be further interrogated?

Mr. FLEMING. I will, Mr. President.

Mr. NEFF. Senator Fleming, I am wondering how you voted on the amendments offered by Senator Barr that would have included the whole State in this measure. Did you vote in the negative or affirmative?

Mr. FLEMING. Mr. President, I voted in the negative. It would have destroyed the entire effect of this bill.

Mr. NEFF. Mr. President, on what premise would it have destroyed the entire effect of the bill? If it is a good thing for Pittsburgh, would it not be a good thing for Philadelphia, or the City of New Castle or any other political subdivision in the State, or is it only Pittsburgh that needs restrictive measures in a matter of police work?

Mr. FLEMING. I would answer that, Mr. President, by stating to the gentleman that this bill was given careful study and was drawn up to provide only for the City of Pittsburgh. I would further state to the gentleman that if he draws up a similar bill for the entire State, I will vote for it. I will support it.

Mr. NEFF. Mr. President, it seems to me that we are

back in the old stand once again, where a certain group of partisian politicians are aiming their barbs at a Democratic stronghold, the City of Pittsburgh. They have been expending state moneys by the hundreds of thousands of dollars for the last two years, or the last year and a few months. They have found nothing. They seem to have a persecution complex in regard to the City of Pittsburgh. Here a man says that this bill is a good bill; he recites the merits of the bill as to why it should be enacted, and when amendments are offered to give this type of good legislation, as he would put it, to the whole State he votes against the amendments. He wants the amendments for the legislation to apply only to the City of Pittsburgh. It just does not make good sense.

Mr. DENT. Mr. President, I wonder if it would still be possible to ask that we refrain from voting on final passage on this bill at this moment, and ask that it go over until tomorrow. There have been some serious questions raised here. We are setting up a precedent in civil service.

(The Senate was at ease.)

Mr. DENT. Mr. President, I desire to interrogate the Majority Floor Leader.

The PRESIDING OFFICER. Will the gentleman from Allegheny, Mr. Walker, permit himself to be interrogated?

Mr. WALKER. It is always a pleasure, Mr. President.

Mr. DENT. Do you think it would be possible for the Senate to refrain from casting a final vote tonight upon this bill in order that we may get together on certain serious features of the bill for tomorrow's meeting?

Mr. WALKER. Mr. President, after the side bar conference, I am very reluctant to withdraw our insistence on a roll call at this time, but out of deference and courtesy to the gentleman from Westmoreland, I would yield my point and let the bill appear on the Final Passage Calendar for tomorrow.

Mr. DENT. Thank you, Mr. President.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 98, on final passage, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

SENATE BILL No. 296 TAKEN FROM TABLE

Mr. WALKER. Mr. President, I call up, at this time, from the table Senate Bill No. 296 which was recalled from the Governor for the purpose of amendment.

RECONSIDERATION OF SENATE BILL No. 296

Mr. WALKER. Mr. President, I move that the Senate do now reconsider the vote by which Senate Bill No. 296, entitled:

An Act to further amend the act, approved the nineteenth day of June, one thousand nine hundred thirty-one (P. L. 589) entitled, as amended "An act to promote the public health and safety, by providing for the examination and licensure of those who desire to engage in the occupation of barbering; regulating barber shops and barber schools, and apprentices and students therein; regulating compensation for service rendered; conferring certain powers and duties on the Department of Public Instruction; and providing penalties," by changing the provisions as to fees charged apprentices and students,

and as to the powers of municipalities, and transferring the administration of several provisions of this act to the State Board of Barber Examiners.

passed finally.

The PRESIDING OFFICER. How did the Senator vote?

Mr. WALKER. Mr. President, I voted with the majority.

Mr. WOOD. Mr. President, I second the motion.

The PRESIDING OFFICER. How did the Senator vote?

Mr. WOOD. Mr. President, I voted with the majority.

The motion was agreed to.

And the question recurring,

Shall the bill pass finally?

Mr. WALKER. Mr. President, I move to reconsider the vote by which the bill passed third reading.

The PRESIDING OFFICER. How did the Senator vote?

Mr. WALKER. Mr. President, I voted with the majority.

Mr. WOOD. Mr. President, I second the motion.

The PRESIDING OFFICER. How did the Senator vote?

Mr. WOOD. Mr. President, I voted with the majority.

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

Mr. WOOD. Mr. President, I ask unanimous consent to offer an amendment at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend Sec. 10 (Sec. 15), page 19, line 14, by striking out the words "act and its amendments" and inserting in lieu thereof "section."

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 296, on third reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The bill will appear on Tuesday's Third Reading Calendar.

HOUSE BILL No. 213 CALLED UP

Mr. WALKER. Mr. President, I call up at this time from page 2 of the Third Reading Calendar House Bill No. 213 for consideration at this time.

BILL RECOMMITTED

Mr. WALKER. Mr. President, I move that House Bill No. 213, on third reading, entitled:

An Act to further amend section one of the act approved the twenty-eighth day of June one thousand nine hundred thirty-five (P. L. 477) entitled as amended "An act providing for the payment of the salary medical and hospital expenses of policemen and firemen by cities boroughs towns and townships who are injured in the performance of their duty and providing that absence during such injury shall not reduce any usual sick leave period" by providing disability benefits for diseases of the heart and tuberculosis of the respiratory system incurred after one year of service

be recommitted to the Committee on Local Government.

Mr. WADE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. LANE. Mr. President, House Bill No. 213 pertains to paid firemen and policemen, and amends the act to include paid firemen and policemen under the occupational disease act from diseases of the heart and respiratory organs. The Committee on Local Government has worked on this piece of legislation for quite some time. It has been amended and re-amended, and I cannot see any reason why it should be recomitted.

And the question recurring,

Will the Senate agree to the motion?

Mr. LANE. Mr. President, I ask for a roll call.

Mr. HOLLAND. Mr. President, I ask for a roll call. (During the calling of the roll the following occurred:)

Mr. LANE. Mr. President, I ask for a verification of the roll.

The PRESIDING OFFICER. Request has been made to have the roll verified.

The Clerk will call the names of those recorded as having voted in the affirmative.

The Clerk read the names of those recorded as having voted in the affirmative as follows:

YEAS—30

Barrett,	Kephart,	Peelor,	Walker,
Blass,	Kessler,	Propert,	Watkins,
Chapman,	Letzler,	Robinson,	Watson,
Crowe,	Mahany,	Scarlett,	Wolfe,
Diehm,	Mallery,	Snowden,	Wood,
Fleming,	McPherson, Jr.,	Stevenson,	Wagner,
Freed,	Meade,	Taylor,	Presiding Officer
Hare,	Pechan,	Wade,	

The PRESIDING OFFICER. Are there any corrections? The Chair hears none. The affirmative roll will stand as verified.

The Clerk will call the names of those recorded as having voted in the negative.

The Clerk read the names of those recorded as having voted in the negative as follows:

NAYS—20

Bane,	DiSilvestro,	McCreesh,	Ruth,
Barr,	Haluska,	McGinnis,	Silvert,
Berger,	Holland,	McMenamin,	Stiefel,
Byrne,	Lane,	Neff,	Toole,
Dent,	Leader,	Rosenfeld,	Yosko.

The PRESIDING OFFICER. Are there any corrections? The Chair hears none. The negative roll will stand as verified.

The yeas and nays were required by Mr. LANE and Mr. HOLLAND, and were as follows, viz:

YEAS—30

Berger,	Kephart,	Peelor,	Walker,
Blass,	Kessler,	Propert,	Watkins,
Chapman,	Letzler,	Robinson,	Watson,
Crowe,	Mahanay,	Scarlett,	Wolfe,
Diehm,	Mallery,	Snowden,	Wood,
Fleming,	McPherson, Jr.	Stevenson,	Wagner,
Freed,	Meade,	Taylor,	Presiding Officer
Hare,	Pechan,	Wade,	

NAYS—20

Bane,	DiSilvestro,	McCreesh,	Ruth,
Barr,	Haluska,	McGinnis,	Silvert,
Barrett,	Holland,	McMenamin,	Stiefel,
Byrne,	Lane,	Neff,	Toole,
Dent,	Leader,	Rosenfeld,	Yosko.

So the question was determined in the affirmative.

SECOND READING CALENDAR

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 80, on second reading, entitled:

An Act to further amend section four thousand three hundred two of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by prescribing a minimum period of continuous service and in certain cases a minimum age for police retirement

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL POSTPONED

Mr. WALKER. Mr. President, I move that Senate Bill No. 165, on second reading, entitled:

An Act providing that State-aided hospitals upon giving notice of claim shall have first liens on the proceeds of certain insurance policies for services rendered to persons injured in accidents entitled to payments from such proceeds

be placed on the Second Reading Postponed Calendar.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILL RECOMMITTED

Mr. WALKER. Mr. President, I move that Senate Bill No. 492, on second reading, entitled:

An Act to further amend Section 1 of the act approved the fourth day of June one thousand nine hundred thirty-seven (P. L. 1625) entitled "An act providing for the creation maintenance and operation of a county employees' retirement system in counties of the third class and imposing certain charges on counties" by defining "final salary" to mean the highest average annual salary for any five years of service

be recommitted to the Committee on State Government.

Mr. WADE. Mr. President, I second the motion.

(A voice voting having been taken the question was determined in the affirmative.)

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 598, entitled:

An Act to further amend Section 10 of the act approved the twenty-ninth day of May one thousand eight hundred eighty-five (P. L. 29) entitled "An act to provide for the incorporation and regulation of natural gas companies" by providing that natural gas companies shall have the right of eminent domain for underground storage of natural gas or manufactured fuel gas and regulating the exercise of such right

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. HARE offered the following amendments:

Amend Section 1, (Sec. 10), Page 4, line 4, by striking out the words "or strata which are or previously have" and inserting in lieu thereof "which previously has"; Amend Section 1, (Sec. 10), Page 4, lines 5 and 6, by striking out the words "if the original gas reserves therein is at least eighty per cent exhausted"; Amend Section 1, (Sec. 10), Page 4, line 9, by striking out the words "or strata"; Amend Section 1, (Sec. 10), Page 4, line 11, by striking out the words "or strata"; Amend Section 1, (Sec. 10), Page 4, line 17, by striking out the words "seventy-five" and inserting in lieu thereof "ninety"; Amend Section 1, (Sec. 10), Page 4, line 19, by striking out the words "or strata"; Amend Section 1, (Sec. 10), Page 5, line 8, by striking out the words "or strata"; Amend Section 1, (Sec. 10), Page 5, lines 12, 13 and 14, by striking out the words "or strata and if such operator or operators shall fail" in line 12, all of line 13, and the words "by injunction and for damages" in line 14.

They were agreed to.

The section was agreed to as amended.

The second section and title were read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 598, on second reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 615, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages cause by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing annual registration fees for certain commercial motor vehicles trucks tractors trailers and semi-trailers prescribing additional equipment requirements for certain vehicles increasing the maximum

gross weights and axle loads allowed for certain vehicles changing the requirements for weighing vehicles and removal of excess loads and prescribing and changing penalties

And said bill having been read at length the second time,

On the question,

Will the Senate agree to the bill on second reading?

Mr. LANE. Mr. President, I request that Senate Bill No. 615 go over in order. I have read an article in the newspaper in regard to a statement made by the Secretary of Revenue. I would like to check with him tomorrow, and in all probability I will have amendments to offer tomorrow on Second Reading. So, I request that it go over in order.

(The Senate was at ease.)

Mr. WALKER. Mr. President, I yield to the gentleman from Washington, Senator Lane.

Mr. LANE. Mr. President, I withdraw my request that Senate Bill No. 615 go over in order.

Mr. DENT. Mr. President, in order that there be no misunderstanding, I want it clearly understood that the gentleman from Washington has requested that he be given unanimous permission tomorrow to offer amendments to this bill on Third Reading in order that it be not delayed any further today.

Mr. WALKER. Mr. President, it is thoroughly understood that the gentleman will be given permission to offer the amendments. The fate of the amendments, of course, has nothing to do with the agreement made this evening.

And the question recurring,

Will the Senate agree to the bill on second reading?

It was agreed to.

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 616, entitled:

An Act to further amend the act approved the fourth day of April one thousand nine hundred twenty-five (P. L. 127) entitled "An act relating to Adoption" by reducing the period during which an abandonment must have existed clarifying the requirements of and eliminating certain consents necessary to an adoption empowering orphans' courts and in counties of the first class municipal courts to establish investigative staffs with respect to adoptions requiring all persons societies agencies institutions or similar organizations or corporations receiving or placing children for adoption to make certain reports to the court conferring jurisdiction upon orphans' courts and in counties of the first class municipal courts to determine the custody of certain children prohibiting the receipt of compensation for the placement of children for adoption and prescribing penalties

The first and second sections were read and agreed to.

The third section was read.

On the question,

Will the Senate agree to the section?

Mr. KEPHART offered the following amendments:

Amend Section 3, page 8, line 8, by striking out the word "eight" and inserting in lieu thereof the word "seven"; Amend Section 3, page 12, line 2, by striking out

the words "courts of the several counties" and inserting in lieu thereof the following: "court"; Amend Section 3, page 12, line 10, by inserting after the word "motion" the following: "Where a proceedings for the adoption of such child is ending, the court before which such proceeding is pending shall have exclusive jurisdiction herein. Where the person or persons having possession of such child, received such child from a society, agency, institution or similar organization or corporation which, as part of its activities or purposes receives children for the purpose and with the intention of having such children adopted, where no proceeding for the adoption of such child is pending before a court having jurisdiction, the court with which such society, agency, institution or similar organization or corporation is required to file its report with respect to such child shall have exclusive jurisdiction herein. Except as in this section otherwise provided, the jurisdiction of the several courts with which such reports have been filed or should have been filed, shall have concurrent jurisdiction herein"; Amend Section 3, page 14, by striking out all of lines 18 and 19; Amend Section 3, page 15, by striking out all of lines 1, 2, 3, and 4; Amend the bill, page 15, by adding after line 4, the following: "Section 4. Effective Date. This act shall become effective on the first day of January, one thousand nine hundred and fifty-two."

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, and agreed to, as amended,

Ordered, To be transcribed for a third reading.

BILL POSTPONED

Mr. WALKER. Mr. President, I move that Senate Bill No. 621, on second reading entitled:

An Act to further amend Section 2 of the act approved the first day of June one thousand nine hundred thirty-three (P. L. 1172) entitled "An act establishing certain streets in boroughs and incorporated towns as State highways and providing for their construction and maintenance at the expense of the Commonwealth" by adding a new route in Luzerne County

be placed on the Second Reading Postponed Calendar.

Mr. HARE. Mr. President, I second motion.

The motion was agreed to.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 647, on second reading, entitled:

An Act to further amend Section 429 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of cer-

tain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by increasing the salaries of the members of the Pennsylvania Securities Commission

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 667, on second reading, entitled:

An Act to amend subsection (c) of Section 2 of the act approved the twenty-seventh day of June one thousand nine hundred forty-seven (P. L. 1046) entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts creating a State Tax Equalization Board and prescribing its powers and duties imposing duties on certain local officers agents boards commissions and departments and making an appropriation" by increasing the compensation of the members of board.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 688, on second reading, entitled:

An Act to further amend Section 303 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2017) entitled "An act creating in each county (except of the first class) as a separate corporation and in each city of the first and second class as a part of the city government an institution district for the care and maintenance of certain indigent persons and children prescribing the powers and duties of county commissioners county treasurers city departments of public welfare the State Department of Welfare and the State Department of Public Assistance in respect thereto abolishing certain poor districts and terminating the terms of directors overseers guardians and managers of the poor and poor district auditors and providing for the temporary employment of certain of them providing for the transfer vesting sale and disposition of the property of poor districts and the payment of their obligations imposing certain existing obligations on institution districts and on the Commonwealth regulatng the affairs of poor districts until abolished revising amending changing and consolidating the law relating to the care of the poor and repealing existing laws" by directing that an allowance be paid to certain county controllers for the expenses pertaining to the institution district for a temporary period

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 691, on second reading, entitled:

An Act to further amend Section 444 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by increasing the maximum appropriation which may be made for agricultural extension work

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL POSTPONED

Mr. WALKER. Mr. President, I move that Senate Bill No. 693, on second reading, entitled:

An Act to reenact, revise and amend the act approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto."

be placed on the Second Reading Postponed Calendar.

Mr. HARE. Mr. President, I second motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 699, entitled:

An Act to further amend Section 1917 of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by permitting lands or buildings to be set aside or acquired as recreation places and to provide for the supervision operation and maintenance thereof without approval by the electors

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 705, on second reading, entitled:

An Act prohibiting the use of sirens similar to those employed by fire companies in sounding fire alarms, and prescribing penalties.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL RECOMMENDED

Mr. WALKER. Mr. President, I move that House Bill No. 708, on second reading, entitled:

An Act requiring certain non-profit and cooperative associations and corporations to obtain the approval of the Pennsylvania Public Utility Commission before beginning to furnish telephone service on a cooperative or non-profit basis or to furnish such service in areas not theretofore served providing for regulation of such service after approval and conferring powers and imposing duties upon the Pennsylvania Public Utility Commission.

be recommitted to the Committee on Corporations.

Mr. HARE. Mr. President, I second motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 731, entitled:

An Act making an appropriation to the Department of Labor and Industry for the payment of certain moral claims providing for the hearing adjustment and payment of moral claims to members of the Workmen's Compensation Board and referees suffered as a result of delay in confirmation of appointments made by Governor to such offices

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 763, entitled:

An Act to amend Section 6 of the act approved the fifth day of June one thousand nine hundred forty-seven (P. L. 422) entitled "An act authorizing the Department of Forests and Waters to provide for stream clearance and stream channel rectifications to construct and maintain dams reservoirs lakes and other works and improvements for impounding flood waters and conserving the water supply of the Commonwealth and for creating additional recreational areas to acquire by purchase condemnation or otherwise certain lands for such purposes to construct and maintain flood forecasting and warning systems" by extending the powers of the department in consulting cooperating negotiating and entering into contracts and agreements for planning constructing financing maintaining and operating works of facilities

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS RECOMMENDED

Mr. WALKER. Mr. President, I move that Senate Bill No. 766 on second reading, entitled:

An Act to further amend Section 2 of the act approved the eighth day of July one thousand nine hundred forty-one (P. L. 298) entitled "An act authorizing the creation of and providing for and regulating the maintenance and operation of a county employees' retirement system in counties of the fourth class imposing certain charges on counties and fixing penalties" by defining "average salary" to mean the highest average annual salary for any five years of service

be recommitted to the Committee on State Government.

Mr. HARE. Mr. President, I second motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 767, on second reading, entitled:

An Act to further amend Section 1 of the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 803) entitled as amended "An act providing for the creation maintenance and operation of a county employees' retirement system in counties of the fifth sixth seventh and eighth class imposing certain charges on counties and prescribing penalties" by defining "final salary" to mean the highest average annual salary for any five years of service

be recommitted to the Committee on State Government.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that House Bill No. 955, on second reading, entitled:

An Act to amend section 10 of the act approved the twenty-third day of May one thousand nine hundred forty-five (P. L. 903) entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities" by removing the limitations on contributions by the city

be recommitted to the Committee on State Government.

Mr. WOLFE. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 958, entitled:

An Act to further amend subsections (a) of Sections 1016 and 1112 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the requirements for stop signs

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1071, entitled:

An Act to amend the title and Section 1 of the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 708) entitled "An act empowering the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School on certain conditions by authorizing the relocation of the right of way or easement by agreement of the interested parties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON FIRST READING

Mr WALKER. Mr. President, I move that the Senate

do now proceed to the first reading of the bill reported from committee for the first time at today's session.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 769, entitled:

An Act requiring elevators and material hoists used in building construction to be safe and operated by experienced elevator operators; imposing duties upon building inspectors and providing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

BILLS SIGNED

The President pro tempore (M. Harvey Taylor) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the title were publicly read as follows:

House Bill No. 46, entitled:

An Act to add section 452 to the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "The General County Law," by authorizing the board of county commissioners to appropriate money to certain borough fire departments and volunteer fire companies located within the county.

House Bill No. 101, entitled:

A Joint Resolution proposing an amendment to article nine section eight of the Constitution of the Commonwealth of Pennsylvania to increase the debt limit of the city of Philadelphia.

House Bill No. 218, entitled:

An Act to further amend section 30 of the act, approved the eleventh day of May, one thousand nine hundred twenty-one (P. L. 522), entitled as amended "Dog Law of 1921," by increasing the maximum amounts of payments by the State and requiring additional proof of claims in certain cases.

Senate Bill No. 306, entitled:

An Act to further amend section 1 and to amend section 5 of the act approved the twentieth day of May one thousand nine hundred thirty-seven (P. L. 728) entitled "An act providing for the creation of a Board of Arbitration of Claims arising from contracts with the Commonwealth providing for and regulating the procedure in prosecuting claims before such board defining the powers of the board and fixing the compensation of members and employes thereof providing that the awards of such board shall be final providing for the payment of awards and authorizing an appropriation" by increasing per diem wage of members of the board allowing such members maintenance and traveling expenses permitting hearings at such places within the Commonwealth as the board shall determine.

Senate Bill No. 381, entitled:

An Act to amend further Section 1146 of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws

relating thereto" by establishing minimum salaries for leaders and directors of general extension education schools and classes revising minimum salaries for teachers and supervisors employed in such programs and prescribing teacher and leader loads in certain cases.

House Bill No. 534, entitled:

An Act to further amend Section 1304 of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by changing the provisions relating to admission of beginners.

House Bill No. 554, entitled:

An Act authorizing political subdivisions other than cities of the first class and second classes, and school districts of the first class and first class A to appoint and pay the compensation of employes to make an assessment list of all inhabitants or residents thereof, over twenty-one years of age, for taxation purposes.

Senate Bill No. 592, entitled:

A Supplement to the act, approved the twelfth day of June, one thousand nine hundred thirty-one (P. L. 575), entitled "An act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River and the improvement of the facilities for transportation across the river authorizing the Governor for these purposes to enter into an agreement with New Jersey creating The Delaware River Joint Commission and specifying the powers and duties thereof including the power to finance projects by the issuance of revenue bonds transferring to the new commission all the powers of the Delaware River Bridge Joint Commission and making an appropriation," authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a supplemental compact or agreement with the State of New Jersey amending Articles I, II, IV,, XI, and XII of and adding a new article to the compact and agreement between the Commonwealth of Pennsylvania and the State of New Jersey authorized and made pursuant to the act herein supplemented by changing the name of The Delaware River Joint Commission to The Delaware River Port Authority and the method of appointment of commissioners; removing the present Pennsylvania members of the commission, extending the jurisdiction, powers and duties of The Delaware River Port Authority and defining such additional jurisdiction, powers and duties to take effect upon the enactment of substantially similar legislation by the State of New Jersey, embodying the supplemental agreement between the two States in this act set forth and authorizing the Governor to apply on behalf of the Commonwealth to the Congress of the United States for its consent thereto.

Senate Bill No. 646, entitled:

An Act to amend the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1199) entitled "An act relating to the assessment of real and personal property and other subjects of taxation in counties of the first class providing for the appointment of members of the board of revision of taxes by the judges of the courts of common pleas providing for the appointment by the board of personal property assessors real estate assessors and assistant real estate assessors clerks and other employes fixing the salaries of the members of the board assessors and assistant assessors and providing for the payment of salaries and expenses from the county treasury prescribing the powers and duties of the board and of the assessors the time and manner of making assessments of the revision and notice of assessments and of appeals therefrom prescribing the records of assessments and repealing existing laws" by providing for the determination by the board of revision of taxes of appeals from personal property

assessments subsequent to the time prescribed for such appeals in certain cases

House Bill No. 702, entitled:

An Act to further amend the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "General Borough Act" by further regulating the affairs of boroughs, and revising, amending, and changing the law relating thereto.

House Bill No. 752, entitled:

An Act to add Section 3 to the act approved the nineteenth day of May one thousand eight hundred eighty-seven (P. L. 138) entitled "An act providing for payment of costs in criminal cases by the proper county" by making costs payable by the county to aldermen and justices of the peace due and payable at the end of each calendar month

House Bill No. 754, entitled:

An Act to amend Section 1 of the act, approved the eleventh day of May, one thousand eight hundred seventy-four (P. L. 132) entitled "An act relating to payment of costs in cases of felony," by making costs due and payable by the county to aldermen or justices of the peace, due and payable at the end of each calendar month.

House Bill No. 789, entitled:

An Act to amend the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872) entitled, "The Penal Code" "by prohibiting any mortgage or pledgee from requiring that property securing a loan be insured by a particular insurance company.

House Bill No. 872, entitled:

An Act authorizing certain municipal corporations of other states to acquire use encumber and dispose of real property and appurtenances attached thereto in this Commonwealth necessary to the beneficial use of certain real property in such other state defining certain of their rights and liabilities in connection therewith and validating certain acquisitions and holdings if real property and appurtenances attached thereto by such municipal corporations heretofore consummated

House Bill No. 993, entitled:

An Act authorizing the Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Woodville State Hospital, to sell and convey a certain tract of land in the township of Collier, Allegheny County, Pennsylvania, owned by the Commonwealth, to the Universal Concrete Pipe Company, and providing for the disposition of the proceeds of the purchase moneys.

House Bill No. 996, entitled:

An Act authorizing the Secretary of Property and Supplies, with the approval of the Governor and the Board of Trustees of the Woodville State Hospital, to sell and convey a certain tract of land in Collier Township, Allegheny County, Pennsylvania, owned by the Commonwealth of Pennsylvania, to the Duquesne Light Company, and providing for the disposition of the proceeds of the purchase monies.

House Bill No. 1091, entitled:

An Act to further amend section two of the act approved the second day of June one thousand eight hundred and eighty-three (P. L. 61) entitled "An act supplementary to an act entitled 'An act for the incorporation and regulation of corporations' approved April twenty-ninth one thousand eight hundred and seventy-four authorizing the incorporation of pipe lines for the trans-

portation of petroleum and providing for the exercise of the right of eminent domain in taking lands and property for such purposes" by clarifying and enlarging the powers of pipe line companies to acquire use and dispose of property including shares of stock of other pipe line companies authorizing such companies to exercise powers of eminent domain outside the Commonwealth clarifying provisions concerning consents of stockholders and approvals of Pennsylvania Public Utility Commission

House Bill No. 1114, entitled:

An Act to further amend Section 3 of the act, approved the nineteenth day of July, one thousand nine hundred thirty-five (P. L. 1356), entitled "Licensed Weighmasters Act," by requiring different types of solid fuels in one vehicle to be separated, and requiring separate weighmaster's certificates for each type.

House Bill No. 1396, entitled:

An Act making an appropriation to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947."

Whereupon,

The President pro tempore (M. Harvey Taylor) in the presence of the Senate signed the same.

HOUSE BILL NO. 48 CALLED UP FROM POSTPONED CALENDAR

Mr. WALKER. Mr. President, I call up from the Second Reading Postponed Calendar House Bill No. 48 for consideration at this time.

Mr. CHAPMAN. Mr. President, I wish to ask the Senator if this matter was taken up with the Caucus?

The PRESIDENT pro tempore. Will the gentleman from Luzerne, Mr. Wood, allow himself to be interrogated?

Mr. WOOD. I will, Mr. President.

Mr. CHAPMAN. Was House Bill No. 48 discussed in the Caucus today?

Mr. WOOD. Mr. President, I asked the Caucus Chairman about House Bill No. 48 today.

Mr. CHAPMAN. I object, Mr. President. I also have a number of amendments from over sixteen thousand physicians and surgeons of Pennsylvania, and I think this ought to be referred back to the Committee so they can iron my amendments out also with the amendments of some five hundred chiropractors.

Mr. WOOD. Mr. President, Doctor Chapman has attempted in the past two or three weeks that this bill has been before the Senate to completely emasculate this bill so that it would be of no value to the chiropractors or the medical profession as near as I can figure it out, and I have asked that the bill be called from the Postponed Calendar, and I wish to offer amendments, and I will then ask my colleagues in the Senate to vote for these amendments and approve the bill on Second Reading as amended.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 48, entitled:

An Act relating to and defining chiropractic and the right to practice chiropractic requiring licensure conferring powers and imposing duties upon the State Board of Chiropractic Examiners providing for the granting

suspension and revocation of licenses issued by the board conferring jurisdiction upon the Court of Common Pleas of Dauphin County and prescribing penalties.

The first section was read and agreed to.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. WOOD offered the following amendments:

Amend Sec. 2, page 2, lines 7 and 8 by striking out the words "a philosophy science and art of things natural with the human body"; Amend Sec. 2, page 2, line 9, by striking out the word "procedure" and inserting in lieu thereof the following "examination"; Amend Sec. 2, page 2, line 11, by striking out the words "and tissues of the human body"; Amend Sec. 2, page 2, line 12, by inserting after the word "analysis" the following "as taught in the approved schools and colleges of chiropractic"; Amend Sec. 2, page 2, line 13 by inserting after the word "surgery" the following "The term "Chiropractic shall not include the practice of obstetrics or reduction of fractures or major dislocations."

On the question,

Will the Senate agree to the amendments?

(A voice vote having been taken the question was determined in the affirmative.)

The section was agreed to as amended.

The third, fourth, fifth, sixth, seventh, eighth, ninth, tenth, eleventh, twelfth, thirteenth, fourteenth, fifteenth, sixteenth, seventeenth, eighteenth, nineteenth, twentieth, twenty-first, twenty-second, twenty-third, twenty-fourth and twenty-fifth sections and title were read and agreed to.

And said bill having been read at length the second time as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

Mr. CHAPMAN. Mr. President, I desire to offer amendments.

The PRESIDENT pro tempore. Is there any objection?

Mr. WALKER. Mr. President, may I suggest in all seriousness to the gentlemen of the Senate, I gather from Senator Wood's motion that his amendments were just approved by the Senate and that the bill would go over on Second Reading as amended. Now, I am assuming that the amendments just offered by the very distinguished dean of the Senate will not be comparable to the amendments offered by the gentleman from Luzerne and the amendments which have already been adopted, and, therefore, the bill will again become a printer's hodgepodge.

May I sincerely suggest to the gentleman from Warren that he withhold his amendments at this time until we see what the bill looks like tomorrow with Senator Wood's amendments, inserted, and then we can approach the amendments to the new printing in the bill. Otherwise it will be impossible to doubly amend the bill at this time.

Mr. CHAPMAN. Mr. President, I move that my amendments be adopted immediately.

Mr. WALKER. Mr. President, may I suggest in the line of trying to keep the bill readable that the Senate take the amendments one set at a time. There is a distinct difference of opinion as to whether or not this bill be voted on, it is not a party matter, and I think that the

amendments should be approached in a constructive vein. Therefore, I ask the gentlemen of the Senate to vote down the second set of amendments until we see what the first set looks like in print.

Mr. CHAPMAN. Mr. President, May I inquire of Senator Walker whether or not I will have an opportunity to present these amendments tomorrow?

Mr. WALKER. Certainly, Doctor Chapman.

Mr. CHAPMAN. I withdraw my offer of amendments at this time.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 48, on second reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears nine.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Tuesday, July 10, 1951, at 12:00 o'clock, a.m., Eastern Standard Time.

Mr. CROWE. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 9:34 o'clock, p. m., Eastern Standard Time, until Tuesday, July 10, 1951, at 12:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, July 9, 1951.

The House met at 3:30 p. m. EST.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

O Lord God, in Whom we live and move and have our being, open our eyes that we may behold Thy Fatherly Presence ever about us. Draw our hearts to Thee with the power of Thy love. Teach us to be anxious for nothing, and when we have done what Thou hast given us to do, help us, O God, to leave the issue to Thy wisdom. Take from us all doubt and mistrust. Lift our thoughts up to Thee and make us to know that all things are possible to us through Jesus Christ, Thy Son, our Lord. Amen.

JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of Wednesday, June 27, 1951? If not, and without objection, the Journal is approved.

BILLS INTRODUCED AND REFERRED

By Mr. NEEDHAM (By Request) HOUSE No. 1528.

An Act to further amend Section 1122 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by increasing the age at which boards of school

directors may terminate the services of professional employees.

Referred to the Committee on Education.

By Messrs. HEWITT and WHEELER.

HOUSE BILL No. 1529.

An Act establishing the Vocational Technical Mining Institute of Pennsylvania; providing for its operation and maintenance and for the admission of students thereto; authorizing the use of lands or facilities now owned by the Commonwealth or the acquisition of a site and the erection and equipment of buildings by the Department of Property and Supplies or The General State Authority, and the leasing thereof by the Commonwealth; conferring powers and duties on the Vocational Technical Mining Institute Board and the Department of Public Instruction, and making an appropriation.

Referred to the Committee on Appropriations.

By Messrs. HEWITT and WHEELER.

HOUSE BILL No. 1530.

An Act to amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools or Teachers Colleges; abolishing, creating reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by creating the Vocational Technical Mining Institute Board as a departmental administrative board in the Department of Public Instruction and prescribing its powers and duties.

Referred to the Committee on Mines and Mining.

By Messrs. ROBERT K. HAMILTON

and HAUDENSHIELD. HOUSE BILL No. 1531.

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for essential repairs to buildings of the property at Ambridge, Beaver County, Pennsylvania, known as "Old Economy."

Referred to the Committee on Appropriations.

By Messrs. PENGLASE and TOOMEY.

HOUSE BILL No. 1532.

An Act to amend Section 2008 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by requiring students prior to entrance into any State Teacher's College to agree upon graduation to teach at least two years in the public schools of the Commonwealth and providing penalties for failure to comply with such agreement.

Referred to the Committee on Education.

By Mrs. MARKLEY and Mrs. MUNLEY.

HOUSE BILL No. 1533.

An Act to further amend Section 28 of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 414), entitled "An act relating to vital statistics and to make uniform the law with reference thereto," by further providing for payment of the compensation of local registrars.

Referred to the Committee on State Government.

By Messrs. WARGO and NEEDHAM and

Mrs. MUNLEY. HOUSE BILL NO. 1534.

An Act to further amend Clause 4 of Section 14 of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by increasing certain compensation payments.

Referred to the Committee on Education.

RESOLUTION INTRODUCED AND REFERRED

By Mr. GOODLING

Concurrent RESOLUTION No. 64

In the House of Representatives, June 27, 1951

The General Assembly of the Commonwealth of Pennsylvania is conscious of General Douglas MacArthur's comprehensive knowledge of the foreign and the domestic problems with which our government is currently beset. The General Assembly is also aware of the General's penchant for incisive analysis and dramatic utterance—invariably two important media for high lighting questions that are of vital concern to every American.

General MacArthur's experience has been of such a long, diversified and unique character; his military and diplomatic triumphs have been so spectacular; his career has been so distinguished and inspirational, that it is therefore

Resolved (if the Senate concur), That the General Assembly extend its cordial invitation to General Douglas MacArthur to address a joint session of the House and the Senate at his convenience and on such topics and with such treatment as he may deem most expedient in view of the many impending and critical questions before all segments of American society today; and be it further

Resolved, That the General Assembly authorize the formation of a committee, comprising the Speaker, the President Pro Tempore, and the majority and the minority leaders from the House and the Senate, and two members from each body, for the purpose of transmitting this invitation to General MacArthur and making all arrangements thereto.

Referred to the Committee on Rules.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 22, 23, 45, 129, 201, 206, 252, 277, 329, 341, 375, 433, 499, 530, 535, 541, 577, 614, 703, 711, 712, 794, 795, 796, 797, 798, 863, 866, 867, 940, 944, 947, 960, 983, 1020, 1037, 1042, 1043, 1101, 1112, 1167, 1226, 1236, 1289, 1387, 1388, 1389, 1390, 1391, 1392, 1393, 1394, 1395, 1450 and 1451.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 22, Printer's No. 25, entitled "An Act to amend clause (g) of Section 2801-A of and to add Section 2802-A to the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and offices thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined' by creating the Historical Preservation Fund providing for the payment of certain moneys into it and making an appropriation therefor."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 23, Printer's No. 26, entitled "An Act to further amend part of Section 302 and Sections 307 and 1501 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled 'An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth' by providing for the Historical Preservation Fund and for disbursements therefrom."

JOHN S. FINE.

June 28, 1951

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 45, Printer's No. 412, entitled "An Act to add Section 808.1 to the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto' by prohibiting certain acts relating to hunting and trapping and the discharge of weapons in cemeteries and burial grounds."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 129, Printer's No. 155, entitled "An Act to further amend Section 7 of the act approved the twenty-sixth day of June one thousand nine hundred thirty-one (P. L. 1379) entitled 'An act creating in counties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors a solicitor engineers and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities' by further providing for omitted assessments."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 201, Printer's No. 414, entitled "An Act to further amend the act approved the thirteenth day of May one thousand nine hundred twenty-five (P. L. 644) entitled 'An act relating to and regulating the solicitation of moneys and property for charitable religious benevolent humane and patriotic purposes' by transferring the administration and enforcement of the provisions of the act from the Department of Welfare to the Department of Public Instruction."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 206, Printer's No. 219, entitled "An Act to further amend Section 2401 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled 'An act concerning townships of the first class amending revising consolidating and changing the law relating thereto' by requiring water utility companies to furnish to the township lists of water meter readings flat-rate water bills and other data for the purpose of determining sewer and drainage rates and providing reimbursement for their expenses."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 252, Printer's No. 158, entitled "An Act to amend Section 605 of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled 'An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employees providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment' by requiring the recorder's record of conveyances to contain complete post office addresses of grantees."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 277, Printer's No. 185, entitled "An Act to amend section six hundred eighty of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled 'An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto' by requiring new residents and residents becoming of age to notify assessors of such facts and prescribing penalties and providing for public notice of the requirement."

JOHN S. FINE.

June 30, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 329, Printer's No. 160, entitled "An Act to further amend subsection (a) of Section 1103 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled 'An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' by prohibiting the installation of parking meters by local authorities at certain places."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 341, Printer's No. 451, entitled "An Act giving liens against real property priority over each other in point of time fixing the time from which priorities extend and imposing duties on judges and certain court and county officers and employees."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 375, Printer's No. 190, entitled "An Act to further amend subsection (b) of Section 1103 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled 'An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' by authorizing townships of the first class to remove and impound vehicles."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 433, Printer's No. 314, entitled "An Act to further amend sections 318 and 322 of the act approved the second day of May one thousand nine hundred and twenty-nine (P. L. 1278) entitled 'An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto' by changing the limits of certain employee contributions and retirement allowances under the employees' retirement fund in counties of the second class and authorizing such counties and the county institution district to make additional appropriations to the aforesaid fund."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 499, Printer's No. 273, entitled "An act to further amend section eleven of the act approved the seventeenth day of February one thousand nine hundred six (P. L. 45) entitled 'An act to regulate the deposits of State funds to prescribe the method of selecting State depositories to limit the amount of State deposits to provide for the security of such

deposits to fix the rate of interest thereon to provide for the publication of monthly statements of moneys in the general and sinking funds to declare it a misdemeanor to give or take anything of value for obtaining the same and prescribing penalties for violations of this act' by further regulating the rendition of statements of moneys to the credit of the various funds in the State Treasury."

JOHN S. FINE.

June 30, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 530, Printer's No. 161, entitled "An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled 'An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' by authorizing the operation or movement of ambulances and police vehicles with a red light displayed to the front thereof."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 535, Printer's No. 577, entitled "An Act to further amend section 701 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto' by eliminating certain restrictions on the possession of game and other birds and animals."

JOHN S. FINE.

June 30, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 541, Printer's No. 162, entitled "An Act to further amend Section 511 and Section 610 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1005) entitled 'An act relating to and regulating tractors and trailers and their operation providing for their registration and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors and trailers providing that records are admissible as evidence imposing upon owners

counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors and trailers imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' by extending the time and increasing the fees for the issuance of special hauling and excessive size permits and increasing size for which permits may be issued."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 577, Printer's No. 274, entitled "An Act to amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled 'An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement and other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth' by further regulating the security required for deposits of State moneys and to permit the designation of additional banks or trust companies as active depositories."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 614, Printer's No. 418, entitled "An Act to amend section one thousand one hundred nine of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled 'An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto' by providing for qualifications of certain principals."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 703, Printer's No. 264, entitled "An Act to amend subsection three of section one and section four of the act approved the eleventh day of May one thousand nine hundred forty-nine (P. L. 1210) entitled 'An act relating to group life insurance describing permitted policies and restrictions thereon the premium basis thereof and rights thereunder limiting the amount

of such insurance prescribing standard policy provisions and requiring notice of conversion privileges' by extending the types permitted and fixing requirements thereof."

JOHN S. FINE.

June 30, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 711, Printer's No. 467, entitled "An Act to further amend subsections (a) and (b) of section 16 of the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled 'An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties' by further providing for hours of registration and removing certain obsolete provisions."

JOHN S. FINE.

June 30, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 712, Printer's No. 468, entitled "An Act to further amend subsections (a) and (b) of section 17 of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 849) entitled 'An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors imposing penalties and repealing existing legislation' by further providing for hours of registration."

JOHN S. FINE.

July 6, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 794, Printer's No. 266, entitled "An Act to further amend the act approved the fifth day of May one thousand nine hundred eleven (P. L. 198) entitled 'An Act to establish a county court for the county of Allegheny and prescribing its powers

and duties regulating the procedure therein and providing for the expenses thereof' by enlarging the jurisdiction of said court in certain cases of appeals and making said jurisdiction exclusive."

JOHN S. FINE.

July 6, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 795, Printer's No. 267, entitled "An Act to further amend Section 12 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 626) entitled 'An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class creating and prescribing the powers and duties of a Board of Property Assessment Appeals and Review imposing duties on certain county and city officers abolishing the board for the assessment and revision of taxes in such counties and prescribing penalties' by conferring exclusive jurisdictions on the county court of Allegheny County in cases of appeals from the Board of Property Assessment Appeals and Review."

JOHN S. FINE.

July 6, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 796, Printer's No. 250, entitled "An Act to further amend Section 616 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled 'An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' by conferring exclusive jurisdiction on the county court of Allegheny County in cases of appeals by persons whose operator's license or learner's permit has been suspended or who has been deprived of the privilege of applying for an operator's license or learner's permit."

JOHN S. FINE.

July 6, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 797, Printer's No. 251, entitled "An Act to amend subsection (b) of Section 8 of the act approved the twentieth day of June one thousand nine hundred forty-seven (P. L. 745) entitled 'An act to provide revenue for school districts of the first class by imposing a temporary mercantile license tax on persons engaging in certain occupations and businesses therein providing for its levy and collection for the issuance of mercantile licenses upon the payment of

fees therefor conferring and imposing powers and duties on boards of public education receivers of school taxes and school treasurers in such districts saving certain ordinances of council of certain cities and providing compensation for certain officers and employees and imposing penalties' by conferring exclusive jurisdiction on the county court of Allegheny County in cases of appeals from decisions of the collector in administering and enforcing the provisions of the act."

JOHN S. FINE.

July 6, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 798, Printer's No. 252, entitled "An Act to further amend subsections (a) and (b) of Section 9 of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled 'An act to protect the right of employees to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employees to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employees be the exclusive representatives of all the employees authorizing the board to conduct hearings and elections and certify as to representatives of employees for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties' by conferring exclusive jurisdiction on the County Court of Allegheny County in cases of appeals from the Labor Relations Board."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 863, Printer's No. 201, entitled "An Act to further amend Sections 113 and 133 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled 'An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth' by further regulating fishing devices for game fish on the Delaware River between Pennsylvania and New Jersey."

JOHN S. FINE.

June 30, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 866, Printer's No. 466, entitled "An Act to further amend section 622 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled 'An act con-

cerning townships of the first class amending revising consolidating and changing the law relating thereto' by increasing the allowance for expenses of township officers at annual meeting of the State association."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 867, Printer's No. 254, entitled "An Act transferring money from the Banking Fund to the General Fund."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 940, Printer's No. 332, entitled "An Act to authorize counties cities boroughs incorporated towns townships school districts poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law and to amend such claims when the property affected is not sufficiently described and to file suggestions of nonpayment and averments of default or to sue out writs of scire facias on certain tax or municipal claims and to revive judgements where the lien of such claims or the judgments thereon have been lost and providing for the reinstatement of the liens of such claims and judgments."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 944, Printer's No. 344, entitled "An Act to further amend section one of the act approved the twentieth day of July one thousand nine hundred seventeen (P. L. 1158) entitled 'An act to fix regulate and establish the fees to be charged and received by constables in this Commonwealth' by increasing the fees in certain cases."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 947, Printer's No. 338, entitled "An Act to amend Sections 1704 1705 and 1707 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled 'An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto' by further providing for voting by boards of school directors establishing and maintaining joint schools or departments methods of adopting budget and employing teachers and for voting by Joint School committees and the effect of failure to comply."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 960, Printer's No. 257, entitled "An Act to amend Section 8 of the act approved the first day of May one thousand nine hundred seven (P. L. 135) entitled 'An act relating to the appointment of stenographers and assistant stenographers to report

proceedings in the several courts of common pleas and orphans' courts courts of oyer and terminer and general jail delivery and courts of quarter sessions of the peace of this Commonwealth as well as before commissioners masters and special masters in chancery referees examiners auditors and other officers prescribing their powers and duties and when such reports shall be evidence of the facts reported prescribing their compensation and allowances for expenses when the same shall be paid by the county wherein such stenographers or assistant stenographers are employed and when by the parties to such proceedings and repealing an act entitled "An act directing the appointment of official stenographers in the several civil courts of this Commonwealth authorizing the appointment of stenographers by examiners masters referees commissioners and auditors authorizing the appointment of assistant stenographers repealing 'An act to authorize the appointment of stenographers in the several courts of this Commonwealth prescribing their duties and fixing their compensation' approved May fifteenth one thousand eight hundred and seventy-four repealing 'An act to authorize the appointment of stenographers in the several courts of this Commonwealth prescribing their duties and fixing their compensation' approved May eighth one thousand eight hundred and seventy-six and repealing 'An act defining the duty of court stenographers in the several counties in this State' approved June tenth one thousand eight hundred and eighty-one" approved the twenty-fourth day of May one thousand eight hundred and eighty-seven but such repeal not to revive any law repealed by the said act of twenty-fourth of May one thousand eight hundred and eighty-seven" by increasing the compensation of official stenographers for copies of stenographic notes."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 983, Printer's No. 450, entitled "An Act requiring wells and cisterns to be covered or sealed and providing penalties."

JOHN S. FINE.

June 30, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1020, Printer's No. 258, entitled "An Act transferring money from the Manufacturing Fund to the General Fund."

JOHN S. FINE.

June 30, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1037, Printer's No. 320, entitled "An Act providing for the merger of certain existing railroad corporations into street passenger railway corporations setting forth the procedure to be followed the effect of the merger upon property and franchises and defining the rights powers and privileges of the surviving company."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1042, Printer's No. 321, entitled "An Act to amend subsection (h) of section 2 of

the act approved the eighteenth day of May one thousand nine hundred thirty-seven (P. L. 654) entitled 'An act to provide for the safety and to protect the health and morals of persons while employed prescribing certain regulations and restrictions concerning places where persons are employed and the equipment apparatus devices and machinery used therein prescribing certain powers and duties of the Department of Labor and Industry relative to the enforcement of this act and fixing penalties' by providing further health and safety requirements."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1043, Printer's No. 306, entitled "An Act to further amend section 1026 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled 'An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto' by limiting the eligibility of candidates for county superintendent of schools."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1101, Printer's No. 469, entitled "An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Allentown State Hospital to sell at public sale and convey a certain tract of land situate in the City of Allentown County of Lehigh and providing for the disposition of the proceeds of the purchase moneys."

JOHN S. FINE.

June 30, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1112, Printer's No. 298, entitled "An Act to amend the title of and the act approved the twenty-eighth day of April 1887 (P. L. 63) entitled 'An act in relation to the imprisonment government and release of convicts in the Pennsylvania Industrial Reformatory at Huntingdon' by correcting the name of said institution and of the governing board thereof and changing the age limit of persons who may be committed to and detained therein."

JOHN S. FINE.

June 30, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1167, Printer's No. 648, entitled "An Act to provide for the expenses of the Joint State Government Commission of the General Assembly beginning June first one thousand nine hundred and fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and fifty-one."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day

approved and signed House Bill No. 1226, Printer's No. 416, entitled "An Act authorizing certain existing beneficial or protective societies heretofore incorporated to reincorporate or to merge and reincorporate as limited life insurance companies for the purpose of making insurance upon the health of individuals and against personal injury and disablement and death including endowment insurance regulating such corporations and limiting the amounts for which such corporations may issue policies."

JOHN S. FINE.

June 30, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1236, Printer's No. 390, entitled "An Act to amend subsection (d) of Section 804 of the act, approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 512) entitled 'An act relating to the administration and distribution of decedents' estates trust estates minors' estates and absentees' estates both as to real and personal property and the procedure relating thereto including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases the appointment bond removal and discharge of fiduciaries of such estates their powers duties and liabilities the rights of persons dealing with such fiduciaries and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees and containing provisions concerning guardians of the person of minors the powers duties and liabilities of sureties and of foreign fiduciaries the abatement survival and control of actions and rights of action and the presumption of death and also generally dealing with the jurisdiction powers and procedure of the orphans' court and of the register of wills in all matters relating to fiduciaries' by making an editorial correction."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1289, Printer's No. 379, entitled "An Act making a deficiency appropriation to the Judicial Department for salaries of associate judges."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1387, Printer's No. 454, entitled "An Act making an appropriation to the Department of Labor and Industry to meet the obligation of the Commonwealth to pay a part of the compensation payable for certain occupational diseases."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1388, Printer's No. 455, entitled "An Act making an appropriation to the State Veterans' Commission for the expenses of the commission furnishing certain assistance to needy Pennsylvania veterans of any war or their dependents for participation in certain defense activities for the rehabilitation and care of veterans including the acquisition of land by purchase

condemnation or gift and construction of buildings for such purpose."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1389, Printer's No. 456, entitled "An Act making an appropriation to the Department of Labor and Industry for the payment of additional workmen's compensation in cases of second injuries."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1390, Printer's No. 457, entitled "An Act making an appropriation for the payment of expenses incurred by the State Council of Civil Defense."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1391, Printer's No. 458, entitled "An Act making an appropriation to the Department of Public Instruction including proceeds of publications sold for the purposes of revising the curricula of elementary secondary and vocational schools."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1392, Printer's No. 459, entitled "An Act making an appropriation to the State Tax Equalization Board for payment of necessary expenses."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1393, Printer's No. 460, entitled "An Act making an appropriation for the maintenance repair and improvement of the Port of Philadelphia."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1394, Printer's No. 461, entitled "An Act making an appropriation to the Department of Welfare for the purpose of administering the Pennsylvania Hospital Survey and Construction Act of 1947."

JOHN S. FINE.

June 28, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1395, Printer's No.

462, entitled "An Act making an appropriation to aid certain school districts."

JOHN S. FINE.

June 30, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1450, Printer's No. 579, entitled "An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes and other ordinary and general expenses in the interim between the thirty-first day of May one thousand nine hundred fifty-one and such time as the funds provided by the General Appropriation Act become available and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-one."

JOHN S. FINE.

June 30, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1451, Printer's No. 580, entitled "An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred fifty-one."

JOHN S. FINE.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. KLINE asked and obtained permission for the Committee on Insurance to meet during the session of the House.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 554.

An Act authorizing political subdivisions other than cities of the first and second classes and school districts of the first class and first class A to appoint and pay the compensation of employes to make an assessment list of all inhabitants or residents thereof over twenty-one years of age for taxation purposes

HOUSE BILL No. 752.

An Act to add Section 3 to the act approved the nineteenth day of May one thousand eight hundred eighty-seven (P. L. 138) entitled "An act providing for payment of costs in criminal cases by the proper county" by fixing the time for making costs payable by the county to aldermen and justices of the peace due and payable

HOUSE BILL No. 754.

An Act to amend Section 1 of the act approved the eleventh day of May one thousand eight hundred seventy-four (P. L. 132) entitled "An act relating to payment of costs in cases of felony" by fixing the time for making costs payable by the county to aldermen or justices of the peace due and payable

HOUSE BILL No. 1114.

An Act to further amend Section 3 of the act, approved the nineteenth day of July, one thousand nine hundred thirty-five (P. L. 1356), entitled "An act to regulate the sale and delivery of solid fuel, as herein defined; providing for appointment of licensed weighmasters; prescribing their powers and duties; authorizing substitute licensed weighmasters; imposing certain duties on the Department of Internal Affairs; and providing penalties," by requiring different types of solid fuels in one vehicle to be separated, and requiring separate weighmaster's certificates for each type.

With the information that the Senate has passed the same without amendment.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 534.

An Act to further amend Section 1304 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the provisions relating to admission of beginners

HOUSE BILL No. 554.

An Act authorizing political subdivisions other than cities of the first and second classes, and school districts of the first class and first class A, to appoint and pay the compensation of employes to make an assessment list of all inhabitants or residents thereof, over twenty-one years of age, for taxation purposes.

HOUSE BILL No. 702.

An Act to further amend the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by further regulating the affairs of boroughs and revising amending and changing the law relating thereto

HOUSE BILL No. 752.

An Act to add Section 3 to the act approved the nineteenth day of May one thousand eight hundred eighty-seven (P. L. 138) entitled "An act providing for payment of costs in criminal cases by the proper county" by fixing the time for making costs payable by the county to aldermen and justices of the peace due and payable.

HOUSE BILL No. 754.

An Act to amend Section 1 of the act approved the eleventh day of May one thousand eight hundred seventy-four (P. L. 132) entitled "An act relating to payment of costs in cases of felony" by fixing the time for making costs payable by the county to aldermen or justices of the peace due and payable.

HOUSE BILL No. 789.

An Act to amend the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872) entitled, "An act to consolidate, amend and revise the penal laws of the Commonwealth" by prohibiting any mortgagee or pledgee from requiring that property securing a loan be insured by a particular insurance company.

HOUSE BILL No. 872.

An Act validating and confirming acquisition and holding heretofore consummated by certain municipal corporations of other states of real property and appurtenances attached thereto in this Commonwealth necessary to the beneficial use of certain real property and appurtenances attached thereto acquired and held by such municipal corporations in such other states and defining certain of their rights and liabilities in connection therewith

HOUSE BILL No. 1091.

An Act to further amend section two of the act approved the second day of June one thousand eight hundred and eighty-three (P. L. 61) entitled "An act supplementary to an act entitled 'An act for the incorporation and regulation of corporations' approved April twenty-ninth one thousand eight hundred and seventy-four authorizing the incorporation of pipe lines for the transportation of petroleum and providing for the exercise of the right of eminent domain in taking lands and property for such purposes" by clarifying and enlarging the powers of pipe line companies to acquire use and dispose of property including shares of stock of other pipe line companies authorizing such companies to exercise powers of eminent domain outside the Commonwealth clarifying provisions concerning consents of stockholders and approvals of Pennsylvania Public Utility Commission.

HOUSE BILL No. 1114.

An Act to further amend Section 3 of the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1356) entitled "An act to regulate the sale and delivery of solid fuel as herein defined providing for appointment of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties" by requiring different types of solid fuels in one vehicle to be separated and requiring separate weighmaster's certificates for each type.

Whereupon,

The SPEAKER, in the presence of the House signed the same.

REPORTS FROM COMMITTEES

Mr. VARNER from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 1300, entitled:

An Act to amend sections one, two, three and five, as amended, of the Act approved the fifth day of June, one thousand nine hundred thirteen (P. L. 443), entitled "An act for the prevention of blindness, by requiring the reporting of cases of ophthalmia neonatorum (inflammation of the eyes of infants) by physicians, midwives and others, and requiring the reporting of results of treatment of each case of said disease, and fixing a penalty for violation thereof," by adding county departments of health or joint-county departments of health to the health authorities to which cases of ophthalmia neonatorum must be reported.

Mr. EDWIN F. THOMPSON from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 1301, entitled:

An Act to further amend section fifteen of the act, approved the nineteenth day of June, one thousand nine hundred and thirty-one (P. L. 589), entitled, as amended, "An act to promote the public health and safety, by providing for the examination and licensure of those who desire to engage in the occupation of barbering; regulating barber shops and barber schools, and apprentices and students therein; regulating compensation for service

rendered; conferring certain powers and duties on the Department of Public Instruction; and providing penalties," by adding counties which have established a county department of health or joint-county department of health to the political subdivisions empowered to regulate barber shops by ordinances or regulations not inconsistent with law.

Mr. FERSTER from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 1309, entitled:

An Act to amend section one and two, as amended, sections four, five, six, seven and eight, and sections nine and ten, as amended, of the act, approved the twenty-eighth day of June, one thousand nine hundred and twenty-three (P. L. 888), entitled, "An act to safeguard human life and health throughout the Commonwealth by providing for the reporting, quarantining, and control of diseases declared communicable by this act or by regulations of the Department of Health; providing for the prevention of infection therefrom; and prescribing penalties," by changing the method of approval of communicable disease regulations by the advisory health board and by adding counties which have established a county department of health or joint-county department of health to the political subdivision required or empowered to perform certain duties relating to the reporting, quarantining, and control of diseases declared communicable by law or regulation.

Mr. TOOMEY from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 1311, entitled:

An Act to amend section four hundred forty-seven of the act approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by deleting those provisions which require such counties to cooperate with the State Department of Health and boroughs and first class townships; and deleting those provisions which prescribe the appointment of health officers, the approval of appointments by the State Department of Health and the powers and duties of appointees.

Mr. DALRYMPLE from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 1333, entitled:

An Act to amend sections five and eighteen of the act, approved the second day of July, one thousand nine hundred and thirty-five (P. L. 589), entitled "An act to safeguard human health and life by providing for the issuance of permits to, and regulation of persons and entities selling milk and milk products; conferring powers, and imposing duties on the Secretary of Health, the Advisory Health Board; and otherwise providing for the administration of the act; and imposing penalties," by adding counties which have established or joined in establishing county departments of health to those municipalities which may be constituted agents of the Secretary of Health for the purpose of issuance of milk permits and by adding county department of health regulations to those municipal ordinances not affected by the act.

Mr. VARNER from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 1377, entitled:

An Act to amend sections two, four, five, and six of the act, approved the second day of July, one thousand eight hundred and ninety-five (P. L. 428) entitled "An act to regulate and license public lodging-houses in the differ-

ent cities in this Commonwealth," by adding county departments of health and joint-county departments of health to the health authorities empowered by act to render certificates, make inspections, and adopt rules and regulations.

Mr. McGEE from the Committee on Public Health and Sanitation reported as Committed, House Bill No. 1378, entitled:

An Act providing for the examination, licensure and registration of persons, firms or corporations engaged in the business or work of plumbing or house and building drainage, and prescribing certain rules, regulations and requirements for the construction of plumbing, house and building drainage and cesspools, in cities of the second class, second class A and third class, and imposing fines, penalties and forfeitures for violation thereof; and providing for administration of this act by county departments of health or joint-county departments of health in cities of the second class, second class A and third class which are within the jurisdiction of such departments of health, and repealing certain laws.

Mr. BEAR from the Committee on Insurance, reported as committed, Senate Bill No. 604, entitled:

An Act authorizing the conversion into mutual life insurance companies of certain fraternal beneficial societies orders or associations or certain fraternal benefit societies incorporated under the laws of this Commonwealth outlining the procedure and defining the rights of dissenting certificate holders.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, I regret the lack of opportunity to address the membership of this House prior to the Majority party caucus.

Newspaper headlines read, "Fine looking to Democrats." His Excellency the Governor is quoted in part as saying,

"Democratic Legislators have a responsibility to all the people and I think most of them realize it. I hope to discuss with the minority party a number of matters to advance the best interests of Pennsylvania if they want to cooperate."

It has been a long and weary legislative trek since January 1st of this year. His Excellency the Governor, if he was at any time interested in ascertaining the views of any member of the minority, had only to invite that member of the minority to call upon him in his office at an appropriate time. Up to the present time His Excellency the Governor has apparently been unmindful that there were any Democrats who are Members of this House or of the other House.

Now, Democrats are Pennsylvanians and we are as much interested in the welfare of our Commonwealth as the other Members of this House, and we will concede that whenever partisanship menaces political stability, partisanship should cease and terminate,—cease to be a governing consideration.

I am not at this particular moment in a position to speak for anyone except myself. I am, however, in a position to outline the basis of cooperation concerning the Commonwealth's fiscal problems which I would be prepared to suggest to the Members of the House Democratic caucus for their consideration.

It is my thought that these suggestions may have at least a passing interest to some members of the majority party. Before I discuss important matters, I would suggest that the majority party House caucus suggest to His Excellency the Governor that he fire whoever is his present Public Relations Counsel.

Governor Fine can hardly be responsible for the ineptitude that has characterized many of his statements. Just as a matter of human probability, no one man, operating by himself could possibly make as many public relations mistakes as His Excellency the Governor himself has done. So he must have had expert assistance from somewhere, and it is high time that he fired those experts.

Particularly His Excellency the Governor should make certain that he doesn't hand Members of the House, who have borne the burden and the heat of the day in his service, a kick in the seat of their legislative pants.

I have here a clipping from one of the papers, which reads,

"The Executive signed the bill Saturday increasing expense allowances of Members of the Legislature from \$1200 to \$1800 a year, but withheld most of the money until the Assembly provides the revenue.

Fine refused to approve an appropriation of \$232 thousand for payment of the expenses increase for the present biennium, but said there is sufficient money left from a previous appropriation to pay the \$300 increase through July 1.

I will not approve any further amount for the purpose of this bill,"—

The Governor said bluntly,

"Until the Legislature provides sufficient revenue to care for human needs for essential services, for our public institutions, hospitals, colleges, medical schools, soldier's bonus, school subsidies and for salary increases for teachers and for all state employees."

That statement is just about the unkindest cut of all. The Members of this House have not failed to provide sufficient revenue to care for human needs, for school subsidies, for salary increases for teachers and for all state employees, and if it should develop that we have failed, the Members of this House, as the Governor should know, are disposed to make sufficient appropriation and find the sources.

The Governor inadvertently gave headline hunters and editorial quibblers a club to beat his friends. I approve and I am prepared to defend in any theatre the increase in Legislative expense accounts.

Members of the minority party moreover, are as insistent as His Excellency the Governor can possibly be, that all of the essential activities of the Commonwealth are generously financed. We say to the majority party leader, trot out your health legislation, your labor legislation, your reapportionment legislation, and do not trot out the alibi that by reason of a temporary fiscal deadlock a great many important measures which this administration during the campaign promised to enact could not be enacted.

There is no reason why any platform promise made by the Republican party should be short-changed by reason of any fiscal situation that has so far arisen.

Whatever your legislative program is, trot it out in complete and rounded form. There is no justification for the continued stumbling and fumbling that has characterized procedure up to this point. But you say, action is stymied by reason of the fact a particular type of tax

legislation is dead-locked in the Senate. I contend that is simply tommy-rot. When you encounter obstacles in your affairs and you cannot get through you try to go around. The Governor's fiscal program is stymied because of two facts; one political and one economic.

The political reason is this: Mason Owlett wrote the administration tax program, or at least he wrote most of it. That Machivellian operator has been a millstone around the Governor's official neck. Governor Fine should realize that Mason Owlett's political friendship is a kiss of death. If Mason Owlett's object is to ruin Fine, create a permanent rupture between the Governor and Pennsylvania's Junior Senator, disrupt the Republican party and gain control of the fragment, he could not be doing a better job than he is doing right now.

The second fundamental mistake that is being made is the administration's insistence upon the enactment of a two year budget. This is not the time for a two year budget. Only Omnipotence himself can predict the course of events fiscal, economic and otherwise during the next twenty-four months.

Will the spiral of inflation continue? Will we have a period of peace talks and economic recession? Will budget estimates stand up? Will they be exceeded? No one can answer those questions and answer them speaking with authority.

Majority sentiment in this House favors an annual budget, and the time to begin with the annual budget idea is right now. What are the barriers against an annual budget? If they are found only in the Administrative Code, the Code can be amended and the Commonwealth can proceed to operate on an annual budget basis.

I say now as I have said before on the floor of this House, that the General Assembly is deadlocked by reason of a difference of opinion, a difference that only time itself can resolve. One group says there is money enough in sight to finance all of the Commonwealth's essential needs. The other group says that no taxes are necessary.

In my opinion,—and it is only an opinion, the Governor does not need as much new money as he says he needs. On the other hand, the probabilities are that when all the needs have been assembled some new tax money is needed over the two year period. And so the sensible thing to do is to finance the Commonwealth's needs for the current fiscal year and see what happens.

There are those who say that at the end of the year we will be right back where we started. They speak without knowledge of the fact that during the current fiscal year the Republican party can at least make a beginning at the task of redeeming its campaign pledges.

Now, here is what the Republican platform said. I do not want to hold them to the letter of it, but I do want to call attention to the spirit of it.

"Due to the uncertainty of world conditions,—

A certainty that most quite evidently continues,—

Due to the uncertainty of world conditions, the amount of funds required for the next budget is impossible of prediction at this time."

September 9, 1950.

Impossible of prediction? If they could not predict at that time whence comes the present budget? That is when they were framing it. That is when the present budget began.

However, there have been favorable changes in the state's fiscal prospects in recent months. We anticipate that the increase in revenue and the decrease in expenditures arising from this changed condition, coupled with strict economy and good management will be sufficient to avoid any additional taxes.

Now, tax yields have increased. But where are the evidences of increased economy and increased efficiency in the management of the various departments of our state government?

The Republican House and Senate caucuses should proceed to make searching inquiry for the purpose of ascertaining how many departments and bureaus are actually overstaffed, for the purpose of ascertaining how many dead beats and drones there are in the Commonwealth payroll, and also for the purpose of ascertaining how many faithful employes there are who deserve salary increases.

So why not give Republican pledges a chance to operate? Briefly this is my personal position, I will support and will urge the Democratic House caucus to support generous appropriations for all essential state services, but on the other hand, I will urge the members of the Democratic House caucus not to go overboard in favor of any entirely new taxes until the need for them has been actually demonstrated. The annual budget is the key that will unlock the pending legislative deadlock. There is money enough in sight to finance the Commonwealth's needs during the current fiscal year.

PERMISSION TO ADDRESS HOUSE

Mr. SMITH asked and obtained unanimous consent to address the House.

Mr. Speaker, the Minority Leader has certainly covered a lot of ground. I was trying to write down answers to some of the questions, but they were coming too fast.

There are several questions I would like to clear up. I do not believe the Minority Leader and we on this side of the House are too far apart on a lot of our thinking. I think he has proven a very good case for an annual budget. I think he has proven a very good case for an annual session. I do not think that anyone on this side of the House is against an annual session today, knowing the problems that we have in state government, knowing that we cannot appropriate with good judgment for a two year period. It cannot be done in a small business, and it certainly cannot be done in a billion dollar business like the Commonwealth of Pennsylvania.

I believe, however, we have debated most of these problems on the floor of this House in the past.

One of the things the gentleman brought up was the Governor's statement in vetoing the appropriation in these expense bills. I believe the Governor was justified in vetoing the appropriations. Who are we in this House that we are any better than the state employees, or the hospitals? They are being appropriated for on a month to month basis. There is no reason why we should be an exception to the rule. As long as the money is available this time to pay our expenses, I believe it is no more than right to give us the money.

The gentleman knows, I know and everyone knows that the general appropriation bill will carry the additional appropriations to hospitals, state employes, and I hope it will also carry an appropriation for us.

The gentleman wants to know about our policy. We have our health program in the House today—in committees, although part of it was brought to the floor, and referred back to Committee. We have our labor program in the House today. We have our welfare program; we have passed a good many bills such as FEPC, which were part of our platform, and I do not think we are too far out of line in regard to our promises in our platform.

There is one thing I would like to definitely spike, this one rumor that seems to be the boogey man in a lot of people's thinking, and that is the gentleman Mason Owlett. I myself hold no brief either for or against Mason Owlett. Mason Owlett is a Republican. Let me assure the gentleman once and for all that our fiscal program which was presented to this House was agreed upon by the leadership of the House and Senate. Mason Owlett, so far as I am concerned, I never saw, I never talked to in regard to a fiscal program. If someone else did, I do not know about it. He has nothing, in my mind, to do with this program. It was agreed upon and we presented it. Mason Owlett never sat in at a meeting.

I would like definitely to spike that one rumor. I would also again like to repeat that Mason Owlett, if he did make a suggestion,—which I say he did not so far as I know, is a Republican. I think that any Republican, no matter who he may be, has a right to make suggestions. We have had hundreds of suggestions from Republicans of influence from all over the state, and I can see no reason to make an exception in the case of the gentleman, Mason Owlett.

I think too the program we saw presented to the papers,—the Senate program we shall call it at this time—proved one thing: it disproved the gentleman's statement that he just made that there was no need for new money. I have not had anything officially given to me except what I read in the papers. But what I read in the papers definitely stated and totaled up that we need the money that we are asking for. At least the Senate in the statements that were given to the newspapers, if they be true, admitted that they needed the money. I do not believe that is the basis now, whether we need it or do not need it, it is the method of getting it. I think Governor Fine in his original budget message was right and correct when he said we needed so much money. The Senate has approved that in their statement and approved many millions more.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 445, entitled:

An Act to amend Section 11 of the act approved the twenty-seventh day of June one thousand nine hundred forty-seven (P. L. 1095) entitled "An act providing for the regulation of mining of anthracite coal by the open pit or strip mining method and for the conservation and improvement of lands affected directly or indirectly by such mining requiring operators to register pay a license fee and secure a permit to engage in strip mining and file a bond conditioned for compliance with this act requiring backfilling of stripping pits and leveling and planting lands affected to prevent erosion and the pollution of waters and to protect public health safety and welfare conferring powers and imposing duties upon the

Department of Mines and the Department of Forests and Waters providing for appeals and imposing penalties and making appropriations" by clarifying the requirement for backfilling adjacent to highways.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1171, entitled:

An Act to further amend the act approved the first day of June one thousand nine hundred thirty-one (P. L. 299) entitled "An act requiring retail dealers in liquid fuels to state the rate of the liquid fuels tax separately from the price of such liquid fuels on liquid fuel price display signs and imposing a penalty" by requiring the posting of signs on liquid fuels dispensing devices stating the brand quality and price of liquid fuels prohibiting the posting of signs not conforming to prescribed standards and increasing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1424, entitled:

An Act to further amend Section 1101 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the provisions relating to restrictions of the right to use highways.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 721, entitled:

An Act authorizing and empowering the Pennsylvania Turnpike Commission to combine the turnpike and its extensions now constructed and to be constructed or parts thereof, for financing purposes under the provisions of this act; authorizing the issuance of turnpike revenue bonds of the Commonwealth, notes or other obligations, to pay the cost of such combined turnpike and its extensions; authorizing the commission to refund any bonds, notes or other obligations theretofore issued by the commission under the provisions of any act, including the payment of any redemption premium thereon notwithstanding any limitations or restrictions as to time of refunding or rate of interest contained in any act hereto-

fore approved, whether or not any of the projects in respect of which such securities being refunded were issued are combined; authorizing the commission to fix tolls from time to time for the use of the projects so combined; providing for preliminary or interim financing through the issuance of notes or other obligations, constituting the same legal investments in certain instances and exempting the same from taxation; providing for bonds to be given by each appointed member of the commission and the Secretary and Treasurer thereof, conditioned upon the faithful performance of the duties of his office in the administration of the Pennsylvania Turnpike System; and providing for salaries for the appointed members of the commission in lieu of the salaries heretofore authorized by law.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

The House proceeded to the second reading and consideration of House Bill No. 74, entitled:

An Act to amend section two thousand five hundred five of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by changing the basis for payments on account of school nurses.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 124, entitled:

An Act to amend section one thousand twenty-four of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by increasing compensation and mileage rates for attendance at conventions for the election of county superintendents

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 163, entitled:

An Act to further amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by authorizing school districts of the second third and fourth classes to levy additional taxes to pay rentals to municipality authorities authorizing boards of school directors to make additional appropriations or to increase appropriations authorizing school districts singly or jointly with other school districts to convey or lease property and appropriate money including proceeds of general obligation bonds to municipality authorities to acquire additional property for authority projects to lease school projects from and pay rentals to municipality authorities to make all other contracts or agreements with municipality authorities deemed necessary or convenient in

connection with projects providing for annual payments by the Commonwealth to school districts paying rentals to municipality authorities or non-profit corporations and further providing for annual payments by the Commonwealth to school districts making payments to the State Public School Building Authority

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. McMILLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 356, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" by extending the provisions thereof to school districts for limited purposes requiring that bonds of authorities organized by school districts be sold at public sale changing provisions for incorporation withdrawal from and joinder in Authorities amendment of articles of incorporation boards of Authorities and citizenship of members thereof and providing for extensions of corporate existence transfers of existing facilities to Authorities and conveyances of projects upon termination or assumption of liabilities

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 576, entitled:

An Act to further amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by permitting certain districts to make their own enumeration for per capita tax purposes

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 620, entitled:

An Act to amend clause (b) of Section 207 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (Act No. 21), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages,

amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors alcohol and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State Liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by further providing for the fixing of sale prices for Pennsylvania liquor stores.

The first section was read.

On the question,

Will the House agree to the section?

BILL POSTPONED

Mr. KENT. Mr. Speaker, I move that this bill be placed on the second reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 774, entitled:

An Act to amend Section 201 of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571), entitled "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh and eighth classes; designating and subjects, property and persons subject to and exempt from taxation for county, borough, township, school, except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof for such purposes; creating in each county a board for the assessment and revision of taxes; defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, town and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the appointment of a chief assessor, assistant assessors and other employees; providing for their compensation payable by such counties; prescribing certain duties of an certain fees to be collected by the recorder of deeds; and eliminating the triennial assessment," by further defining real estate to be valued and assessed for taxation.

The first section was read.

On the question,

Will the House agree to the section?

BILL POSTPONED

Mr. HELM. Mr. Speaker, I move that this bill be placed on the second reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 775, entitled:

An Act to further amend Section 201 of the act, approved the twenty-second day of May, one thousand nine hundred thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those

municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations; amending, revising and consolidating the law relating thereto; and repealing existing laws," by further defining real estate to be valued and assessed for taxation.

The first section was read.

On the question,

Will the House agree to the section?

BILL POSTPONED

Mr. HELM. Mr. Speaker, I move that this bill be placed on the second reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 855, entitled:

An Act to amend the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State Liquor Stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" and of fees and imposing penalties" by permitting the sale and possession of wine in packages not bearing the official seal of the board.

The first section was read.

On the question,

Will the House agree to the section?

BILL POSTPONED

Mr. JOHNSON. Mr. Speaker, I move that this bill be placed on the second reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 878, entitled:

An Act to amend the act approved the thirteenth day of June one thousand nine hundred eleven (P. L. 903) entitled "An act to prevent frauds against carriers of passengers for hire within this Commonwealth and prescribing penalties for the breach of the provisions hereof" by changing penalties and defining magistrate.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 959, entitled:

An Act to amend the act, approved the twelfth day of April, one thousand nine hundred fifty-one (Act No. 21), entitled "An act relating to alcoholic liquors, alcohol and malt brewed beverages; amending, revising, consolidating and changing the laws relating thereto; regulating and

restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by further regulating and limiting the issuance of distributors' and importing distributors' licenses and further regulating sales by licensees.

The first section was read.

On the question,

Will the House agree to the section?

BILL POSTPONED

Mr. JOHNSON. Mr. Speaker, I move that this bill be placed on the second reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 984, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for exceptions to compulsory attendance.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1039, entitled:

An Act to amend sections 401 and 406 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (Act 21), entitled "An act regulating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and incertain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by permitting certain sales of liquor for consumption off the premises.

The first section was read.

On the question,

Will the House agree to the section?

BILL POSTPONED

Mr. JOHNSON. Mr. Speaker, I move that this bill be placed on the second reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1060, entitled:

An Act to amend the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by making the serving of food optional with certain licenses and changing certain requirements relating to the serving of food

The first section was read.

On the question,

Will the House agree to the section?

BILL POSTPONED

Mr. JOHNSON. Mr. Speaker, I move that this bill be placed on the second reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1085, entitled:

An Act to amend the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State Liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by making the establishment and operation of Pennsylvania Liquor Stores and the granting of malt and brewed beverage distributors licenses subject to local option and providing where the vote occurs on local option question the status quo obtains.

The first section was read.

On the question,

Will the House agree to the section?

BILL POSTPONED

Mr. JOHNSON. Mr. Speaker, I move that this bill be placed on the second reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1100, entitled:

An Act to amend sections 464 and 471 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by further defining the powers of courts on appeal.

The first section was read.

On the question,

Will the House agree to the section?

BILL POSTPONED

Mr. JOHNSON. Mr. Speaker, I move that this bill be placed on the second reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1104, entitled:

An Act to amend subsection (a) of Section 1402 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by authorizing the giving of medical and dental examinations to children prior to enrollment in the first grade.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1196, entitled:

An Act to amend clause (15) of the second paragraph of Section 493 of the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by making the cashing receiving handling or negotiating of Public Assistance checks or the cashing of payroll checks by licensees of the Pennsylvania Liquor Control Board an unlawful act

The first section was read.

On the question,
Will the House agree to the section?

BILL POSTPONED

Mr. JOHNSON. Mr. Speaker, I move that this bill be placed on the second reading postponed calendar.
The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1209, entitled:

An Act relating to marriage and amending revising consolidating and changing the law relating thereto.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1228, entitled:

An Act establishing The Pennsylvania State School for the Deaf providing for its operation and maintenance by the Department of Public Instruction and for the admission of pupils thereto and the expense of maintaining pupils therein authorizing the acquisition of a site by The General State Authority or the use of land now owned by the Commonwealth the conveying of Commonwealth owned land to The General State Authority and the erection or construction and the furnishing and equipping of buildings and structures by The General State Authority and the leasing thereof by the Commonwealth and conferring powers and imposing duties on district and county superintendent of schools.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1246, entitled:

An Act to amend the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by providing for farm fish pond licenses regulating the use of such ponds and the terms of such licenses and prescribing penalties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1292, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties

upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for reports of sales of vehicles to nonresidents the transportation of dangerous substances and the inspection of dealers' premises further regulating the administrative powers of the department the licensing suspension and revocation of operators and operating privileges and the operation and equipment of vehicles changing certain fees and powers and jurisdiction of peace officers magistrates aldermen and justices of the peace and prescribing additional enforcement and penal provisions.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1372, entitled:

An Act to amend Section 308 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporation conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by further regulating the method of approval of the borrowing of money and disposition of real estate by nonprofit corporations by the members thereof.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1402, entitled:

An Act providing for appeals to the court of common pleas from the decisions ruling and findings of Civil Service Boards and Commissions in cities.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1404, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30)

entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the addition to the tax duplicates of school districts of the third and fourth class of properties occupied during the fiscal year of the school district in certain cases.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1479, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by requiring certain vehicles and combinations of vehicles to be constructed or equipped to prevent throwing of road surface substances from their rear wheels beyond certain limits.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection,

Senate Bill No. 11, Printer's No. 409 was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 265, entitled:

An Act to amend clause (a) of section one thousand one hundred seventy-six of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for military leaves for employees of school districts.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 343, entitled:

An Act to further amend section eleven of the act ap-

proved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system creating a retirement system creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payment therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending service allowance of certain employees.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

BILLS PASSED OVER

There being no objection

Senate Bill No. 456, Printer's No. 173 and

Senate Bill No. 477, Printer's No. 279

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 501, entitled:

An Act to further amend the title of and the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 951) entitled as amended "An act defining and providing for the licensing and regulation of private academic schools conferring powers and imposing duties on the Department of Public Instruction and imposing penalties" by exempting therefrom schools for the blind deaf and dumb receiving State appropriations and certain other private schools

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection

Senate Bill No. 505, Printer's No. 275

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 533, entitled:

An Act concerning contributions among joint tortfeasors release of tortfeasors defining the rights and duties of contribution in such cases making uniform the law with reference thereto and repealing certain acts

The first to tenth sections inclusive were read and agreed to.

The title was read.

On the question,

Will the House agree to the title?

Mr. McKINNEY offered the following amendments:

Amend page 1, line 1 of the title by inserting after the word "tortfeasors" and before the word "release" the following: "and."

Amend page 1, line 4 of the title by striking out at the end of the line after the word "repealing" the following: "certain acts" and inserting in lieu thereof the following: "inconsistent legislation."

They were agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 648, entitled:

An Act to amend subsection (c) of section 431 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (Act No. 21), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by changing residence requirements for stock ownership in corporations licensed as malt and brewed beverage manufacturers, distributors and importing distributors.

The first section was read.

Will the House agree to the section?

BILL POSTPONED

Mr. HELM. Mr. Speaker, I move that this bill be placed on the second reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 651, entitled:

An Act to amend clause 10 of Section 925 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by increasing compensation allowable to attorneys employed by school directors in certain counties and providing for the payment thereof

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. HELM. Mr. Speaker, I move that this bill be re-committed to the Committee on Appropriations for the purpose of further study.

The motion was agreed to.

BILL PASSED OVER

There being no objection

Senate Bill No. 684, Printer's No. 294

was passed over at the request of the SPEAKER.

TIME EXTENDED ON BILLS

Mr. JOHNSON asked and obtained unanimous consent

to extend the time five days on House Bill No. 1116, Printer's No. 542, on page 21 of today's calendar, bills on second reading postponed.

Mr. HELM asked and obtained unanimous consent to extend the time five days on House Bill No. 1298, Printer's No. 506, on page 22 of today's calendar, bills on second reading postponed.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 44, as follows:

An Act to amend section 1 of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 1203) entitled "An act providing aid by the Commonwealth to free public non-sectarian county libraries authorizing the Department of Public Instruction to provide books for demonstration purposes to encourage the establishment of such county libraries and making an appropriation" by increasing the maximum amount of aid payable to any county

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 1203) entitled "An act providing aid by the Commonwealth to free public non-sectarian county libraries authorizing the Department of Public Instruction to provide books for demonstration purposes to encourage the establishment of such county libraries and making an appropriation" is hereby amended to read as follows

Section 1 Be it enacted &c That a system of State-aid for the maintenance of free public non-sectarian county libraries in counties of the third fourth fifth sixth seventh and eighth classes is hereby established The annual aid by the Commonwealth to any such county library shall be measured by the amount appropriated annually by the county commissioners from county moneys for the maintenance of any such county library and shall be determined as follows

Classes of Counties	Percentage of Aid Calculated on County Appropriation
3	20%
4	25%
5	33%
6	50%
7	75%
8	125%

The amount to be paid by the Commonwealth for the maintenance of any county library shall not in any year exceed [two thousand five hundred dollars \$2500] four thousand dollars (\$4000) and such payment shall be made to the board of trustees in charge of any such free public non-sectarian county library A report of the expenditure of such State moneys shall be made annually to the county commissioners and the Department of Public Instruction in such form as the department may require

Section 2 The provisions of this act shall become effective the first day of June one thousand nine hundred fifty-one

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boies,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Ligh,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Loprestl,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 223, Printer's No. 584

House Bill No. 390, Printer's No 539 and

House Bill No. 488, Printer's No. 476

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 640, entitled:

An Act to amend the act approved the sixth day of June 1893 (P. L. 326) entitled "A supplement to an act entitled 'An act in relation to the imprisonment government and release of convicts in the Pennsylvania Industrial Reformatory at Huntingdon' approved the twenty-eighth day of April Anno Domini one thousand eight

hundred and eighty-seven" by correcting the name of said institution and of the governing board thereof

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. TOMPKINS. Mr. Speaker, I move that this bill be recommitted to the Committee on Welfare for the reason that a bill of like nature has already been passed in this session by the House.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 695, as follows:

An Act providing that public employes of the Commonwealth of Pennsylvania or any political subdivision thereof in the absence of statutory law to the contrary shall not be forbidden by any superior officer to exercise the privilege of participating or engaging in political activities after working hours

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 No employe of the Commonwealth of Pennsylvania or any political subdivision thereof in the absence of statutory law to the contrary shall be forbidden by a superior officer to exercise the privilege of participating or engaging in political activities after working hours unless the same is prohibited by statute

Section 2 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. TOLL. Mr. Speaker, I thought I would call attention once more to this bill and to the volume of publicity which has been published in Philadelphia on this subject.

The last time it was on second reading I read from an article in the Philadelphia Inquirer. Now I read from an article in the Evening Bulletin:

House Bill 695 in the Pennsylvania Legislature provides that no employee of the State or its political subdivisions is to be forbidden by his superior officer to engage in politics unless such activity is forbidden 'by statute.' One effect of this would be to tell the employees of the Municipal Court they can engage in politics in spite of the prohibition laid on them by President Judge Boyle and the Board of Judges. Other employees would receive similar invitations to violate the wishes and orders of their superiors.

The Common Pleas Judges have a rule against political activity among their appointees, including the Prothonotary and his subordinates.

Under this act employees would be forbidden to engage in politics only if politics is forbidden by statute. Since Philadelphia's new charter might not be construed to be a 'statute,' a term usually reserved for acts of legislature, House Bill 695 might repeal the anti-political provisions of the Charter. Even though the Charter forbade some form of political activity, House Bill 695 would invite employees to engage in other forms. When such a provision is tied to a civil service rule that employees are not to be dismissed for political reasons, trouble lies ahead. House Bill 695 deserves stern repudiation."

Now I read an article on Thursday, June 28th 1951, also in the Evening Bulletin:

"The bill introduced by Representative Pitzer of Adams County to permit public employees to engage in politics has been amended to permit such activity only outside of business hours. What a man does on his own time, it is argued is his own business.

Unfortunately it does not work that way. A public employee is not likely to go out in the division to mend political fences just because that is his favorite hobby, or because it brings him extra income.

He does it because he is forced to do it. He does not get his job in the first place if he is not politically useful to those who have jobs to give, and he will lose the job if he does not continue to deliver.

"So a bill to allow the employee to engage in politics outside of office hours is really a bill to force him to engage in politics. There may come a day when public employees who really want to be politically active will be freely accorded the right to do so, but that day is not today, and the place is not Philadelphia, where both the employee and the public need protection from political exploitation at the taxpayers' expense.

I have another editorial headed

Two bills for Politics in the Court. Two bills pending in the House at Harrisburg are thoroughly saturated with politics and should be defeated. One is the court-packing measure that would add four Judges at salaries of \$12,000 each to the Philadelphia Municipal Court, which already has eleven Judges. The other is the notorious Pitzer Bill which would forbid state and local officials to prohibit their employees from engaging in political activity unless specifically required by law.

The Pitzer bill represents one of the last organizational stabs at preserving safe havens for political jobholders. The city charter prohibits municipal office holders from engaging in politics and when and if city-county consolidation is effected, the occupants of the present county offices will become subject to the same ban. Court jobs, until Judge Boyle issued his order, had been desirable plums for party workers, and the Pitzer bill would restore the old order of things in the Municipal Court. There is no excuse for these two belated political bills.

I want to read a letter finally that I received from the Health and Welfare Council signed by its President G. R. Rebman, Jr.:

On June 20th 1951, at the annual meeting of the Health and Welfare Council of Delaware, Montgomery and Philadelphia Counties, which has a membership of over three hundred public and voluntary health and welfare agencies, the following motion was passed unanimously. Having supported wholeheartedly the recent action by our Municipal and Common Pleas Courts in Philadelphia, divorcing employees from political activity, it is the sense of this meeting that House Bill 695 would defeat such efforts to keep party politics out of public health and welfare services, and the passage of House Bill 695 is therefore opposed.

I submit that the Members of the House should vote down this bill.

Mr. TOMPKINS. Mr. Speaker, when this bill was before the House on second reading, amendments were offered to exempt the city and county of the first class from its operations. Those amendments were voted down. Voting those amendments down is an indication of the approval of the bill in its present form. Excepting as an individual will abuse or corrupt his employment, I can see no reason

why we should tell people who are employed by political subdivisions that they are not allowed to speak their mind, any more than we can tell the Legislator that he can not speak his mind, or an employee of a company that he can not speak his mind, or that the company officials can not speak their minds or any other citizen of the United States of America cannot speak his mind.

This bill goes to the one of the basic fundamentals on which there is a creeping paralysis coming into effect today to eliminate many of those freedoms which it has been our privilege to enjoy.

I am just wondering, taking into consideration some of the statements which have been made by the gentleman from Philadelphia, Mr. Toll, if he considers that if a policeman after working hours should speak about bills that might affect his salary, legislation which might affect his pension, legislation which might affect his working hours, whether or not he would consider that to be politics, and if so he would deny that man the right to speak on his own behalf and on behalf of the welfare of his fellow employees.

I am wondering if he would do the same thing in connection with the firemen, who are municipal employees, when they might want to advance legislation that has to do with the safety of their members, with the welfare of the people at large. Would that constitute politics; would a man be permitted to speak his mind on that, and try and promote the welfare not only of his fellow employees but of the public generally?

I am wondering does the gentleman want to deny people the privilege of doing that? Does he consider that to be playing politics?

In the general vernacular of the street what constitutes politics, is when a man speaks out in behalf of the job on which he is employed. The same thing will go for the Health and Welfare employees. Are we to understand that they are asking that those people be denied the privilege of speaking up on their own behalf?

I cannot visualize that under our present system of government, and I am asking that the House support this bill because of the fact that I must again remind you that there are sixty-seven counties in the state of Pennsylvania and so far as I know the other sixty-six counties want very much to maintain their freedom of speech on behalf of these several things which I have mentioned.

Mr. ANDREWS. Mr. Speaker, as the gentleman from Cameron well knows, there is a substantial difference between the activities of the members of the Highway Departments and the political activities of the police, the courts or anyone attached to the courts.

The policeman and the court employee carries with him an aura of authority. If there is political corruption it generally has its origin, its seat among the police; and that is the reason why the country over it is stipulated wisely that the police shall not participate in politics. In like measure, there is a well defined movement that takes the courts and the court employees out of politics because, as I have pointed out, there is a very great difference between the political activities of a member of the Highway Department and a policeman or somebody who is connected with the courts. I think that Judges and heads of the Police Departments have the right to say to their employees, "in politics thus far and no further."

Mr. SWARTZ. Mr. Speaker, I do not want to enter into any controversy. I simply would like permission to ask a question or two of the sponsor of this bill, Mr. Pitzer.

The SPEAKER. Will the gentleman from Adams, Mr. Pitzer, permit himself to interrogated?

Mr. PITZER. I shall, Mr. Speaker.

Mr. SWARTZ. Mr. Speaker, would the gentleman tell me whether there was any specific personal reason that he had for sponsoring this bill?

Mr. PITZER. Mr. Speaker, no.

Mr. SWARTZ. Mr. Speaker, if he had no specific reason for sponsoring it,—I am concerned about the courts. The gentleman did not specifically submit this bill to refute the orders of the Courts of Philadelphia. Was there any intention on his part that this bill should bring the Courts of Philadelphia back into politics?

Mr. PITZER. Mr. Speaker, when I sponsored this bill I had no idea of anything so far as the Courts of Philadelphia were concerned. In my County, I know that this bill is O. K.'d by my Judge.

Mr. SWARTZ. Mr. Speaker, yesterday I went back a number of years in my own writings to find out what my stand on the issue of the Courts in politics was, and I was wondering if you would permit this bill to be placed on the third reading postponed calendar, and amend it so that the Courts alone would not come under the provisions of the bill?

Mr. PITZER. Mr. Speaker, I would not because I think it is the right of every man to vote and work politics if he sees fit. Therefore, I would not agree to that.

Mr. SWARTZ. I thank the gentleman.

Mr. Speaker, it was never my intention just to get up here and talk. I have kept my seat most of the time, except on one very controversial issue, and I would not change my stand on that. In fact, I am more convinced now that I was right than I ever was; but on this particular issue, in checking back on my own writings for many years, I find I have criticized the Judges of the Courts of Dauphin County for sitting in on political meetings after they were elected, sitting on public platforms when political rallies were held in which they had no part after they had been elected.

I do not want to deny any man the right that is given to him under the Constitution either of the United States or of the state of Pennsylvania. But in voting for this bill, in making my decisions, I must make them on the basis that the Courts are included and that above all things we have to have impartial Courts. We have to have Courts where men have to stand on a pinnacle; where they are respected above all other people, and that would include, of course, those people affiliated with the Courts under the Judges themselves.

I merely want to make this statement: if the amendment cannot be made, in voting against this bill, I do so simply because of the Court issue and I am not voting against it to deny any employe of whatever political affiliation the right to do as he sees fit from a political standpoint.

Mr. TOMPKINS. Mr. Speaker, I must again bring to the attention of the Members of this House that we put in an amendment to forbid politics to be played by a person while on his job.

I hold to the belief, and it is a sincere belief, that neither the Courts, the Police Chief, or the Fire Chief or anybody

else has the right to tell me what I can do when I am not engaged in the course of my employment under him. If he can tell me that I cannot engage in politics after working hours, then by the same token, he can tell me that I can only go to certain recreational centers at night time; he can tell me that I can only visit and go to certain shows at night time; he can tell me who my associates shall be; he can regulate my life. It is revolting to my whole nature to have the Courts or anyone else to tell me, when I am off of my job, what I can do. If I violate the laws of the Commonwealth, I can be brought in for violating those laws, if I do those things when I am off the job, and so can they be disciplined if they practice politics while they are engaged in the course of their employment.

I see no reason why we should let a creeping paralysis come upon us in the restriction of our freedoms. If I want to go out and do some reprehensible thing after I am through with my employment, that is my business if I want to be sent to jail for it.

I have not yet heard that politics is a disreputable or dishonorable profession, because if it is, then there are 207 dishonorable and disreputable people sitting here in this House today.

The time has come when we must look to some of the fundamentals of our government and begin to realize exactly in what direction we are trying to head ourselves.

I, therefore, say with all the force at my command, that this is a good bill; that it is a bill that should be supported and it is a bill that will square itself with the fundamentals of our American way of life.

Mr. GUARNIERI. Mr. Speaker, perhaps the remarks I heard from some of the gentlemen as I got up to speak were provoked by the fact that I am wearing a fancy shirt toady. It is not usual or customary for me to do so; but I have it on and while it is a little out of order as far as I am concerned the heat forced me to do it. So, I want to apologize to the Members of the House for not having on a white shirt today. It is insulting the dignity of the House.

However, Mr. Speaker, in reference to House Bill 695 which is under discussion, I heard a few comments during the course of the debate, an expression of opinion by the gentleman, I believe, Mr. Tompkins, to the effect that no man should be prohibited from speaking one's mind and no man should be denied the right to speak for and on behalf of himself, even though he may be a political employe, or an employe of some agency of the government. With that statement of Mr. Tompkins I heartily agree, although, of course, I do not agree with the bill.

I do not think the purpose of the bill aims at that. We are opposed, we from Philadelphia, and we took this position last week, we are opposed to those who accept positions in the Courts or in certain branches of law enforcement or certain agencies of government engaging in political activity. We do not wish to prohibit them from expressing their minds or opinions because we subscribe very highly to freedom of thought. I take this position: I personally oppose a man engaging in political activity if he accepts a certain position of trust and confidence in the Courts and law enforcement agencies.

No man is required to accept any job. We in the House have passed various types of licensing legislation, affect-

ing nurses, affecting osteopaths, doctors, morticians, teachers, and what not.

We have said in this legislation that certain individuals shall be qualified and licensed to practice a certain trade or profession if that person meets with certain requirements. If that person does not continue to satisfy these criteria, then the person may be eliminated from that job or position.

As a matter of public policy, we think that is a necessary and satisfactory thing. For instance, we prohibit criminal records, we require good moral character, we require certification of classification of standards. All that we say is if you wish or desire to accept a certain job, you are going to have to conform to certain standards. I think that a superior officer in saying to a man, if you wish to work as an officer of this Court, or if you wish to work for a law enforcement agency, the Police or the Fire Department, I am requiring that you do not actively engage in political activity whether it be during the day or evening, after working hours—because we cannot separate a man's loyalties.

If this political activity will interfere with the proper performance or function of the man's job, I say that is correct. We should be able to do that and that is not a deprivation of freedom of speech, that is not a deprivation of a man's right to pursue his own activity, his own economic activity with employment. I say that is American and that is the proper thing, and if the proper officer believes that a man should be so prohibited from engaging in political activity for the benefit and the full administration of his job, I think he may do that.

Certainly it is my sincere belief that this bill in its present form is aimed at the political situation in Philadelphia. So it has a motivation which is bad. I spent some time last week speaking upon that subject. I do not want to take your time any more today. Therefore, I am asking the Members of this House to vote against this bill.

Mr. PAUL F. JONES. Mr. Speaker, I would like to interrogate the sponsor of the bill just for a moment.

The SPEAKER. Will the gentleman from Adams permit himself to be interrogated?

Mr. PITZER. I shall, Mr. Speaker.

Mr. PAUL F. JONES. Mr. Speaker, I would like to ask the sponsor whether under the provisions of this bill a stenographer or clerk working for a judge would be prohibited from writing letters to, we will say, prospective supporters on the outside?

Mr. PITZER. After working hours, Mr. Speaker?

Mr. PAUL F. JONES. Either after working hours or during working hours.

Mr. PITZER. After working hours they can write letters but not during working hours according to the bill.

Mr. PAUL F. JONES. Well, would an employee, clerk, or stenographer employed under a judge be prohibited under the provisions of this bill from passing out a card, we will say, of the judge by whom she is employed?

Mr. PITZER. After working hours?

Mr. PAUL F. JONES. Well, you tell me. After working hours or during working hours?

Mr. PITZER. Mr. Speaker, this bill specifically gives them the right to work after working hours and not during working hours.

Mr. PAUL F. JONES. Mr. Speaker, I thank the gentleman.

The impression has gone out that this bill is largely directed to remedy the situation in Philadelphia. I have been trying to place the position of our delegation and of those who do not necessarily live in Philadelphia, as to how it will affect political activity in their counties.

I can follow the arguments of the gentlemen who say that policemen should not be permitted to engage in politics, because they have authority and by virtue of that authority they are in a position to coerce votes. But on the other hand, and I say this sincerely, when we think of all of the lethargy that prevails among the electorate and the fact that politics, when we define it, is simply just the science of government, I am wondering if an extension of this thing would not defeat the very purposes that we are trying to accomplish. What is wrong with our not saying not only to the courts but to the rest of the county officers, "Your employees are not to engage in political activity, they are not to pass out cards, they can not write letters, they cannot campaign among their friends."

I think the thing that is confusing is that nobody has properly defined what we mean by political activity. Certainly we have laws on the statute books of this Commonwealth to protect us against any situation that is bad.

I am compelled to go along with the view that politics is not a criminal activity. We do not have any apologies to offer for being in politics. Those of us who are trying to do a job call ourselves public servants and I do not see why we should prevent any man from engaging in that activity.

Only two weeks ago I witnessed in a committee meeting a judge coming down from Philadelphia. He was there demanding what he thought they needed in Philadelphia, but he was willing to deny the same right to an employee of the court to take issue with him and he wanted to be in a position to place him in the category of an employee and to delegate to himself certain powers by virtue of the fact that he wore a robe. Well, I think that is un-American. I think that is wrong and I think it high time, Members of this House, that if politics has been degenerated to such a status that we have to apologize for being in it then I think we all ought to seek some other type of profession.

Mr. TOMPKINS. Mr. Speaker, I want to endorse the remarks of the gentleman from Allegheny, Mr. Jones, and merely want to make one observation that he himself made and that is this: why should any man be given the privilege of denying to an employee things which he does not deny to himself.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—115

Banker,	Geer,	Lyons,	Royer,
Barkdoll,	Gibson,	Madigan,	Rubin,
Baumunk,	Gleason,	Markley,	Sax,
Bear,	Goodling,	McConnell,	Scott,
Beech,	Graybill,	McCormack,	Seyler,
Blair,	Greenwood,	McCullough,	Shoemaker,
Bloom,	Greer,	McInroy,	Smith,

Bolton,	Gutendorf,	McKinney,	Spencer,
Bomberger,	Guthrie,	McMillen,	Stimmel,
Boorse,	Hamilton, W. H.,	Metz,	Stoner,
Bower,	Harney,	Mikula,	Tahl,
Brelschi,	Haudenschild,	Miller, H. G.,	Thompson, E. F.,
Brown,	Helm,	Miller, J. C.,	Thompson, R. L.,
Cella,	Hewitt,	Mills,	Tompkins,
Clapper,	Hocker,	Mintess,	Toomey,
Clendening,	Johnson,	Moore, C. E.,	VanSant,
Cooper,	Jones, P. F.,	Moore, H. A.,	Wachhaus,
Costa,	Jones, T. H. W.,	Murray,	Watkins,
Dalrymple,	Jump,	Musto,	Weldner,
Davis,	Kamyk,	Naugle,	Wescott,
Dennison,	Keller,	Pichney,	Whalley,
DuBois,	Kent,	Pitzer,	White,
Dunn,	Kline,	Polen,	Wilt,
Erb,	Kohl,	Price, H. W. Jr.,	Wood,
Ewing,	Kratz,	Reagan,	Yeakel,
Ferster,	Lafore,	Reese,	Young,
Firmstone,	Lelsey,	Reilly, J. M.,	Ziegler,
Flack,	Leonard, W. C.,	Rigby,	Sorg,
Frost,	Light,	Riley, R. L.,	Speaker

NAYS—68

Amarando,	Guarnieri,	Lovett,	Readinger,
Andrews,	Hagerty,	Lutty,	Rosen,
Beaver,	Hamilton, R. K.,	Maxwell,	Rovanssek,
Berkstresser,	Headlee,	McDermitt,	Sarra,
Breth,	Hersch,	McGee,	Scanlon,
Bucchin,	Hoggard,	McNally,	Schmidt,
Byrne,	Hunter,	Mihm,	Schuster,
Cochran,	Jenkins,	Monroe,	Snider,
Conway,	Jones, G. E.,	Moran,	Stank,
Corr,	Jones, J. M.,	Muldowney,	Swartz,
Coyle,	Kolankiewicz,	Munley,	Taylor,
Dougherty,	Kornick,	Needham,	Toll,
Duffy,	Lederer,	Olsen,	Varallo,
Fenrich,	Leonard, L.,	Penglase,	Wargo,
Filip,	Leven,	Pfaff,	Welsh,
Filo,	Limper,	Polaski,	Westrick,
Gaffney,	Lopresti,	Price, R. A.,	Wheeler,
			Yester,

NOT VOTING—24

Boles,	Madden,	Reidenbach,	Varner,
Dowling,	Mazza,	Robertson,	Verona,
Good,	Najaka,	Rose,	Waterhouse,
Hall,	Peta,	Shotwell,	Williams,
Kubacki,	Petrosky,	Sollenberger,	Yetzer,
Loftus,	Pettigrew,	Swope,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 745 as follows:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereto and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganizing of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and em-

ployes of certain departments boards and commissions shall be determined" by creating the Pennsylvania Library Council prescribing its powers and duties providing for a State librarian and for certification of libraries and librarians and for minimum standards for public library service

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 As much as applies to the Department of Public Instruction of Section 202 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization if certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" as last amended by the acts approved the ninth day of May one thousand nine hundred forty-nine (P. L. 1003) the twelfth day of May one thousand nine hundred forty-nine (P. L. 1289) and the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1717) is hereby further amended to read as follows

Section 202 Departmental Administrative Boards Commissions and Offices The following boards commissions and offices are hereby placed and made departmental administrative boards commissions or offices as the case may be in the respective administrative departments mentioned in the preceding section as follows

* * * *

In the Department of Public Instruction

State Council of Education

Pennsylvania Library Council

State Real Estate Commission

Pennsylvania State Board of Censors

Public School Employees' Retirement Board

Board of Trustees of Thaddeus Stevens Trade School

Board of Trustees of Pennsylvania State Oral School for the Deaf

Board of Trustees of Pennsylvania Soldiers' Orphan school

Board of Trustees of West Chester State Teachers' College

Board of Trustees of Millersburg State Teachers' College

Board of Trustees of Kutztown State Teachers' College

Board of Trustees of East Stroudsburg State Teachers' College

Board of Trustees of Mansfield State Teachers' College

Board of Trustees of Bloomsburg State Teachers' College

Board of Trustees of Shippensburg State Teachers' College

Board of Trustees of Lock Haven State Teachers' College

Board of Trustees of Indiana State Teachers College

Board of Trustees of California State Teachers College

Board of Trustees of Slippery Rock State Teachers' College

Board of Trustees of Edinboro State Teachers' College

Board of Trustees of Clarion State Teachers' College

Board of Trustees of Cheyney Training School for Teachers

State Board of Medical Education and Licensure
 State Board of Pharmacy
 State Dental Council and Examining Board
 State Board of Optometrical Examiners
 State Board of Osteopathic Examiners
 Osteopathic Surgeons' Examining Board
 State Board of Examiners for the Registration of Nurses
 State Board of Cosmetology
 State Board of Veterinary Medical Examiners
 State Board of Chiropractic Examiners
 State Board for the Examination of Public Accountants
 State Board of Examiners of Architects
 State Registration Board for Professional Engineers
 Public Service Institute Board
 State Board of Private Academic Schools
 State Board of Private Business Schools
 State Board of Private Schools
 State Board of Private Correspondence Schools

Section 2 Article four of said act is hereby amended by adding immediately following Section 408 thereof a new section to read as follows

Section 408.1 Pennsylvania Library Council The Pennsylvania Library Council shall consist of the Secretary of Public Instruction eight members to be appointed by the Governor and two Members of the General Assembly one from the Senate and one from the House of Representatives the members of the council who are members of the General Assembly shall have no right to vote but shall in all other respects enjoy all the rights and privileges of membership The term of office of each appointed member shall be four years and until his successor is appointed and qualified except that in the initial appointment of members of the council two members shall be appointed for the term of one year two members for the term of two years two members for the term of three years and two members for the term of four years Any vacancy occurring in the council shall be filled by the Governor for the unexpired term

One of the members of the General Assembly shall be appointed by the President Pro Tempore of the Senate and one by the Speaker of the House of Representatives for a term to expire with his concurrent term as a legislator and shall serve until his successor is appointed and qualified unless he shall not be elected for the next succeeding term as a member of the General Assembly in which case a vacancy shall occur

Five members who are not members of the General Assembly shall constitute a quorum

The members of the council shall receive no compensation for their services but shall be reimbursed for actual and necessary expenses incurred in the performance of their duties They may appoint a secretary who need not be a member of the council The council shall select one of the appointed members as chairman who shall serve for the term of one year

Meetings of the council may be called by the chairman and may be called on request of the majority of the members of the council

Section 3 Section 1305 of said act as amended by the act approved the sixth day of June one thousand nine hundred forty-five (P L 1398) is hereby further amended to read as follows

Section 1305 Library The [Department of Public Instruction] Pennsylvania Library Council shall have the power and its duty shall be to exercise the powers and perform the duties heretofore by law vested in and imposed upon the State Library and Museum and the several divisions thereof in so far as the same shall in any manner relate to the State Library or the law library or to the following powers duties and functions [The Superintendent of Public Instruction may designate the person in charge of the work to which this section refers as the State Librarian]

The [department] Pennsylvania Library Council shall have the power and its duty shall be

(a) To control direct supervise and manage the State Library

(b) To maintain as a part of the State Library a law library

(c) To give advice and counsel to all free libraries in the State and to all communities which may propose to establish free libraries [in the selection of books cataloging and other details of library management and] as to the best means of establishing and administering such libraries and may provide assistance by any of its employees in organizing such libraries or improving service given by them

(d) [Generally to supervise and] To inspect free libraries which may be established or assisted under any legislative provision for State grants in aid to libraries and to require annual reports from all free public libraries in such manner as may be deemed proper and to establish and maintain a system of traveling libraries as far as possible throughout the Commonwealth

(e) To appoint a State librarian who shall have the care and charge of the State Library and the affairs appertaining thereto and shall perform such other duties as shall be prescribe by the council The State Librarian shall be a graduate of a nationally accredited library school and shall have had at least five (5) years experience in library work in an administrative capacity

(f) To prepare and administer standards for certification of libraries and librarians

(g) To establish minimum standards for public library service and to assist libraries in maintaining such standards

(h) To promote the establishment of libraries in those areas of the State not served by free public libraries and to conduct demonstrations by means of bookmobiles collections of books or otherwise in areas without free public library service for this purpose

(i) To encourage contractual and cooperative relations between school districts school libraries and local county district or regional libraries

(j) To report and recommend to the Governor and the General Assembly legislation needed to make the libraries of this Commonwealth more effective and useful

(k) To collect and preserve statistics undertake research pertaining to libraries and to publish and distribute the resultant findings and to do any and all of the things it may reasonably be able to do to promote and advance library service in the Commonwealth

Section 4 All acts and parts of acts are hereby repealed in so far as they are inconsistent with the provisions of this act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Amaranow,	Greenwood,	Mazza,	Sarra,
Andrews,	Greer,	McConnell,	Sax,
Banker,	Guarnieri,	McCormack,	Scanlon,
Barkdoll,	Gutendorf,	McCullough,	Schmidt,
Baumunk,	Guthrie,	McDermitt,	Schuster,
Bear,	Hagerty,	McGee,	Scott,
Beaver,	Hall,	McInroy,	Seyler,
Beech,	Hamilton, R. K.,	McKinney,	Shoemaker,
Berkstresser,	Hamilton, W. H.,	McMillen,	Shotwell,
Blair,	Harney,	McNally,	Smith,
Bloom,	Haudenshield,	Metz,	Snider,
Boles,	Headlee,	Mihm,	Sollenberger,
Bolton,	Helm,	Mikula,	Spencer,
Bomberger,	Hersch,	Miller, H. G.,	Stank,
Boorse,	Hewitt,	Miller, J. C.,	Stimmel,
Brelsach,	Hocker,	Mills,	Stoner,
Breth,	Hoggard,	Mintess,	Swartz,
Brown,	Hunter,	Monroe,	Swope,
Buchlin,	Jenkins,	Moore, C. E.,	Tahl,
Byrne,	Johnson,	Moore, H. A.,	Taylor,

Cella,	Jones, G. E.,	Moran,	Thompson, E. F.,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, R. L.,
Clendenen,	Jones, P. F.,	Munley,	Toll,
Cochran,	Jones, T. H. W.,	Murray,	Tompkins,
Conway,	Jump,	Musto,	Toomey,
Cooper,	Kamyk,	Najaka,	VanSant,
Corr,	Keller,	Naugle,	Varallo,
Costa,	Kent,	Needham,	Varner,
Coyle,	Kline,	Olsen,	Verona,
Dalrymple,	Kohl,	Penglase,	Wachhaus,
Davis,	Kolankiewicz,	Peta,	Wargo,
Dennison,	Kornick,	Petrosky,	Waterhouse,
Dougherty,	Kratz,	Pettigrew,	Watkins,
Dowling,	Kubacki,	Pfaff,	Weidner,
DuBois,	Lafore,	Pichney,	Welsh,
Duffy,	Lederer,	Pitzer,	Westcott,
Erb,	Leisey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Poleh,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Filip,	Leven,	Price, R. A.,	White,
Filo,	Light,	Readinger,	Williams,
Firmstone,	Limper,	Reese,	Wilt,
Flack,	Loftus,	Reidenbach,	Wood,
Frost,	Lopresti,	Rigby,	Yeakel,
Gaffney,	Lovett,	Riley, R. L.,	Yester,
Geer,	Lutty,	Robertson,	Yetzer,
Gibson,	Lyons,	Rose,	Young,
Gleason,	Madden,	Rosen,	Ziegler,
Good,	Madigan,	Rovansek,	Sorg,
Goodling,	Markley,	Royer,	Speaker
Graybill,	Maxwell,	Rubin,	

NAYS—5

Bower,	Ferster,	Reagan,	Reilly, J. M.,
Dunn,			

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and reconsideration of House Bill No. 1057, as follows:

An Act to add Section 6.1 to the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1216) entitled "An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and non-resident real estate brokers and real estate salesmen and their business" by authorizing the issuance of limited real estate brokers' and salesmen's licenses exclusively within the limited field or branch of the real estate business applying to cemetery lots plots and mausoleum spaces or openings and conferring powers and imposing duties upon the Department of Public Instruction and the State Real Estate Commission with respect to examination for and the issuance of such licenses

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1216) entitled "An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business" is hereby amended by adding after Section 6 a new section to read as follows

Section 6.1 (a) The department is hereby authorized and empowered to issue limited real estate brokers' and salesmen's licenses to any person copartnership association or corporation desiring to engage in or carry on the business or act in the capacity of a real estate broker or a real estate salesman within the Commonwealth exclusively within the limited field or branch of such business which applies to cemetery lots plots and mausoleum spaces or openings and for such purpose the commission shall conduct limited examinations as are in the judgment

of the commission necessary to ascertain whether the applicant for such limited licensure has a proper knowledge of that field For the purpose of preparing and conducting examinations for said limited licensure the commission shall consult with an advisory group of at least three persons of established reputation and ability who are actively engaged in that field or branch and who shall be compensated for their services at the rate of not more than ten dollars (\$10.00) per day in addition to their expenses in attending the commission

(b) Applicants for said limited licensure shall first submit to and pass an examination prepared by the commission in consultation with an advisory group as herein provided such examinations to be conducted at such times in such special field and subject to such conditions as the commission by rules and regulations shall prescribe

(c) Limited license issued by the department under the provisions of this section shall clearly state on the face thereof the field to which such limited license is applicable and the holder of any such limited license shall not engage in or carry on the business or act in the capacity of a real estate broker or real estate salesman except in the limited field for which he holds the license

(d) Except as herein otherwise provided all the provisions of this act shall apply to applicants for and persons holding limited licenses issued by the department under the provisions of this section.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsach,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenen,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Westcott,
Erb,	Leisey,	Poleh,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,

Gaffney, Geer, Gibson, Gleason, Good,	Lutty, Lyons, Madden, Madigan, Markley.	Riley, R. L., Robertson, Rose, Rosen, Rovansek,	Yetzer, Young, Ziegler, Sorg, Speaker.
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NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1108, as follows:

An Act to repeal the act approved the sixth day of June one thousand nine hundred thirteen (P. L. 452) entitled "An act to amend an act 'Providing for the appointment of a board of visitation for institutions societies and associations caring for dependent neglected or delinquent children' approved the twenty-sixth day of February Anno Domini one thousand nine hundred and three and making it the duty of the board of visitation to visit all institutions within the county which receive their inmates from more than one county and are in whole or in part supported and managed by the Commonwealth and all institutions which are wholly supported and managed by any county city borough or township of the poor district of the Commonwealth and providing for the making of nominations of appointment on the board of visitation"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the sixth day of June one thousand nine hundred thirteen (P. L. 452) entitled "An act to amend an act 'Providing for the appointment of a board of visitation for institutions societies caring for dependent neglected or delinquent children' approved the twenty-sixth day of February Anno Domini one thousand nine hundred and three and making it the duty of the board of visitation to visit all institutions within the county which receive their inmates from more than one county and are in whole or in part supported and managed by the Commonwealth and all institutions which are wholly supported and managed by any county city borough or township of the poor district of the Commonwealth and providing for the making of nominations of appointment on the boards of visitation" is hereby repealed absolutely

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando, Andrews, Banker, Barkdoll, Baumunk, Bear, Beaver, Beech, Berkstresser, Blair, Bloom, Boles, Bolton, Bomberger, Boorse,	Goodling, Graybill, Greenwood, Greer, Guarnieri, Gutendorf, Guthrie, Hagerty, Hall, Hamilton, R. K., Hamilton, W. H., Harney, Haudenschild, Headlee, Helm,	Maxwell, Mazza, McConnell, McCormack, McCullough, McDermitt, McGee, McInroy, McKinney, McMillen, McNally, Metz, Mihm, Mikula, Miller, H. G.,	Royer, Rubin, Sarraf, Sax, Scanlon, Schmidt, Schuster, Scott, Seyler, Shoemaker, Shotwell, Smith, Snider, Sollenberger, Spencer,
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Bower, Breisch, Breth, Brown, Bucchin, Byrne, Cella, Clapper, Clendenning, Cochran, Conway, Cooper, Corr, Costa, Coyle, Dalrymple, Davis, Dennison, Dougherty, Dowling, DuBols, Duffy, Dunn, Erb, Ewing, Fenrich, Ferster, Fillip, Filo, Firmstone, Flack, Frost, Gaffney, Geer, Gibson, Gleason, Good,	Hersch, Hewitt, Hocker, Hoggard, Hunter, Jenkins, Johnson, Jones, G. E., Jones, J. M., Jones, P. F., Jones, T. H. W., Jump, Kamyk, Keller, Kent, Kline, Kohl, Kolankiewicz, Kornick, Kratz, Kubacki, Lafore, Lederer, Lelsey, Leonard, L., Leonard, W. C., Leven, Light, Limper, Loftus, Lopresti, Lovett, Lutty, Lyons, Madden, Madigan, Markley,	Miller, J. C., Mills, Mintess, Monroe, Moore, C. E., Moore, H. A., Moran, Muldowney, Munley, Murray, Musto, Najaka, Naugle, Needham, Olsen, Penglase, Peta, Petrosky, Pettigrew, Pfaff, Pichney, Pitzer, Polaski, Polen, Price, H. W. Jr., Price, R. A., Readinger, Reagan, Reese, Reidenbach, Reilly, J. M., Rigby, Riley, R. L., Robertson, Rose, Rosen, Rovansek,	Stank, Stimmel, Stoner, Swartz, Swope, Tahl, Taylor, Thompson, E. F., Thompson, R. L., Toll, Tompkins, Toomey, VanSant, Varallo, Varner, Verona, Wachhaus, Wargo, Waterhouse, Watkins, Weidner, Welsh, Wescott, Westrick, Whalley, Wheeler, White, Williams, Wilt, Wood, Yeakel, Yester, Yetzer, Young, Ziegler, Sorg, Speaker
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NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1126, as follows:

An Act making an appropriation to the Jefferson Medical College of Philadelphia Pennsylvania for medical education and research

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one million five hundred thousand dollars (\$1,500,000) or as much thereof as may be necessary is hereby specifically appropriated to the Jefferson Medical College of Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred fifty-one for the support and promotion of medical education and to provide for the maintenance and support of a research institute of preventive and industrial medicine

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando, Andrews, Banker, Barkdoll, Baumunk, Bear,	Goodling, Graybill, Greenwood, Greer, Guarnieri, Gutendorf,	Maxwell, Mazza, McConnell, McCormack, McCullough, McDermitt,	Royer, Rubin, Sarraf, Sax, Scanlon, Schmidt,
--	--	---	---

Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	Williams,
Filip,	Light,	Reagan,	Wilt,
Filo,	Limper,	Reese,	Wood,
Firmstone,	Loftus,	Reidenbach,	Yeakel,
Flack,	Lopresti,	Reilly, J. M.,	Yester,
Frost,	Lovett,	Rigby,	Yetzer,
Gaffney,	Lutty,	Riley, R. L.,	Young,
Geer,	Lyons,	Robertson,	Ziegler,
Gibson,	Madden,	Rose,	Sorg,
Gleason,	Madigan,	Rosen,	Speaker
Good,	Markley,	Rovansek,	

NAYS—1

White,

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1181, entitled:

An Act to add Section 1207.1 to the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor

vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by granting jurisdiction to magistrates in summary proceedings in certain cases where minors are charged with violations of said act

On the question,

Will the House agree to the bill on third reading?

Mr. TOMPKINS. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk read the amendment as follows:

Amend Sec. 1 (Sec. 1207.1) page 4, lines 4 and 5, by striking out the word "not" in line 4 and all of line 5 and inserting in lieu thereof: "except that in any case of default in payment of a fine and costs imposed upon such minor, the matter shall be referred to the juvenile court."

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1191, as follows:

An Act to amend the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 565) entitled "A supplement to the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended 'An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties' as reenacted and amended to exempt domestic servants and agricultural workers from the provisions thereof except in certain cases" by providing that the purchase of Workmen's Compensation insurance shall be the exclusive means of electing to except the provisions of the Workmen's Compensation Act of 1915 in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 565) entitled "A supplement to the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended 'An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties' as reenacted and amended to exempt domestic servants and agricultural workers from the provisions thereof except in certain cases" is hereby amended to read as follows

Section 1 Nothing contained in any article or any section of the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation providing procedure for the determina-

tion of liability and compensation thereunder and prescribing penalties" as last reenacted and amended at the regular legislative session of one thousand nine hundred and thirty-nine shall apply to or in any way affect any person who at the time of injury is engaged in domestic service of agriculture Provided however That in cases where the employer of any such person shall have [prior to such injury by application to the Workmen's Compensation Board approved by the board] purchased Workmen's Compensation insurance to cover liability to such employe such employer during the life of the policy shall be deemed to have elected to come within the provisions of the Workmen's Compensation Act of one thousand nine hundred and fifteen and the supplements and amendments thereto the provisions of this supplementary act shall not apply Such election shall become effective on the effective date of the policy and terminate on the expiration date of the policy unless renewed by the employer and shall be binding on both the employer and his employes

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. MORAN. Mr. Speaker, I would like to ask the sponsor to explain just what this bill does.

Mr. NAUGLE. Mr. Speaker, under the Workmen's Compensation Act there are two classes of employment that come under the voluntary classification. That of employers of agricultural employes and those of domestic help. This provision is in addition to the coverage whereby an employer of help, agriculture or domestic, after having a policy for one policy period, and then rejects it at the end of that period—because of the fact that he comes under the voluntary classification, and the employee would have a claim during the year of the policy and the employer had no renewal on the policy for the following year, he would necessarily have to reject the Workmen's Compensation Act. This would give way for an injured employee to again bring suit against the employer for an additional amount if he saw fit to do so.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,

Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1203, as follows:

An Act to select and adopt the Great Dane as the official State dog of Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Great Dane is hereby selected designated and adopted as the official State dog of Pennsylvania

Section 2 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. WATKINS. Mr. Speaker, I had expected a little more barking and howling on this bill. However I had no fear.

A dog can growl and bark and if you are kind to that dog no one needs to fear.

On a previous occasion when I was granted the privilege of taking the floor of this House, as you will recall, I was asked that we get aboard the Ship of State. As I remarked I expected that ship was sailing over troubled waters. And we certainly found that to be the case.

There is only one thing that was needed, that was a dog as a mascot on that ship, which mascot we left ashore.

However at this time I find myself in a quite different and rather peculiar situation. By request I am one of the sponsors, with my friend Mr. Clendening from Delaware, of this particular bill.

Now I am placed in the position of trying to be a salesman. This position is not new for me and since I have spent most of my career in the sailing of a very wide variety of items from hot dogs and hamburgers to,

I might state, almost any thing from a needle to a cow. And I have I might state been very successful.

I am about to at least try to sell a dog, man's best friend, to the Members of the House and the Commonwealth of Pennsylvania.

Any successful salesman in selling anything must first come to the conclusion in his own mind after taking all items into consideration, that he has the product to sell which is of the highest quality, the most advisable and the best that can be offered, and after careful consideration in this case, it is the Great Dane to be selected and adopted, as the official State Dog of Pennsylvania.

Of course it is natural that we all have our favorite breeds of dog and everyone of the various breeds have their characteristics which may entitle them to some consideration for adoption.

However, if one were to look over a large pack of dogs, a combination of all breeds assembled, you would find that the Great Dane would be outstanding for its physical beauty, its sturdiness and alertness, its kindness, its showmanship and you would say: "That is a dog which would and should be the blue ribbon winner of all the breeds" as your selection for a State dog.

No one pretends a state dog is a necessity, but we in Pennsylvania are not content with the necessities of life. Perhaps few people know or care what the state emblems are, but they are a source of pride to anyone who is interested in the state.

Certainly they cannot adopt a dog which we ourselves may be partial to. Even though one personally might like a dogwood tree better, he is proud of our state tree—the hemlock (despite the fact that it grows twice as big in West Virginia as it does here), and according to our new state booklet its wood is so inferior to our white pine it could not even be sold except at a loss during the period when Pennsylvania was the leading lumber producing state.

We are proud of our State flower—the mountain laurel, though a rose may smell much sweeter and the laurel belongs no more to us than any other state from New Brunswick to Florida or from Ontario to Indiana where it grows just as profusely.

We love and admire our state bird—the ruffed grouse. Though he is not so spectacular as the cardinal or so sweet a songster as many birds we see far more frequently—and he little cares whether he is in Pennsylvania's woods or in the New England states, west to Minnesota or South to Alabama where he abounds as much as here.

Pennsylvania is one of the few States which theoretically has a state dog. The Great Dane in the Capitol mural has looked down upon every person who has entered the Governor's reception room for years past, and he will continue to keep an eye on things for untold time to come.

He stands, mute evidence of a dog's loyalty to man even when man is spurned by those nearest and dearest to him, as in the case of the founder of our own state. Preserving Pennsylvania's historical heritage is a legislative habit of long standing.

Recognizing its State Dog is one of the few projects which can be accomplished at no expense. Looking into the face of Penn's Dane it would be unintelligent to delay in adopting a state dog, and a farce to adopt any other breed.

But behold, perhaps I have gone too far, Mr. Speaker. I felt that I was going to try and sell this Dog to you and the Members of the House—now I am going to give it to you without cost whatever!

So, Mr. Speaker, and Members of the House, I kindly ask you to accept the adoption of a doggone good dog for a doggone great State, by voting favorably on this doggone good bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—93

Amarando,	Gutendorf,	McInroy,	Sax,
Andrews,	Guthrie,	Mihm,	Scanlon,
Bloom,	Hagerty,	Mills,	Shoemaker,
Bolton,	Hamilton, W. H.,	Mintess,	Shotwell,
Boorse,	Helm,	Monroe,	Smith,
Byrne,	Hunter,	Moore, H. A.,	Sollenberger,
Cella,	Jones, G. E.,	Moran,	Spencer,
Clapper,	Jump,	Muldowney,	Stank,
Clendenning,	Kline,	Munley,	Tahl,
Cochran,	Kohl,	Najaka,	Taylor,
Conway,	Kolankiewicz,	Penglase,	Thompson, E. F.,
Costa,	Kratz,	Peta,	Thompson, R. L.,
Coyle,	Lafore,	Petrosky,	Toomey,
Dalrymple,	Lederer,	Pfaff,	Varallo,
Dennison,	Leisey,	Pichney,	Varnier,
Dougherty,	Leonard, L.,	Polaski,	Verona,
DuBois,	Leonard, W. C.,	Price, H. W. Jr.,	Wachhaus,
Erb,	Light,	Reese,	Watkins,
Fenrich,	Limper,	Reidenbach,	Whalley,
Frost,	Loftus,	Reilly, J. M.,	Williams,
Gaffney,	Lovett,	Robertson,	Yester,
Gleason,	Lyons,	Rubin,	Yetzer,
Greer,	McCormack,	Sarraaf,	Young,

NAYS—88

Banker,	Greenwood,	McConnell,	Royer,
Barkdoll,	Guarnieri,	McCullough,	Schmidt,
Beaver,	Hamilton, R. K.,	McDermitt,	Schuster,
Beech,	Harney,	McGee,	Scott,
Berkstresser,	Haudenshield,	McKinney,	Seyler,
Bomberger,	Headlee,	McMillen,	Snider,
Bower,	Hocker,	McNally,	Stimmel,
Breth,	Jenkins,	Metz,	Stoner,
Brown,	Johnson,	Mikula,	Swartz,
Bucchin,	Jones, J. M.,	Miller, H. G.,	Swope,
Cooper,	Jones, P. F.,	Miller, J. C.,	Toil,
Corr,	Kamyk,	Moore, C. E.,	Tompkins,
Davis,	Kent,	Murray,	VanSant,
Dunn,	Kornick,	Musto,	Wargo,
Filip,	Leven,	Naugle,	Weldner,
Filo,	Lopresti,	Needham,	Welsh,
Firmstone,	Lutty,	Olsen,	Westrick,
Flack,	Madden,	Price, R. A.,	Wheeler,
Geer,	Madigan,	Readinger,	White,
Gibson,	Markley,	Reagan,	Wood,
Goodling,	Maxwell,	Riley, R. L.,	Ziegler,
Graybill,	Mazza,	Rovansek,	Sorg,

Speaker

NOT VOTING—26

Baumunk,	Ewing,	Jones, T. H. W.,	Rose,
Bear,	Ferster,	Keller,	Rosen,
Blair,	Good,	Kubacki,	Waterhouse,
Boles,	Hall,	Pettigrew,	Wescott,
Brelsch,	Hersch,	Pitzer,	Wilt,
Dowling,	Hewitt,	Polen,	Yeakel,
Duffy,	Hoggard,	Rigby,	

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill fails.

BILL PASSED OVER

There being no objection

House Bill No. 1218, Printer's No. 544
was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1256, as follows:

An Act to amend sections one and thirteen of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 940) entitled "An act relating to boarding houses for children providing for the licensing and inspection thereof and the adoption of rules and regulations for the maintenance operation and conduct thereof by the Department of Welfare defining offenses and prescribing penalties" by redefining "boarding houses for children" and increasing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections one and thirteen of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 940) entitled "An act relating to boarding houses for children providing for the licensing and inspection thereof and the adoption of rules and regulations for the maintenance operation and conduct thereof by the Department of Welfare defining offenses and prescribing penalties" are hereby amended to read as follows

Section 1 Definitions Exclusions The term "boarding house for children" as used in this act shall mean any place maintained operated and conducted [for hire gain or reward] for the reception of [more than two children] any child or children between the ages of three and sixteen years of age who are unaccompanied by parent or guardian for the purpose of providing such children with full time care food and lodging The term "boarding house for children" shall not be construed to include (1) institutions maintained by the Commonwealth or any political subdivision thereof [(2) institutions board houses foster homes or any other places for the care of children to which the several courts of the Commonwealth or the county institution districts shall send children (3) any place conducted by or in which children may be placed by institutions and social agencies duly incorporated as nonprofit corporations whose corporate purposes include the placement and care of children (4)] (2) any bona fide nonprofit educational institution whether incorporated or not [(5)] (3) any place conducted by a person or persons related to the children received therein by blood or marriage within the second degree [(6)] (4) vacation boarding houses or vacation camps caring for children for a period of time not to exceed ninety (90) consecutive days or [(7)] (5) any place selected by a parent for the temporary care of his children gratuitously or for pay during his absence or [(8)] (6) places licensed under any other law of this Commonwealth

The word "department" as used in this act shall mean the Department of Welfare of the Commonwealth

Section 13 Offenses Penalty Any person who operates a boarding house for children without having obtained a license within thirty days after being notified by the department so to do or who operates a boarding house for children after his license has been revoked shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding [two hundred dollars (\$200)] one thousand dollars (\$1000) or undergo imprisonment not exceeding [six months] one year or both in the discretion of the court

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, it is with a great deal of diffidence and hesitation that I rise to discuss this bill which is one of a series of three now pending on the calendar.

This particular bill, as I understand, is sponsored by the head of the Department of Welfare. I have been told—

I do not vouch for the correctness of this story—that in his early youth the head of the Department of Welfare sold domestic articles from door to door and that it was his practice to rap on the door and usually a woman would respond.

He would say, "Is the boss at home?"

Nine times out of ten the woman would reply, "No." Or, "The mister is at work."

"Oh, I wasn't interested in the mister. You are Mrs. Jones, it was you I wanted to see about this article of domestic use; I wasn't interested in the mister at all, I just wanted to talk to the one whose opinion predominated in the household."

You know it is difficult for early habits to be terminated, they linger. So as I say, I approach the discussion of this bill with considerable hesitation.

In a broadcast sent out over the state, addressed to the wives of the Members of this House, there is the intimation, at least there was the intimation in the letter that came to my house that I was a tired old man, that I was a bit of a nit-wit anyway; that I lacked the mental capacity to grapple with things of major moment. I might have the ability to vote "yes" or "no" on a dog bill but that it was beyond my capabilities and beyond the capabilities of the Members of this House to face the basic and fundamental issues that were involved in House Bill 1356, and therefore the women who have the misfortune to be the wives of Members of this House were urged to get busy and try and pound a bit of common sense into the Members of this House, to try to make them realize that there were grave issues that were pending; to arouse them from their lethargy.

Well, now, I guess I am all that the head of the Department of Welfare thinks I am but I hate awfully to be reminded of it, and I hate awfully to have anybody tell my wife how little I know.

In domestic circles I know the eminent wisdom of Mrs. Andrews, but I do not want everybody to be told by way of a letter sent to all the Members of this House and circulated in the press that the cause of those who are properly wards will not receive proper attention unless the militant womanhood of Pennsylvania move to the fore and demand this sort of action.

Now these measures are controversial. The opinion in our caucus is a divided opinion. The bills are designed to serve an obvious purpose, but there is a fundamental defect in House Bill 1356. The Department of Welfare would be granted under this bill the power to formulate the rules and regulations that would be used in classifying and determining the qualifications of boarding houses for children.

Formulating those rules and regulations calls for a considerable amount of discretion. In our caucus I rather favored these bills but upon mature consideration, when I realized that the rules and regulations that will make these measures operative are dependent upon the discretion of the head of the Department of Welfare, I have grave doubts whether in view of his various performances, his disposition for exhibitionism and his proclivities for the theatrical, whether or not I would be safe, or this House would be safe in entrusting to the discretion of the present Secretary of the Department of Welfare the task of formulating the basic regulations which should

qualify a home for children, or a home for the aged. And so, Mr. Speaker, unless this House in its wisdom desires to amend these measures so that they give to the Department of Welfare some indication of the standards that should be set and the regulations that should make those standards operative, I will be compelled, much to my regret, to oppose the series of measures which the Department has asked the wives of the Members of the House to see are passed "as is."

Mr. HELM. Mr. Speaker, I find myself today in the happy position of being entirely in accord with the Minority Leader on this particular legislation. I have nothing particularly against the bills as they are written except the reasons as stated by the gentleman from Cambria, Mr. Andrews.

I do feel that I have a right to read into the record today a letter that I sent to the Secretary of Welfare. So, with your permission, Mr. Speaker, I would like to read that letter at this time.

July 9, 1951

Honorable William C. Brown
Secretary of Welfare
Commonwealth of Pennsylvania
Harrisburg, Pennsylvania

My dear Mr. Secretary:

I wish to take this opportunity to acknowledge the receipt of your July 5th letter directed to Mrs. Helm and to register my complete surprise and displeasure of the means employed to solicit interest for House Bills No. 1356, No. 1357 and No. 1431.

I personally feel that rather than accomplish the purpose you evidently had in mind when writing to the legislators wives, you will effect the exact opposite and will do much to defeat these measures.

I must also convey my displeasure that you saw fit to release this information to the public press simultaneously.

While I personally have a great respect for Mrs. Helm's opinions, and often do consult her, I feel certain I share a kindred feeling with many of my legislative colleagues that the proper way to promote efficacious legislation is through the Legislators themselves.

I cannot conceive of the Legislature, individually or collectively hoping to achieve an end, regardless of its import, by contacting a cabinet member's wife.

May I suggest that your future desires on legislation be brought to my attention by letter or personally and I can and do assure you a fair hearing.

"Very truly yours,

W. STUART HELM.

Mr. SCHMIDT. Mr. Speaker, I rise at this time in answer to the last two speakers. I find myself in the position of approving the action that was taken by the Secretary of Welfare in this matter.

I feel that the letter that was addressed to my wife was one of the finest pieces of publicity that could have been sent out by the Department to call to the attention of each and every Member of this House the plight of the children, 63,000 in number, in this state who are being boarded out in foster homes.

When I mention that number I do not mean to say that the condition in the homes of all 63,000 is as has been depicted in this letter. But if only the four or five cases that were set forth in that letter are true, and I know that they are true, are called to the attention of the wives of the Members, I felt that they themselves would im-

press upon the Members the seriousness of this piece of legislation.

Nothing is too good for the youngsters of Pennsylvania and I feel that the Secretary of Welfare has done a great job in calling this matter to the attention of the Members of this Assembly.

No regulation, no matter how stringent, could be stringent enough to make a home worth while for the children of Pennsylvania and I find that I must disagree with the leader on my side when he stands here and says that he cannot vote in favor of a piece of legislation that leaves to the Secretary of Welfare the sole discretion in setting the rules and regulations under which these homes shall be licensed.

I say to each and every Member here that you owe it as a duty to the youngsters of Pennsylvania to see that those who are unfortunate enough, who must be placed in foster homes, shall live under conditions where they are healthy, where the moral standards are high, and where they will be raised as good, clean, decent American citizens. I say to each and every one of you forget your politics, forget the conditions back in your County and the local situation and be men who will stand up here and vote for this bill.

Mr. VAN SANT. Mr. Speaker, I desire to make a statement on House Bills 1356 and 1357.

First of all, it is quite obvious that many Members of the House have made a turn about and have been reading their wives' mail.

I feel partially responsible, perhaps fully responsible, for this idea of contacting the women of the House because I, like so many Members of the House, have been guilty of throwing mail into the waste basket without giving it due consideration. It was my suggestion to the Department of Welfare because of my own sincere interest in this bill that this idea was attempted. It is one that you all use when campaigning because you have gone out after the women to have the women's vote. It is one that certainly in the modern realm of advertising or public promotion has done almost as good a job as it has in calling or arousing interest in the bills.

However, I would like to say at this time that I would like to defend the Secretary of Welfare, Mr. Brown, and at the same time humbly apologize to that gentleman here on the floor of the House for following through with my suggestion, if it has created such a furor. I have prepared here a long statement in relation to the bill. I will forego that statement and ask that each and everyone of you, regardless of what you thought of that particular letter, vote on the merit of the bill, consider the kids regardless of your personal political beliefs or whatever reaction you had to the letter that was sent out.

Mr. WILBUR H. HAMILTON. Mr. Speaker, I sponsored a certain bill in the Legislature several months ago. I went home one Saturday afternoon—and I am speaking seriously and not facetiously—Mrs. Hamilton said to me with a trembling voice: "What did you do in Harrisburg?"

I said: "What is the matter?"

She said: "Well, I had a telephone call from the man who lives around the corner. He is waiting for you and he is going to put a bullet through your head."

I said: "Well, do not worry about it; he will not show up."

When I went home last week Mrs. Hamilton was waiting with open arms. She said: "I received a letter from Harrisburg, written by a man named Brown. And when you go back there next week, that legislation is in the interest of children and I have never asked you to do anything politically, but I would like you to vote in favor of that bill."

Evidently, the letters addressed to our wives have stirred up a little bit of animosity; but following the suggestion of the gentleman from Lehigh, Mr. Van Sant, let us hope in the interest of the children, because, after all, the letter was only sent to the one who rocks the cradle, and we are sure that that person will guide the nation. Let us vote on the merits of the bills and in the interest of the children of the Commonwealth of Pennsylvania. That is the wish of Mrs. Hamilton and I am going to vote accordingly, because when I go back this week I want her to have her arms wide open, instead of a rolling pin.

Mr. HARRY W. PRICE, Jr. Mr. Speaker, I possibly am not in the same position as the gentlemen whose wives received the letter; my standing is a little different. However, I do think that we should consider this bill on its merits.

If we look over the United States, we find there are 42 of out 48 states that require the licensing of institutions and foster homes. As the gentleman from Allegheny, Mr. Schmidt, has said, in one year over 63,000 children in our Commonwealth have been under child welfare and care.

The Department has had many discrepancies among some of these foster homes, which they have no way or method of remedying. Therefore, these bills were requested and I was very happy to introduce them, because I felt sold on the bills. I certainly do believe that we here as representatives of the people of this Commonwealth should consider the welfare of the children of this great state in order that we can make certain that those who are unfortunate and have a terrible home will be cared for properly.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—85

Banker,	Geer,	Leisey,	Polen,
Bear,	Gibson,	Leonard, L.,	Price, H. W. Jr.,
Beaver,	Gleason,	Leonard, W. C.,	Riley, R. L.,
Beech,	Graybill,	Limper,	Rubin,
Berkstresser,	Greenwood,	Lovett,	Sax,
Bloom,	Hamilton, R. K.,	Lutty,	Schuster,
Bolton,	Harney,	Markley,	Scott,
Boorse,	Haudenshield,	McCullough,	Seyler,
Breth,	Headlee,	McInroy,	Shoemaker,
Brown,	Hocker,	McNally,	Smith,
Bucchin,	Hoggard,	Mihm,	Snider,
Clapper,	Hunter,	Miller, H. G.,	Stimmel,
Cochran,	Jenkins,	Miller, J. C.,	Swartz,
Cooper,	Jones, J. M.,	Mills,	Tahl,
Corr,	Jones, P. F.,	Mintess,	Thompson, E. F.,
Dalrymple,	Jones, T. H. W.,	Moore, H. A.,	Thompson, R. L.,
Erb,	Kamyk,	Moran,	Toomey,
Ewing,	Kohl,	Olsen,	Wachhaus,
Filip,	Kornick,	Pfaff,	Watkins,
Filo,	Kratz,	Pichney,	Wilt,
Frost,	Lafore,	Polaski,	Yester,
Gaffney,	Lederer,		

NAYS—87

Amarando,	Gutendorf,	Metz,	Schmidt,
Andrews,	Guthrie,	Mikula,	Sollenberger,
Barkdoll,	Hagerty,	Monroe,	Spencer,
Bomberger,	Hamilton, W. H.,	Moore, O. E.,	Stank,
Bower,	Helm,	Muldowney,	Stoner,
Breisch,	Johnson,	Munley,	Taylor,
Byrne,	Jones, G. E.,	Murray,	Toll,
Cella,	Jump,	Musto,	Tompkins,
Clendening,	Kent,	Najaka,	VanSant,
Conway,	Kolankiewicz,	Naugle,	Varallo,
Costa,	Leven,	Needham,	Wargo,
Coyle,	Ligh,	Penglase,	Weidner,
Davis,	Lopresti,	Peta,	Welsh,
Dennison,	Lyons,	Price, R. A.,	Westrick,
Dougherty,	Madden,	Readinger,	Whalley,
Dowling,	Madigan,	Reagan,	Wheeler,
DuBois,	Maxwell,	Reidenbach,	White,
Dunn,	McCormack,	Reilly, J. M.,	Wood,
Firmstone,	McDermitt,	Rovansek,	Young,
Goodling,	McGee,	Royer,	Ziegler,
Greer,	McKinney,	Sarra,	Sorg,
Guarnieri,	McMillen,	Scanlon,	Speaker

NOT VOTING—35

Baumunk,	Hersch,	Pettigrew,	Swope,
Blair,	Hewitt,	Pitzer,	Varner,
Boles,	Keller,	Reese,	Verona,
Duffy,	Kline,	Rigby,	Waterhouse,
Fenrich,	Kubacki,	Robertson,	Wescott,
Ferster,	Loftus,	Rose,	Williams,
Flack,	Mazza,	Rosen,	Yeakel,
Good,	McConnell,	Shotwell,	Yetzer,
Hall,	Petrosky,		

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Agreeably to order,

The House proceeded to the reading and consideration of House Bill No. 1357, entitled:

An Act to amend the act approved the fourteenth day of April, one thousand nine hundred twenty-five (P. L. 234), entitled "An act relating to Boarding Houses for Infants; providing for the licensing thereof and the adoption of rules and regulations for the maintenance, operation and conduct thereof; by the Department of Welfare; and fixing penalties," by redefining "boarding houses for infants"; eliminating license fees; and increasing penalties.

On the question,

Will the House agree to the bill on third reading?

Mr. ANDREWS. Mr. Speaker, perhaps the suggestion I have to offer is not in order at this time; the Chair could so rule.

Undoubtedly an effort will be made to reconsider the vote by which House Bill 1356 fell and I would, therefore, suggest to the leadership that until it has been determined whether House Bill 1356 will or will not be reconsidered and reestablished on the calendar, the other two bills go over in their order.

On the question recurring,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. HARRY W. PRICE, Jr. Mr. Speaker, I move that this bill be placed on the third reading postponed calendar. The motion was agreed to.

BILL PASSED OVER

There being no objection

House Bill No. 1380, Printer's No. 642 was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1431, entitled:

An Act providing for the licensure and regulation of commercial boarding homes for the aged; conferring certain powers and duties upon the Department of Welfare; imposing license fees, and providing penalties.

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. WILBUR H. HAMILTON. Mr. Speaker, I move that this bill be placed on the third reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 7, as follows:

An Act authorizing cities to establish and maintain common trust funds for the investment and reinvestment of the moneys of charitable uses or trusts the charge or administration of which has been committed to their care or of the estates of minors of which they may be guardians providing for the administration of funds so established and prescribing the nature and kinds of investments which may be made therein

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Any city of this Commonwealth now or hereafter charged with the administration of any charitable use or trust or of the estate of any minor of which it may be guardian may establish and maintain one or more common trust funds for the collective investment and reinvestment of the moneys of any such charitable use or trust or any such estate

Section 2 Such city may invest the moneys of the estate of any minor of which it is now or may hereafter become guardian in any common trust fund maintained by it provided the assets comprising such common trust fund consist solely of assets of the class authorized by law as legal investments for funds held by fiduciaries

Section 3 If the instrument under which any real and personal property were or are given granted conveyed bequeathed devised to or otherwise vested in confided to or awarded to the city upon charitable use or trust shall limit or restrict the investment of such property or the proceeds thereof to assets of the class authorized by law as legal investments the city may invest and reinvest moneys of the use or trust in any such common trust fund maintained by the city provided the assets composing such fund consists solely of assets of the class authorized as legal investments for funds held by fiduciaries.

Section 4 If the instrument under which any real and personal property were or are given granted conveyed bequeathed devised to or otherwise vested in confided to or awarded to the city upon charitable use or trust shall authorize or permit the investment of such property or the proceeds thereof assets of the class other than authorized by law as legal investments the city may invest and reinvest moneys of the use or trust in any such common trust fund maintained by the city composed of such investments as in the honest exercise of the judgment of the officers of the city charged with the administration of the charitable uses or trusts may after investigation be determined to be safe and proper investments otherwise such assets shall be invested and reinvested in a common trust fund consisting solely of assets of a class authorized as legal investments for funds held in fiduciaries

Section 5 The city shall invest the moneys of any charitable use or trust or of the estate of any minor of

which it may be guardian in such common trust fund by adding the same thereto and by apportioning a participation therein to such use or trust or the estate of any minor of which it may be guardian in the proportion that the moneys of the use trust or estate added thereto bears to the aggregate value of all the assets of such common trust fund at the time of such investment including in such assets the moneys of the use trust or estate so added The withdrawal of a participation from such common trust fund shall be on a basis of its proportionate interest in the aggregate value of all the assets of such common trust fund at the time of such withdrawal The participating interest of any use trust or estate in such common trust funds may from time to time be withdrawn in whole or in part by the city Upon such withdrawals the city may make distribution in cash or ratably in kind or partly in cash and partly in kind Participations in such common trust funds shall not be sold to any other corporation or person except a nonprofit corporation organized and existing for a public charitable purpose

Section 6 If a bond or other obligation for the payment of money is acquired as an investment for any such common trust fund at a cost in excess of the par or maturity value thereof the city may during but not beyond the period that such obligation is held as an investment in such fund amortize such excess cost out of the income on such obligation by deducting from each payment of income and adding to principal an amount equal to the sum obtained by dividing such excess cost by the number of periodic payments of income to accrue on such obligation from the date of such acquisition until its maturity date

Section 7 The city shall designate clearly upon its records the names of the charitable uses or trust or of the estate of a minor on behalf of which such city as fiduciary owns a participation in any such common trust fund and the extent of the interest of the charitable use trust or minor estate therein No such use trust or estate shall be deemed to have individual ownership of any assets in such common trust fund but shall be deemed to have the proportionate undivided interest in the common trust fund The ownership of the individual assets comprising any such common trust fund shall be solely in the city as fiduciary

Section 8 Nothing contained in this act shall be construed to to authorize the city to invest moneys of a charitable use or trust in any such common trust fund contrary to any specific limitation or restriction contained in the will deed or other instrument by which any real and personal property are given granted conveyed bequeathed devised to or otherwise vested in the city upon charitable use or trust nor to limit or restrict the authority conferred upon the city with respect to investments by any such instrument

Section 9 No mistakes made in good faith and in the exercise of due care and prudence in connection with the administration of any such common trust fund shall be held to exceed any power granted to or violate any duty imposed upon the city if promptly after the discovery of the mistake the city takes whatever action that may be practicable under the circumstances to remedy the mistake

Section 10 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,

Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstreser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsach,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBols,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker.

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 121, entitled:

An Act to further amend the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by authorizing the classification of real estate into buildings on land and land exclusive of the buildings for city assessment and tax-levying purposes at separate and different rates.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMENDED

Mr. DALRYMPLE. Mr. Speaker, I move that this bill be recommitted to the Committee on Cities—Third Class for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 452, as follows:

An Act to further amend the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bond and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" by empowering Authorities to acquire by eminent domain certain capital stock of corporations of this Commonwealth owning projects in the event the Authority already owns ninety percent or more of such stock and by providing a procedure thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the second day of May one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain or such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" is hereby amended by adding immediately following section eleven a new section to read as follows

Section 11.1 Acquisition Of Capital Stock A In the event that the Authority shall own ninety percent or more of all the outstanding capital stock entitled to vote upon liquidation and dissolution and not subject by its terms to be called for redemption of any corporation organized and existing under the laws of this Commonwealth and owning a project the Authority shall have the power to acquire the remainder of such stock by eminent domain as a part of a plan for the liquidation of said corporation

B The right of eminent domain in respect of the remainder of such capital stock shall be exercised by the Authority in the following manner In the event that the Authority has not agreed with an owner of any of said capital stock as to the value thereof the Authority shall file with the court of Common Pleas of the county in which the corporation's principal place of business is located its bond for the benefit of said owner and of any other persons who may be found entitled to receive damages for the taking of said capital stock of which said owner shall be obligee the condition of which bond shall be that the Authority shall pay or cause to be paid to the owner of said stock or to such other persons as may be found entitled to receive damages for the taking of said capital stock such amount as the owner or such other persons shall be entitled to receive for the taking of such stock after such amount shall have been agreed upon the parties or assessed in the manner provided by paragraph D of this section Said bond shall be accompanied by proof that notice of the proposed filing was mailed by registered mail not less than ten days prior thereto to the owner of said stock at his address as shown by the records of the corporation Upon approval by the Court of the said bond the Authority shall be vested with all the right title and interest in and to said stock

and said owner and all other persons shall thereupon cease to have any rights or interest with regard to said stock other than the right to compensation for the taking thereof under the procedure set forth in paragraph D of this section. The word "owner" as used in this paragraph B shall mean the person or persons in whose name or names the stock is registered on the books of the corporation.

C In the event that the Authority shall have contracted in writing to purchase ninety per cent or more of such outstanding capital stock it shall have the right to obtain the approval of the Court to the bond required by the provisions of paragraph B of this section but the said approval shall not be effective for the purposes of this section unless and until there is also filed with the Prothonotary of the said Court within ten days after said approval a sworn statement by the Chairman of the Board of the Authority duly attested by the Secretary thereof that the Authority has become the owner of ninety percent or more of such capital stock.

D If the Authority and the former owner of said stock fail to agree as to the amount which the said former owner is entitled to receive as compensation for the taking of said stock within thirty days after the approval of the bond by the said Court under the provisions of paragraph B of this section or the filing of the required statement under the provisions of paragraph C of this section either party may apply by petition to the said Court for the appointment by the Court of three disinterested persons to appraise the fair value of said stock immediately prior to the acquisition thereof by the Authority without regard to any depreciation or appreciation thereof in consequence of such acquisition. The appraisers or a majority thereof shall file their award which shall include the costs of such appraisal with the Court and shall mail a copy thereof to each party with the date of filing stated thereon. When said award is filed with the Court the Prothonotary thereof shall mark the same "confirmed nisi" and in case no exceptions are filed thereto within ten days he shall enter a decree (as of course) that said award is confirmed absolutely. If exceptions to the award are filed by either party before the award is so confirmed the Court shall hear the same and shall have power to confirm modify change or otherwise correct the award or refer the same back to the same or new appraisers with like power as to their award. Within thirty days after the final confirmation modification changing or correcting of said award either party may appeal from said decree to the Superior Court or the Supreme Court as the case may be.

Section 2 The provisions of this act shall become effective immediately upon enactment.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Borse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,

Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBols,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 457, as follows:

An Act to add clause (m) to Section 108 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and deans of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" by including tuberculosis within the meaning of the term occupational disease in the case of nurses in hospitals and sanitarium.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 Section 108 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and deans of medical schools creating a medical board to

determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" is hereby amended by adding at the end thereof a new clause to read as follows

Section 108 The term "occupational disease" as used in this act shall mean only the following diseases

* * *

(m) Tuberculosis in the occupation of nursing in hospitals or sanatoria involving exposure to such disease

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovanssek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate

with information that the House of Representatives has passed the same without amendment.

TIME EXTENDED ON BILL

Mr. STIMMEL asked and obtained unanimous consent to extend the time five days on House Bill No. 732, Printer's No. 406, on page 31 of today's calendar, bills on third reading postponed.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 245, entitled:

An Act to further amend subsection (a) of section 2 of the act, approved the twenty-eighth day of June, one thousand eight hundred ninety-five (P. L. 408), entitled, as amended "A supplement to the twenty-fourth section of an act, entitled 'An act to provide revenue by taxation, approved the seventh day of June, one thousand eight hundred and seventy-nine,' approved the first day of June, one thousand eight hundred and eighty-nine, amending the twenty-fourth section, by providing for the payment by the State Treasurer of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities, towns, townships and boroughs, within this Commonwealth," by providing for the return of funds if not used within a certain time by the political subdivisions for payment to the Department of the Auditor General to defray costs and expenses of auditing the fund and accounts receiving disbursements; restricting payments to firemen and their dependents.

On the question,

Will the House agree to the bill on third reading?

Mr. DuBOIS. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Title, page 2, line 4 from top, by striking out the word "used" and inserting in lieu thereof "paid over".

Amend Title, page 2, lines 5, 6 and 7 from top, by striking out "payment" in line 5, all of line 6, and the words "expenses of" in line 7.

Amend Title, page 2, line 8, by inserting after the part word "ments" the following "by the auditors of the political subdivisions and".

Amend Sec. 1, (Sec. 2), page 3, lines 10 to 19 inclusive, by striking out "Provided That there shall be de-" in line 10, all of lines 11 to 18 inclusive, and "of the foreign fire insurance tax fund" in line 19.

Amend Sec. 1 (Sec. 2), page 5, line 2, by inserting a bracket before the word "In" and after the word "any".

Amend Sec. 1 (Sec. 2), page 5, line 2, by inserting after the word "any" the following paragraph "The auditors of the several cities, towns, townships and boroughs shall audit annually the funds and accounts in such political subdivisions receiving disbursement from the said entire net amount received from the two per centum tax, and within thirty days of such audit shall make a complete report thereof to the Department of the Auditor General, accompanied by an affidavit stating that such report is a true and correct statement of the funds and accounts audited. In any".

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,
Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

SENATE MESSAGE

APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE BILL NO. 730

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments non-concurred in by the House of Representatives, to House Bill No. 730, entitled:

An Act to further amend Section 501 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by regulating the issuance of resident and non-resident hunters' licenses and tags for antlerless deer for the hunting of antlerless deer and eliminating the provisions for special permits for antlerless deer and for abrogation of open season on antlerless deer

Mr. GOODLING. Mr. Speaker, I move that the House insist upon its non-concurrence in the amendments made and insisted upon by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL NO. 730

The SPEAKER. The Chair appoints as a Committee of Conference on said bill, Messrs. Goodling, Tompkins and Breth.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE BILL NO. 238

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments non-concurred in by the House of Representatives, to House Bill No. 238, entitled:

An Act to amend Section 256 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by authorizing fish wardens to make certain arrests with warrants under certain circumstances

Mr. GIBSON. Mr. Speaker, I move that the House insist upon its non-concurrence in the amendments made and insisted upon by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL NO. 238

The SPEAKER. The Chair appoints as a Committee of Conference on said bill, Messrs. Gibson, Shoemaker and Breth.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 30, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 77, Printer's No. 464, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

JOHN S. FINE.

RECONSIDERATION OF VOTE

Mr. HAROLD G. MILLER. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

Mr. MIKULA. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Blair, Mr. Miller, vote on the final passage of this bill?

Mr. HAROLD G. MILLER. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Luzerne, Mr. Mikula, vote on the final passage of this bill?

Mr. MIKULA. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. HAROLD G. MILLER. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. MIKULA. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Sec. 1, page 2, line 5, by striking out the word "last" and inserting in lieu thereof: "reenacted, revised and".

Amend Sec. 1, page 2, lines 5 and 6, by striking out "eighteenth day of May, one thousand nine hundred forty-five (Pamphlet Laws 807)" and inserting in lieu thereof: "twenty-eighth day of June, one thousand nine hundred fifty-one (Act No. 164)".

Amend Sec. 1 (Sec. 2103), page 3, line 7, by striking out "the present" and inserting in lieu thereof: "any".

Amend Sec. 1 (Sec. 2103), page 3, line 7, by inserting after the word "war" the following: "in which the United States is engaged".

Amend Sec. 1 (Sec. 2103), page 3, line 17, by striking out the words "or resolution".

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 30, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 757, Printer's No. 210, for further amendments.

Accordingly, the original bill is herewith returned.

JOHN S. FINE.

COMMUNICATION AND BILL LAID ON TABLE

Mr. SARRAF. Mr. Speaker, I move that the communication from the Governor together with the bill be laid on the table.

The motion was agreed to.

REPORTS FROM COMMITTEES

Mr. THOMAS H. W. JONES, from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 1290, entitled:

An Act to amend section one of the act, approved the nineteenth day of May, one thousand eight hundred and ninety-seven (P. L. 77), entitled "An act granting the permission and regulating the establishment and operation of bone boiling establishments and depositories of dead animals in the Commonwealth of Pennsylvania, and providing for violations of the provisions of this act," by adding the requirement that permission to erect or operate such establishments in counties which have organized a county department of health or joint-county department of health must be obtained from the county department of health or joint-county department of health.

Mr. GRANVILLE E. JONES, from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 1334, entitled:

An Act to amend section one of the act, approved the seventh day of April, one thousand nine hundred and twenty-seven (P. L. 144), entitled "An act authorizing boards of health to require roving bands, or bands of nomads, commonly called gypsies, declared to be nuisances or menaces to health, to leave municipalities, and providing penalties," by adding county departments of health and joint-county departments of health as alternate health authorities which may make findings and issue orders under the act.

Mr. GUTENDORF, from the Committee on Public

Health and Sanitation, re-reported as amended, House Bill No. 1310, entitled:

An Act to improve local health administration throughout the Commonwealth by authorizing the creation establishment and administration of single-county or joint-county departments of health in all counties except counties of the first class exempting municipalities from the jurisdiction of single-county or joint-county departments of health permitting the dissolution of departments or boards of health in certain municipalities authorizing State grants to counties which establish departments of health and to certain municipalities if they meet prescribed requirements conferring powers and duties upon the State Department of Health in connection with the creation establishment and administration of single-county or joint-county departments of health the administration of the health laws in parts of certain municipalities not subject to the jurisdiction of single-county or joint-county departments of health and the administration of State grants and repealing an act which confers health powers upon counties of the first class.

RESOLUTION

CERTIFIED COPY OF HOUSE BILL NO. 978

Mr. HELM offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, July 9, 1951.

Whereas House Bill No. 978, entitled:

"An act to amend the act, approved the thirty-first day of July, one thousand nine hundred forty-one (P. L. 616), entitled 'Employment Agency Law' by changing the provisions thereof, and the rights, obligations, license fees and procedure therein."

the official copy of which was referred to the Committee on Labor Relations, Wednesday, April 11th, has been lost.

Therefore be it resolved, That the Chief Clerk of the House is hereby directed to furnish to the Committee on Labor Relations, a certified copy of House Bill No. 978, which copy shall be substituted for the original.

COMMITTEE MEETINGS

Cities—Third Class, Mr. Dalrymple, Chairman, Room 521, Tuesday, July 10, at 10:00 a. m.

Counties, Mr. Guthrie, Chairman, Room 323, Tuesday, July 10, at 10:00 a. m.

Judiciary, Mr. McKinney, Chairman, Room 520, Tuesday, July 10, at 10:00 a. m.

Liquor Control, Mr. John M. Reilly, Chairman, Room 325, Tuesday, July 10, at 10:30 a. m.

Motor Vehicles, Mr. Dennison, Chairman, Room 522, Tuesday, July 10, at 10:00 a. m.

Public Health and Sanitation, Mr. Frost, Chairman, Room 329, Tuesday, July 10, at 9:00 a. m.

All times are Eastern Standard Time.

ADJOURNMENT

Mr. HARNEY. Mr. Speaker, I move that this House do now adjourn until Tuesday, July 10, 1951, at 11:00 a. m. EST.

The motion was agreed to, and (at 7:05 p. m. EST) the House adjourned.

Legislative Journal.

Session 1951.

139th of the General Assembly.

Vol. 32.

HARRISBURG, PA., TUESDAY, JULY 10, 1951.

No. 67.

SENATE

TUESDAY, July 10, 1951.

The Senate met at 12:00 o'clock, m., Eastern Standard Time.

The PRESIDING OFFICER (John M. Walker) in the Chair.

PRAYER

The Chaplain, Rev. LEROY C. BRUMBAUGH, Pastor of the Salem Evangelical and Reformed Church, Shamokin, Pennsylvania, offered the following prayer:

Almighty God, Thou Who hast created us in Thine own image and likeness and breathed into our nostrils the breath of eternal life, we thank Thee for all Thy blessings in creation, for the beauty of the earth and sea and sky, for Thy manifold works and the wisdom with which Thou hast made them all, and given them to us for our enjoyment. We thank Thee that Thy providence is discernable unto us as we walk the common road of life and learn the lessons of each new day. Make us faithful stewards of all Thy blessings.

O God, Thy kingdom is an everlasting kingdom, and Thy dominion endureth throughout all generations. Regard in grace and mercy all servants of the public and those endowed with authority, especially the Members of this Senate. Fill them with the spirit of wisdom, goodness and truth, and so rule their hearts and bless their endeavors that law and order, justice and peace, may everywhere prevail. Preserve us from sin and corruption. Make us strong and great in the fear of God and in the love of righteousness. Make us reverent in the use of freedom, just in the exercise of power, generous in the protection of those who are weak, and faithful servants of Thine.

We thank Thee for our Country with its privileges and freedoms. We praise Thee for all who have consecrated themselves to her highest good. We bless Thee for the larger vision, for wider sympathy and the inspiration which makes for peace and good will among men. Use us as Thou dost choose, for Jesus' sake. Amen.

JOURNAL APPROVED

The PRESIDING OFFICER. A quorum of the Senate being present the Clerk will read the Journal of the preceeding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. HARE and Mr.

BLASS, further reading was dispensed with, and the Journal was approved.

The PRESIDING OFFICER. The Chair wishes to announce he has been appointed by the President pro-tempore of the Senate to open today's Session.

The Chair requests that the gentleman from Potter, Mr. Berger, come to the rostrum to preside.

The PRESIDING OFFICER (James S. Berger) in the Chair.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bills of the House as follows:

House Bill No. 44, entitled:

An Act to amend section 1 of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 1203), entitled "An act providing aid by the Commonwealth to free public non-sectarian county libraries; authorizing the Department of Public Instruction to provide books for demonstration purposes to encourage the establishment of such county libraries; and making an appropriation," by increasing the percentage of Commonwealth aid to counties and the maximum amount of aid payable to any county; and making an appropriation.

Which was committed to the Committee on Appropriations.

House Bill No. 695, entitled:

An Act providing that public employes of the Commonwealth of Pennsylvania, or any political subdivision thereof, in the absence of statutory law to the contrary, shall not be forbidden by any superior officer to exercise the privilege of participating or engaging in political activities.

Which was committed to the Committee on State Government.

House Bill No. 745, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," by creating the Pennsylvania Library Council; prescribing its powers and duties; providing for a State librarian and for certification of libraries and librarians and for minimum standards for public library service; and making an appropriation.

Which was committed to the Committee on Education.

House Bill No. 1057, entitled:

An Act to add Section 6.1 to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1216), entitled "Real Estate Brokers License Act of 1929," by authorizing the issuance of limited real estate brokers' and salesmen's licenses within a limited field or branch of the real estate business and conferring powers and imposing duties upon the Department of Public Instruction and the State Real Estate Commission with respect to examination for and the issuance of such licenses.

Which was committed to the Committee on Education.

House Bill No. 1108, entitled:

An Act to repeal the act, approved the sixth day of June, one thousand nine hundred thirteen (P. L. 452), entitled "An act to amend an act 'Providing for the appointment of a board of visitation for institutions, societies, and associations caring for dependent, neglected, or delinquent children' approved the twenty-sixth day of February, Anno Domini one thousand nine hundred and three, and making it the duty of the board of visitation to visit all institutions, within the county, which receive their inmates from more than one county, and are in whole or in part supported and managed by the Commonwealth, and all institutions which are wholly supported and managed by any county, city, borough, or township of the poor district of the Commonwealth, and providing for the making of nominations of appointment on the boards of visitation."

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 1126, entitled:

An Act making an appropriation to the Jefferson Medical College of Philadelphia, Pennsylvania, for medical education and research.

Which was committed to the Committee on Appropriations.

House Bill No. 1191, entitled:

An Act to amend the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 565), entitled "A supplement to the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled, as amended, 'Workmen's Compensation Act of 1915,'" by providing that the purchase of Workmen's Compensation Insurance shall be the exclusive means of electing to accept the provisions of the Workmen's Compensation Act of 1915, in certain cases.

Which was committed to the Committee on Labor and Industry.

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 238 AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 238, entitled:

An Act to amend Section 256 of the Act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "Fish Law of 1925," by authorizing fish wardens to make arrests without warrants under certain circumstances.

and has appointed Messrs. GIBSON, SHOEMAKER and BRETH as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall

appoint such committee) to consider the differences existing between the two houses in relation to said bill.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 238 AND APPOINTS COMMITTEE OF CONFERENCE

Mr. WALKER. Mr. President, I move that the Senate do insist upon its amendments to House Bill No. 238, and that a Committee of Conference on the part of the Senate be appointed.

Mr. SCARLETT. Mr. President, I second the motion. The motion was agreed to.

The PRESIDING OFFICER. The Chair announces on behalf of the President pro tempore the appointment of Messrs. WOLFE, MAHANY and NEFF as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 238.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 730 AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 730, entitled:

An Act to further amend Section 502 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "The Game Law," by further regulating the issuance of permits for the hunting of antlerless deer and repealing the provisions for abrogation of open season on antlerless deer.

and has appointed Messrs. GOODLING, TOMPKINS and BRETH as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 730 AND APPOINTS COMMITTEE OF CONFERENCE

Mr. WALKER. Mr. President, I move that the Senate do insist upon its amendments to House Bill No. 730, and that a Committee of Conference on the part of the Senate be appointed.

Mr. LETZLER. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDING OFFICER. The Chair announces on behalf of the President pro tempore the appointment of Messrs. BERGER, HARE and McMENAMIN as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 730.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE CONCURS IN SENATE BILL No. 7

He also returned to the Senate, Senate Bill No. 7, entitled:

An Act authorizing cities to establish and maintain common trust funds for the investment and reinvestment of the moneys of charitable uses or trusts the charge or administration of which has been committed to their care or of the estates of minors of which they may be guardians providing for the administration of funds so established and prescribing the nature and kinds of investments which may be made therein.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 452

He also returned to the Senate, Senate Bill No. 452, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred forty-five (P. L. 382), entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities, counties and townships; prescribing the rights, powers and duties of such Authorities heretofore or hereafter incorporated; authorizing such Authorities to acquire, construct, improve, maintain and operate projects, and to borrow money and issue bonds therefor; providing for the payment of such bonds, and prescribing the rights of the holders thereof; conferring the right of eminent domain on such Authorities; authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates," by empowering Authorities to acquire by eminent domain certain capital stock of corporations of this Commonwealth owning projects in the event the Authority already owns ninety per cent or more of such stock and by providing a procedure therefor.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 457

He also returned to the Senate, Senate Bill No. 457, entitled:

An Act to add clause (m) to Section 108 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employe arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and deans of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" by including tuberculosis within the meaning of the term occupational disease in the case of nurses in hospitals and sanitarium.

with the information that the House has passed the same without amendments.

SENATE RESOLUTION REPORTED FROM COMMITTEE

Mr. HARE from the Committee on Education, to which was referred resolution offered by Mr. SCARLETT, on January 15, 1951, reported the same without amendment as follows:

DIRECTING THE JOINT STATE GOVERNMENT COMMISSION TO STUDY THE FEASIBILITY OF ESTABLISHING A SCHOOL OF VETERINARY MEDICINE AT PENNSYLVANIA STATE COLLEGE

In the Senate, January 15, 1951.

Whereas, The Pennsylvania State College has an excellent agricultural curriculum but no school for the training of veterinarians; and

Whereas, Such a school of veterinary medicine would complement such existing outstanding curriculum and would prevent the youth of this Commonwealth who desire such higher education from being deprived of the opportunity to acquire the same; now therefore be it

Resolved (if the House of Representatives concur), That the Joint State Government Commission is hereby directed to study the feasibility of establishing a School of Veterinary Medicine at Pennsylvania State College; and be it further

Resolved, That the Joint State Government Commission shall file a report of its finding and recommendations to the General Assembly at its next regular session by February one, one thousand nine hundred fifty-three, together with drafts of any proposed legislation necessary to carry out the same.

Laid over for one day under the Rules.

REPORTS FROM COMMITTEES

Mr. HARE, from the Committee on Education, reported as committed, Senate Bill No. 701, entitled:

An Act to amend paragraph five of sections one of the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1669) entitled as amended "An Act to provide revenue for school districts of the first class by imposing a tax on persons engaging in certain businesses professions occupations trades vocations and commercial activities therein providing for its levy and collection conferring and imposing powers and duties on the Board of Public Education receiver of school taxes and school treasurer in such districts and prescribing penalties" by further defining "receipts".

He also, from the Committee on Education, reported as committed, Senate Bill No. 771, entitled:

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by empowering the board of school directors in every school district to insure all of its employes against liability for personal damages sustained by pupils or others as the result of the employes' negligence in the performance of his or her duties during the course of his or her employment.

He also, from the Committee on Education reported as amended, House Bill No. 1192, entitled:

An Act to further amend Section 1 of the act approved the twenty-first day of March one thousand nine hundred forty-five (P. L. 51) entitled "An act defining and regulating the practice of Chiropody and providing penalties" by further defining Chiropody.

He also, from the Committee on Education reported as committed, House Bill No. 121, entitled:

An Act to further amend Section 903 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amend-

ing revising consolidating and changing the laws relating thereto" by clarifying the provision allowing directors expenses at annual conventions and special meetings.

He also, from the Committee on Education reported as committed, House Bill No. 965, entitled:

An Act to amend Section 2504 and to further amend Section 2507 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the amounts payable by the Commonwealth on account of vocational curriculums and vocational extension classes.

He also, from the Committee on Education reported as amended, House Bill No. 1204, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by clarifying the procedure in reference to rating of professional employes and temporary professional employes and designating the persons authorized to do the same.

He also, from the Committee on Education reported as committed, House Bill No. 1327, entitled:

An Act to amend Section 901 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for authorization by county conventions of activities and services to be administered by county boards of school directors.

He also, from the Committee on Education reported as committed, House Bill No. 1358, entitled:

An Act to further amend Section 1188 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by extending provisions for compensation for attendance at meetings of teachers.

He also, from the Committee on Education reported as committed, House Bill No. 724, entitled:

An Act to add subsection (c) to Section 2503 of the act approved the tenth day of March, one thousand nine hundred forty-nine, (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending revising, consolidating and changing the laws relating thereto," by supplying an omission from former law providing for reimbursement for nonresident children; and validating such reimbursements heretofore made.

He also, from the Committee on Education reported as amended, House Bill No. 950, entitled:

An Act to amend section 1 of the act, approved the thirtieth day of March, one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry; and relating to the right to practice optometry in the Commonwealth of Pennsylvania, and making certain exceptions; and pro-

viding a Board of Optometrical Education, Examination, and Licensure, and means and methods whereby the right to practice optometry may be obtained; and providing for the means to carry out the provisions of this act; and providing for revocation or suspension of licenses given by said board, and providing penalties for violations thereof; and repealing all acts or parts of acts inconsistent therewith," by further defining the practice of optometry and defining "optometrist."

He also, from the Committee on Education reported as committed, House Bill No. 951, entitled:

An Act to add Section 11.1 to the act, approved the thirtieth day of March, one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry; and relating to the right to practice optometry in the Commonwealth of Pennsylvania, and making certain exceptions; and providing a Board of Optometrical Education, Examination, and Licensure, and means and methods whereby the right to practice optometry may be obtained; and providing for the means to carry out the provisions of this act; and providing for revocation or suspension of licenses given by said board, and providing penalties for violations thereof; and repealing all acts or parts of acts inconsistent therewith," by providing for acceptance of testimony of licensed optometrists by agencies and political subdivisions of the Commonwealth and providing for payment for services of optometrists.

Mr. CHAPMAN, from the Committee on Appropriations reported as amended, House Bill No. 1154, entitled:

An Act making an appropriation to provide funds for the Bushy Run Battlefield Park.

He also, from the Committee on Appropriations reported as committed, House Bill No. 1417, entitled:

An Act making an appropriation to the Senate and to the House of Representatives of the General Assembly for the payment of compensation of per diem employes.

He also, from the Committee on Appropriations reported as committed, House Bill No. 1095, entitled:

An Act Reappropriating to Episcopal Hospital Philadelphia certain moneys heretofore appropriated to the University of Pennsylvania for the maintenance of the Episcopal Hospital.

He also, from the Committee on Appropriations reported as committed, House Bill No. 759, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the preservation, protection and development of buildings and grounds at Ephrata Cloisters, a famous historical shrine belonging to the Commonwealth.

He also, from the Committee on Appropriations reported as committed, House Bill No. 1489, entitled:

An Act making an appropriation to The Brandywine Battlefield Park Commission for the payment of necessary expenses.

Mr. FLEMING, from the Committee on Forests and Waters, Game and Fish, reported as committed, Senate Bill No. 707, entitled:

An Act to further amend the act, approved the second day of May one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by reclassifying chubs measuring less than six inches in length as bait-fish.

He also, from the Committee on Forests and Waters, Game and Fish, reported as committed, House Bill No. 1056, entitled:

An Act to further amend clause (q) of section seven hundred thirty-one of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and emending, revising, consolidating and changing the law relating thereto," by providing additional penalties.

He also, from the Committee on Forests and Waters, Game and Fish, reported as committed, House Bill No. 1173, entitled:

An Act to amend the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating and changing the law relating thereto," by authorizing the Pennsylvania Game Commission to issue special permits to certain disabled veterans with service connected disabilities and permitting them to hunt under Commission regulations from automobiles.

He also, from the Committee on Forests and Waters, Game and Fish, reported as committed, House Bill No. 1182, entitled:

An Act to further amend Section 20 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by prescribing penalties for violations of closed seasons.

He also, from the Committee on Forests and Waters, Game and Fish, reported as committed, House Bill No. 1373, entitled:

An Act to further amend the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and boundary lakes and boundary rivers of the Commonwealth," by reclassifying chubs as baitfish.

Mr. BLASS, from the Committee on Judiciary General, reported as committed, House Bill No. 860, entitled:

An Act concerning devices, bequests or gifts in trust for the care and maintenance of cemeteries, burial grounds, or cemetery lots; trustees and substituted trustees thereof; sureties of said trustees; the investment of such trust funds; accounts of said trustees; approving actions and proceedings prior to this act, and repealing conflicting laws.

Mr. McCREESH, from the Committee on Public Health and Welfare, reported as amended, Senate Bill No. 671, entitled:

An Act to further amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance

to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" by further limiting eligibility for general assistance.

He also, from the Committee on Public Health and Welfare reported as amended, House Bill No. 793, entitled:

An Act to further amend Section 12 of the act, approved the eleventh day of July, one thousand nine hundred seventeen (P. L. 758), entitled "An act for the protection of the public health by regulating the possession, control, dealing in, giving away, delivery, dispensing, administering, prescribing, and use of certain drugs, and keeping records thereof; by regulating the use of drugs in the treatment of the drug habit; by providing for the revocation and suspension of licenses of physicians, dentists, veterinarians; pharmacists, druggists, and registered nurses for certain causes, and by providing for the enforcement of this act and penalties" by changing the penalties for the illegal sale dispensing or giving away of drugs.

He also, from the Committee on Public Health and Welfare, reported as committed, House Bill No. 633, entitled:

An Act to amend Sections 3 and 4 of the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1184) entitled "An act requiring all employable persons receiving public assistance with certain exceptions to perform certain work or be refused further assistance conferring powers and imposing duties on county boards of assistance and on certain State and local officers and employes and on charitable institutions persons copartnerships associations corporations and State and Federal employment officers and requiring payments to the Commonwealth on account of certain work performed by imposing additional duties on county boards of public assistance permitting nonprofit cemetery associations fire companies public libraries and other similar organizations supported totally or partially by public subscriptions donations or gifts to furnish employment to certain persons and changing the requirements for furnishing transportation.

He also, from the Committee on Public Health and Welfare, reported as committed, House Bill No. 690, entitled:

An Act to further amend section 2 of the act approved the twenty-sixth day of May one thousand nine hundred twenty-one (P. L. 1172) entitled "A supplement to the act approved the seventeenth day of May one thousand nine hundred seventeen (P. L. 208) entitled 'An act to regulate the practice of pharmacy and sale of poisons and drugs and providing penalties for the violation thereof defining the words 'drug' and 'poison' and providing for the appointment of a board which shall have in charge the enforcement of said law and the power to make rules and regulations for the enforcement of said law and providing for the purchase of samples of drugs for determining their quality strength and purity' requiring permits to conduct pharmacies providing for the revocation thereof and prescribing penalties" by raising fees for permits to conduct a pharmacy.

He also, from the Committee on Public Health and Welfare, reported as committed, House Bill No. 1269, entitled:

An Act to amend Section 15 of the act approved the twenty-second day of April one thousand eight hundred fifty (P. L. 538) entitled "An act to secure the cities of Pittsburgh and Allegheny and the neighborhood thereof from damage by gun-powder to incorporate an association for the establishment of a house of refuge for western Pennsylvania and relative to the Pennsylvania State Lunatic hospital" by changing the maximum age for the

commitment of delinquents to the Pennsylvania Training School at Canonsburg and changing admission requirements relative thereto.

He also, from the Committee on Public Health and Welfare, reported as committed, House Bill No. 1270, entitled:

An Act providing for the commitment and transfer of certain female juvenile delinquents to the Pennsylvania Training School for Girls or to certain other institutions and imposing duties on the courts of this Commonwealth relative thereto.

He also, from the Committee on Public Health and Welfare, reported as committed, House Bill No. 382, entitled:

An Act to further amend section eleven of the act approved the thirteenth day of May, one thousand nine hundred twenty-five (P. L. 644), entitled "An act relating to and regulating the solicitation of moneys and property for charitable, religious, benevolent, humane and patriotic purposes" by exempting young men's and young women's Christian associations.

He also, from the Committee on Public Health and Welfare, reported as committed, House Bill No. 35, entitled:

An Act providing temporarily for the grant without examination of certificates of licensure to practice medicine and surgery to certain persons who become members of the armed forces of the United States; and suspending inconsistent laws.

Mr. MEADE, from the Committee on State Government, reported as committed, Senate Bill No. 20, entitled:

An Act to amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State Government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of money erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by defining the powers and duties of the Department of Accountant General and the Accountant General; providing for the installation and maintenance of a uniform system of accounts of Commonwealth finances and of accounting reports based thereon; imposing duties on every Commonwealth agency receiving or disbursing moneys from or on behalf of the Commonwealth; and further regulating the disbursement of moneys from the State Treasury.

He also, from the Committee on State Government, reported as committed, Senate Bill No. 21, entitled:

An Act to amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L.

177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor; and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by creating the Department and office of Accountant General and defining their powers and duties; changing certain powers and duties of the Governor and of the various departments, boards, commissions and officers; and providing for the transfer of certain employes from the Department of Auditor General to the Department of Accountant General.

He also, from the Committee on State Government, reported as committed, Senate Bill No. 24, entitled:

An Act to amend section 8 of the act, approved the thirty-first day of March one thousand nine hundred forty-nine (P. L. 372), entitled "An act to promote the welfare of the people of the Commonwealth; creating The General State Authority as a body corporate and politic with power to construct, improve, equip, furnish, and operate projects, and to lease the same, and to fix fees; rentals, and charges for the use thereof; authorizing and regulating the issuance of bonds for said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and to enter into agreements with the Government of the United States or any Federal agency; and authorizing the Department of Property and Supplies to grant, assign, convey, or lease to the Authority lands of the Commonwealth and interests therein, and to acquire lands therefor; granting the right of eminent domain; empowering the General State Authority to sell and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act," by authorizing the Department of the Accountant General to examine the accounts and books of the Authority.

He also, from the Committee on State Government, reported as committed, House Bill No. 493, entitled:

An Act to amend section five of the act, approved the fifth day of July, one thousand nine hundred forty-seven (P. L. 1293), entitled "An act to establish The Brandywine Battlefield Park Commission and to authorize the acquisition by purchase, condemnation or gift of lands for the establishment of The Brandywine Battlefield Park; providing for the control, management and supervision of the property to be acquired for such park by such commission; authorizing the commission to make and to enforce rules and regulations for its preservation, development and visitation; and making appropriations," empowering the commission to deputize special constables.

He also, from the Committee on State Government, reported as committed, House Bill No. 685, entitled:

An Act to further amend subsection four of Section 3 of the act, approved the nineteenth day of July, one thousand nine hundred thirty-five (P. L. 1356), entitled "An act to regulate the sale and delivery of solid fuel, as herein defined; providing for the appointment of li-

censed weighmasters; prescribing their powers and duties; authorizing substitute licensed weighmasters; imposing certain duties on the Department of Internal Affairs; and providing penalties," by providing that copies of weighmaster's certificates may be seized for use as evidence by any inspector of weights and measures.

He also, from the Committee on State Government, reported as committed, House Bill No. 1295, entitled:

An Act to repeal certain parts of acts relating to the keeping of alphabetical lists and indexes by the Departments of Revenue and Auditor General of persons reported to them as being interested in escheatable property and certain unclaimed funds.

He also, from the Committee on State Government, reported as committed, House Bill No. 1306, entitled:

A Supplement to the act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 575) entitled "An act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River and the improvement of the facilities for transportation across the river authorizing the Governor for these purposes to enter into an agreement with New Jersey creating The Delaware River Joint Commission and specifying the powers and duties thereof including the power to finance projects by the issuance of revenue bonds transferring to the new commission all the powers of the Delaware River Bridge Joint Commission and making an appropriation" by authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a compact or agreement with the State of New Jersey amending and supplementing the compact and agreement between the State of New Jersey and the Commonwealth of Pennsylvania authorizing and empowering The Delaware River Joint Commission to construct finance operate maintain and own a vehicular tunnel under or an additional bridge across the Delaware River and defining certain functions powers and duties of said Commission authorizing the Governor to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent to such supplement compact or agreement.

He also, from the Committee on State Government, reported as amended, Senate Bill No. 739, entitled:

An Act creating Mercy-Douglass State Hospital in Philadelphia County and authorizing the Department of Property and Supplies to sublease said Hospital to Mercy-Douglass Hospital and providing for the management thereof by the Board of Trustees of Mercy-Douglass Hospital.

He also, from the Committee on State Government, reported as committed, Senate Bill No. 778, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of the Harrisburg State Hospital, to acquire certain tracts of land for the use of the Harrisburg State Hospital, and making an appropriation therefor.

BILLS INTRODUCED AND REFERRED

Mr. ROSENFELD read in his place and presented to the Chair Senate Bill No. 783, entitled:

An Act providing that the number and compensation of deputies, assistants, clerks and employes in certain county offices in counties of the first class, shall be fixed by the city council in such counties.

Which was committed to the Committee on Local Government.

Messrs. BARR and MEADE read in place and presented to the Chair Senate Bill No. 784, entitled:

An Act to provide for the establishment of a State television network to be licensed by the Federal Communications Commission for noncommercial educational service; authorizing the survey and purchase of necessary sites and equipment; providing for the construction of a master station and subsidiary stations as may be needed for Statewide coverage; creating within the Department of Public Instruction a Division of Audio-Visual Education and defining its powers and duties; conferring powers and imposing duties upon the Superintendent and Department of Public Instruction and making an appropriation.

Which was committed to the Committee on Corporations

PERMISSION TO ADDRESS SENATE

Mr. HOLLAND asked and obtained unanimous consent to address the Senate.

Mr. HOLLAND. Mr. President, for the last four Sessions of the General Assembly I have been introducing a bill providing for the study, treatment and care of inebriates, creating a State fund for inebriates, establishing a board of trustees to administer the fund, conferring powers in order to help those who are alcoholic.

Mr. President, last evening in Pittsburgh, Governor Fine made a statement in which he said that the General Assembly had created a board, the Liquor Board, and that we were encouraging people to become drunkards and doing nothing about it. I am sorry the Governor has not kept in touch with the Legislature over the years, or he would have found out that we, at least some of us, were trying to do something for the alcoholics which are created by our monopoly Liquor Control Board. So, in answer to his pleas for us of the General Assembly to do something for the alcoholics, Mr. President, I present to the Chair the following bill for the study, treatment and care of inebriates which are caused by the liquor which the State sells.

BILLS INTRODUCED AND REFERRED

Mr. HOLLAND read in his place and presented to the Chair Senate Bill No. 785, entitled:

An Act providing for the study, treatment, and care of inebriates; creating a State Fund for Inebriates; establishing a board of trustees to administer the fund; conferring powers; and imposing duties upon such board; and providing for the commitment of inebriates to the custody of the board.

Which was committed to the Committee on Public Health and Welfare.

Mr. LEADER read in his place and presented to the Chair Senate Bill No. 786, entitled:

An Act to further amend section 1023 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of

local authorities to deal with the subect matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by prohibiting the placing or leaving of certain dangerous objects on highways.

Which was committed to the Committee on Highways.

HOUSE CONCURRENT RESOLUTION TAKEN FROM TABLE

Mr. MAHANY. Mr. President, I call from the table House Resolution No. 34 and ask that it be read by the Clerk.

The resolution was read as follows:

SCHOOL OF VETERINARY MEDICINE ESTABLISHED AT PENNSYLVANIA STATE COLLEGE

In the House of Representatives, April 17, 1951.

Whereas, There are now on Pennsylvania farms dairy animals, poultry and general livestock worth in the aggregate more than \$412,000,000, producing approximately 75 per cent of the total annual income of Pennsylvania agriculture or in monetary terms about \$575,000,000, a year; and

Whereas, The greatest economic losses to the dairy, poultry and general livestock industry are occasioned by the inroads of animal diseases and parasites; and

Whereas, Existing facilities for training persons qualified for the practice of veterinary medicine within the Commonwealth of Pennsylvania are inadequate to meet the existing and still growing need for doctors of veterinary medicine; and

Whereas, The Pennsylvania State College by virtue of its scientific personnel; its resources for research; its close working relationship with dairy, poultry and general livestock raisers throughout the State and its physical location is the appropriate institution to develop the needed facilities; therefore be it

Resolved, (if the Senate concur) That the members of the General Assembly hereby request the Board of Trustees of the Pennsylvania State College to authorize the establishment of a school of Veterinary Medicine at the Pennsylvania State College and at the earliest possible time to erect such buildings; employ such personnel and establish such programs of research and instruction as in their judgment are required to the proper maintenance and operation of such a school of veterinary medicine; and be it further

Resolved, That the members of the General Assembly hereby pledge their support in obtaining the funds required to construct and to equip essential research, instructional, clinical, and administrative buildings for a School of Veterinary Medicine at the Pennsylvania State College, and for the operation and maintenance of the proposed School of Veterinary Medicine; it being understood, however, that funds cannot be appropriated for such buildings and their maintenance at the 1951 Session of the General Assembly; and be it further

Resolved, That it is the understanding and intention of the members of the General Assembly that funds ultimately appropriated for the construction and equipment of such buildings, and for the operation and maintenance of such a School of Veterinary Medicine shall be in addition to the amount appropriated at that time for the general operation and maintenance of the Pennsylvania State College as then constituted; and be it further

Resolved, That the trustees of the Pennsylvania State College be requested to prepare and to present to the members of th 1953 Session of the General Assembly specific and detailed information concerning the nature and estimated cost of requisite buildings and equipment, and also an estimate of the annual expense involved in the operation and maintenance of a School of Veterinary Medicine at the Pennsylvania State College under conditions which, in the judgment of the said trustees, would best meet the reasonable needs of the Commonwealth and its citizens for such veterinary medical service; and be it further

Resolved, That the Chief Clerk of this House send a copy of this resolution to the Board of Trustees of the Pennsylvania State College.

On the question,

Will the Senate agree to the resolution?

Mr. MAHANY. Mr. President, I desire to offer amendments at this time.

The amendments were read as follows:

Amend page 2, line 1, by striking out after the word "That" the words "the members of"; amend page 2, lines 2 and 3, by striking out the words "request the Board of Trustees of the Pennsylvania State College to" and inserting in lieu thereof the following: "directs the Joint State Government Commission"; amend page 3, line 10, by striking out the words "prepare and"; amend page 3, lines 10 to 11, by striking out the words "the members of the 1953 Session of"; amend page 3, line 11, by inserting after the word "Assembly" the following: "at its next regular session"; amend page 3, lines 15 and 16, by striking out the words "under conditions which in the judgment of the said trustees" and inserting in lieu thereof the word "which"; amend page 3, lines 17 and 18, by striking out the words "and be it further"; amend page 3 by striking out all of the lines 19 and 20.

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the resolution as amended?

RESOLUTION LAID ON TABLE

Mr. MAHANY. Mr. President, I request that House Resolution No. 34, as amended, be laid on the table.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

SENATE CONCURRENT RESOLUTION

TIME OF NEXT MEETING

Mr. CROWE, offered the following resolution, which was twice read, considered and agreed to:

In the Senate, July 10, 1951.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, July 16, 1951, at two o'clock, p. m., E.S.T.; and when the House of Representatives adjourns this week it reconvene on Monday, July 16, 1951, at three-thirty o'clock, p. m., E.S.T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

HOUSE MESSAGE

HOUSE CONCURS IN AMENDMENTS TO
HOUSE BILL No. 160

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 160, entitled:

An Act to further amend the act approved the fifth day of May one thousand nine hundred eleven (P. L. 198) entitled "An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" by conferring upon said court certain jurisdiction in the trial of criminal causes and suits for penalties granting powers to said court for trial of such causes and suits

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 680

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 680, entitled:

An Act to further amend Sections 4 and 5 of the act approved the twenty-eighth day of May, one thousand nine hundred fifteen (P. L. 596), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions," by increasing the amount of pension in certain cases, increasing the contributions required from certain employes and establishing certain minimum and maximum pensions.

PRESENTATION OF WEDDING GIFT TO SENATOR AND MRS. KEPHART

Mr. MEADE. Mr. President, may I have the opportunity to make a few remarks at this time during this hiatus?

The PRESIDING OFFICER. The gentleman from Philadelphia, Mr. Meade, may proceed.

Mr. MEADE. Mr. President, I chose this microphone because it is very close to Senator Kephart, and what I have to say pertains to him in particular. For several Sessions I have had the pleasure and the opportunity to accompany and ride with Senator Kephart to and from Harrisburg. However, two weeks ago I tried to locate Senator Kephart and I tried very very hard without avail. I later came to Harrisburg and learned that Senator Kephart had left the group of players known as the "Keppie Players," and also the group of fishermen, the Isaac Waltons, and I learned through the Governor's Office that he had joined the guild of the benedicts, that he had stepped away from that dreamy land of fishing into the land of pure endeavor for the heart of a bride and as consolation they gave me, the Members of this Senate, the opportunity to make the presentation of a gift to the Senator and his bride.

Mr. President, it is with great pleasure and honor that I now present this gift to Senator Kephart.

The PRESIDING OFFICER. The Chair commiserates with Senatore Meade in his loss of transportation and congratulates Senator Kephart in his new status.

Mr. KEPHART. Mr. President, as to the remarks of Senator Meade with respect to accompanying me to Harrisburg, may I say that I did come up with Senator Meade, but I was just his chauffeur. As far as giving up my membership in the two organizations that the Senator

spoke about, I think most of the Members of the Senate know very well that I am not going to do that.

Mr. President, seriously, on behalf of Mrs. Kephart and myself, I wish to thank all the Members of the Senate for this gift and we deeply appreciate it. Thank you very much.

PERMISSION TO ADDRESS SENATE

Mr. HOLLAND asked and obtained unanimous consent to address the Senate.

Mr. HOLLAND. Mr. President, I ask unanimous consent to read an editorial and make a brief statement.

The PRESIDING OFFICER. The gentleman from Allegheny, Mr. Holland, may proceed.

Mr. HOLLAND. Mr. President, last Friday in Pittsburgh the Pittsburgh Press carried a very interesting editorial called "The Grand Jury and Mayor Lawrence," and I quote:

"If Pittsburgh's City officials are as negligent and venal as the County Special Grand Jury charges, then the City is in a bad way.

"But Pittsburghers would do well to withhold their final opinion until all the evidence is in. The presentment of the Grand Jury recommends indictment, among others, of six city officials.

"A regular Grand Jury will decide on indictments. If it indicts, trial juries will decide the truth or falsity of the charges.

"The Grand Jury made specific charges against some of these officials.

"But as to Mayor Lawrence, the charges appear to rest only on the ground that he should have known of the acts alleged against City employes.

"There is no allegation in the presentment that Mayor Lawrence, himself, did anything wrong, or that the City's contract for street lighting with the Broadway Maintenance Corp. was fraudulent.

"The jurors merely assert that the Mayor should have known that City employes in his Administration were not enforcing terms of the contract. On that, they base their charge of misdemeanor.

"By the same reasoning, the Governor of Pennsylvania could have been held responsible for the scandal in the GI trade schools which milked the Veterans' Administration of millions of dollars.

"On that theory, President Truman could be held criminally responsible for offenses of minor Federal officials, and—human nature being what it is—almost any top public official could be prosecuted for the acts of some venal payroller.

"In this connection, the Grand Jury's own presentment contains a curious contradiction.

"It denounces Mayor Lawrence on the ground that "the waste of public funds cannot be excused on the basis of reliance upon subordinates."

"But it praises City Solicitor Anne X. Alpern, the immediate superior of Assistant City Solicitor Leo I. Shapiro, who are accused of accepting bribes.

"We make it plain that she knew nothing about the dereliction of Mr. Shapiro, the Grand Jury explained. It is obvious that her trust and confidence in Mr. Shapiro has been shamefully —

"In other words: Miss Alpern may be excused for not knowing, and Mr. Lawrence may not.

"The special investigation in Allegheny County was started last year by a personal and political enemy of the Mayor, then serving temporarily as Attorney General—Charles J. Margiotti.

"Mr. Margiotti tried the same tactics 12 years ago in a special investigation of the State Administration of Governor George H. Earle. He obtained the indictment of Mr. Lawrence on two different charges, only to see him declared innocent after two costly court trials.

"The present head of the special prosecutors handling the Grand Jury probe is an appointee of Mr. Margiotti, Deputy Attorney General W. Denning Stewart.

"The law courts are no place for the grinding of personal axes or the achievement of personal vengeance. And a special Grand Jury investigation, to be effective, must be free of such influences.

"If the Grand Jury reached too far to include defendants against whom there is no real evidence, it has done a disservice to the law it was sworn to uphold."

Mr. President, I would like to draw to the attention of the Senate that twenty years ago in Pittsburgh a Mayor was indicted. A Republican Mayor was convicted of buying a rug that cost three thousand dollars. At that time the jury stated that this was a terrible price, an exorbitant price to pay for a rug, but it seems that the rug he bought, no official in public office ever secured a better buy. The rug at the present time is still in the Mayor's Office, and only last week it was sent out and cleaned and came out as good as new. So, divide three thousand dollars by twenty years and I think it was the cheapest rug that any poor Mayor was indicted and convicted for buying. They said it was illegal because it was not done in the regular form of bidding, but I think that Mayor Kline, whom I have reference to, certainly made a wonderful purchase of a rug. He later was indicted and convicted for malfeasance and misfeasance in office.

Mr. President, I would also like to point out that the present Grand Jury probe in Pittsburgh is costing around a thousand dollars a day. Now, they have recessed the Grand Jury probe for the summer, but I understand that the pay of the Special Grand Jury special prosecutors still goes on.

Mr. President, in this prosecution we have the son of a very famous woman in Pittsburgh who is really the symbol of righteousness, Mrs. Templeton Smith, who is always against sin, a very fine upstanding woman in that way, and I might add that Mrs. Templeton Smith was very instrumental in getting Judge or rather Mayor Kline indicted for the rug that he bought. It seems that she cannot get along with anyone. It is not only politics she cannot get along with, but she cannot get along with her own family, because recently somebody died in her own family, and the brothers and sisters all sued each other to see who would get the money. So I have my own ideas of Mrs. Templeton Smith, who is trying to clean up the City of Pittsburgh. It is just a case of a frustrated old lady who would like to be Mayor of the City of Pittsburgh and who tries to keep her name in the paper.

Mr. President, I want to particularly point out that it is costing the taxpayers one thousand dollars a day, and I think it is about time that—I have confidence in the

Attorney General of this State, and I want to state here that I personally, and I think the other people of Pittsburgh are not trying to stop justice, but I do not think justice in this case is being served. I think real enmity and grudges are being dragged through the courts at the cost of the taxpayers, and in the indictment I might add, too, that in some way leaks are coming out of the Grand Jury. Newspapermen in Pittsburgh are being slipped what is being done in the Grand Jury, and everyone knows it should be completely secret. There have been mysterious telephone calls being made that conflicts the thing and accusations of jury fixing and so forth. Now, all of these things are rumors but they are rumors which are going to be used for political purposes. I do not think the people of Pennsylvania should be paying a thousand dollars a day for a political campaign. If anyone is guilty, I would be the first to see that they be convicted and sentenced to jail, but I think in this case it is not a case of trying to get guilty persons but trying to make political issues and to smear and destroy the honor and integrity of not only the men whose names appeared, but also of their families, and I think today it is about time that we in politics step up and stop those who want to destroy everybody in politics by smear. If it is the truth, we want to hear it, but if it is just hearsay or smear or hatred or frustration of old ladies who are sore because they cannot get elected as district committeeman, then I think it is time for us to stop this type of presecution. The inquisition should be over. I think that we should put politics on a scale that is above reproach, and I believe that if we do not, no one is going to go into politics because they will fear the type of smear that is now being held under the guise of a grand jury investigation in the City of Pittsburgh.

PERMISSION TO ADDRESS SENATE

Mr. WALKER asked and obtained unanimous consent to address the Senate.

Mr. WALKER. Mr. President, I would like to make a few remarks, not in answer to but in explanation of some of the remarks made by my colleague from Allegheny County. I know Mrs. Templeton Smith certainly needs no defense in Allegheny County, but unfortunately at the present moment she is not a Member of the Senate and therefore cannot personally reply to the gentleman from Allegheny. I hope some day to live long enough to see it, too, that those of us in public office so conduct ourselves that like Caesar's wife we would be above suspicion. I resent just as much as my colleague the implication always or sometimes spread abroad that a public official is two degrees lower than a numbers writer.

Mr. President, I want to say with regard to Mrs. Templeton Smith I disagree violently with what Senator Holland says about her. I think she has made a real contribution to civic betterment. I do not always agree with her conclusions, but I certainly will fight for her right to have her own conclusions and her own opinions. I wish that there were thousands of women in my district like Mrs. Smith because she is ever alert, whether friend or foe, to see to it that you try to measure up to the responsibilities of public office.

I might say to Senator Holland that it so happens that Mrs. Smith reside in my Senatorial District, and she

happens to be a Republican Committeewoman in the district. With regard to the psychological complaint suggested by Senator Holland, I am not a psychiatrist and I do not propose to diagnose or recommend a treatment. I merely say to Senator Holland that I do not agree with what he said, and I think she has made contributions to the betterment of the City and County. With regard to her being Mayor of the City of Pittsburgh, I can readily understand that Senator Holland would not want his public life ruled as he and I have our private lives ruled. If Mrs. Smith wants to be the Chief Executive of a municipality, we cannot dictate to the City of Pittsburgh, and would certainly welcome her out in Oakmont. We like energetic and active people out there in that little country town, and while commenting on Senator Holland's remarks, when he introduced a bill awhile ago he made a general statement in which he was repeating from memory a quotation from the Governor's speech in Pittsburgh last night. For purpose of the record I would like to read the paragraph indirectly referred to by Senator Holland, because, I know Senator Holland would appreciate it if we had the verbatim report on the record rather than depending on his memory at this point. I read from the mimeographed copy of the second address of the Governor, which was delivered last night in the City of Pittsburgh, and I am reading the paragraph on page 5 of this printed record. The paragraph, Senator Holland, reads as follows:

"Likewise there is little common sense used in eliminating the one hundred fifty thousand dollars I recommended to rehabilitate the alcoholics. It is unthinkable that a State which receives \$163,000,000 income biennially from alcoholic beverages could refuse to give one cent to save the human derelicts it helped to create. It is false economy to promote human miseries."

So, Senator Holland can reconcile himself to the fact that as far as this particular phase of legislative responsibility is concerned, he and Governor Fine are seeing eye to eye.

PERMISSION TO ADDRESS SENATE

Mr. HOLLAND asked and received unanimous consent to address the Senate.

Mr. HOLLAND. Mr. President, I just got a copy of this, and I would like to repeat what it says.

"I hold in my hand a chart which shows receipts from alcoholic beverages to be 19.8 per cent of our income. It amounts to approximately \$163,000,000 of our biennial income. Yet, despite this tremendous income, the Legislature has so far refused a requested meager \$150,000 to cure alcoholics it helped to create."

So, I cannot read it any other way. In other words, we the Legislators created the alcoholics, according to Governor Fine.

PERMISSION TO ADDRESS SENATE

Mr. Walker asked and received unanimous consent to address the Senate.

Mr. WALKER. Mr. President, that is one of the nice things about having the Bible printed in so many languages. There are so many different interpretations.

RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess until four o'clock p. m., Eastern Standard Time.

Mr. KEPHART. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDING OFFICER. The time of recess having elapsed the Senate will be in order.

AMENDMENT TO HOUSE BILL No. 77 RECALLED FROM THE GOVERNOR

The Clerk of the House of Representatives being introduced, presented for concurrence, House Bill No. 77, entitled:

An Act to further amend section two thousand one hundred three of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "Third Class City Law," by further regulating the organization, hours of service, vacations and sick leaves of firemen.

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

The PRESIDING OFFICER. The bill as amended, will appear on tomorrow's Calendar.

REPORT FROM COMMITTEE

Mr. SILVERT. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. SILVERT, from the Committee on Corporations, reported as committed, Senate Bill No. 746, entitled:

An Act requiring water companies supplying water to cities, boroughs, towns, and townships to treat the same with sodium fluoride under certain conditions.

He also, from the Committee on Corporations re-reported as committed, Senate Bill No. 319, entitled:

An Act to further amend Section 1 of the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" by providing for the method of valuation taxable shares of stock in any regulated investment company

SENATE RESOLUTION

MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO ERECT MONUMENT TO UNKNOWN REVOLUTIONARY SOLDIER IN VALLEY FORGE PARK

Mr. RUTH. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Messrs. RUTH and WOLFE offered the following resolution which was twice read, considered and agreed to:

In the Senate, July 10, 1951.

The tomb of the Unknown Soldier in Arlington is an eloquent and majestic expression of the reverence and the appreciation held in the heart of every American for the heroic and the sacrificial service of our soldiers during World War I.

Is it not fitting that a similar memorial be dedicated to the unknown soldiers who fell at Valley Forge and were buried in unmarked and unhonored graves?

Comparison of various services beyond the call of duty is an impossible and unworthy task. Yet the tale of starvation, disease, the hardships of a rigorous and pitiless winter, and the magnificent fortitude of stout hearted men who fought unquestioningly in the face of problematic success is one to quicken the pulse, to impart a patriotic glow, and impossible to parallel anywhere in the annals of military exploits, therefore be it

Resolved, That the Senate respectfully memorialize the Congress of the United States to erect in Valley Forge Park an enduring monument to the hallowed memory of the Unknown Revolutionary soldier to serve as an inspiration to all Americans, to remind them of the sacrifice and the devotion that were a prelude to their liberties, and to stir our living American youth to emulate the dramatic heroism of their forgotten forefathers.

REPORT FROM COMMITTEE

Mr. WADE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WADE from the Committee on Agriculture, reported as committed, House Bill No. 186, entitled:

An Act to add Section 2.1 to the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1652) entitled "An act relating to the propagation and growth of nut trees and other trees bearing crops excluding our present commercial fruit trees in this Commonwealth providing for the appointment qualifications term and compensation of an Expert Trees Crops Advisor prescribing his powers and duties imposing and conferring certain powers and duties on the Secretary of Agriculture in respect thereto and making an appropriation" by authorizing the Pennsylvania State College to undertake the development of a research program for certain purposes and making an appropriation therefor

CALENDAR

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 126

The Senate proceeded to the consideration of the report of Committee of Conference on Senate Bill No. 126, as follows:

REPORT OF THE COMMITTEE ON CONFERENCE ON SENATE BILL No. 126

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 126, entitled: "An act to amend the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled 'An act relating to insurance amending revising and consolidating the law providing for the in-

corporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws' by further regulating insurance companies associations and inter-insurance exchanges and their powers investments policy provisions joint policies premium tax returns the licensing of foreign companies and repealing existing laws"

Respectfully submit the following bill as our report:

GEO. N. WADE,
G. ROBERT WATKINS,
JOHN J. HALUSKA,
(Committee on the part of the Senate.)

G. EDGAR KLINE,
CHARLES J. MILLS,
R. P. STEMME,
(Committee on the part of the
House of Representatives.)

An Act to amend the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by further regulating insurance companies associations and inter-insurance exchanges and their powers investments policy provisions joint policies premium tax returns the licensing of foreign companies and repealing existing law

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (1) of subsection (b) of section 202 of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" as last amended by the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 904) is hereby further amended to read as follows

Section 202 Purposes for which companies may be incorporated underwriting powers

* * * * *

(b) (1) On dwelling houses stores and all kinds of buildings and household furniture and other property against loss or damage including loss of use or occupancy by fire smoke smudge lightning and explosion whether fire ensue or not and by tornadoes cyclones windstorms earthquakes hail frost sleet snow or flood against loss or damage by water to any goods or premises arising from the breakage or leakage of sprinklers pumps or other apparatus erected for extinguishing fires and of water pipes against accidental injury to such sprinklers pumps or other apparatus Against loss or damage caused by the caving in of the surface of the earth above coal mines against perils to property arising from the ownership or maintenance or from the use of aircraft automobiles or other motor vehicles [and] against loss or

damage caused by bombardment invasion insurrection riot civil war or commotion and military or usurped power and against damage to property as specified in this paragraph by any or all risks not herein specifically designated and to effect reinsurance of any risk provided for in this clause

Section 2 Said act is hereby amended by adding after section 317 a new section to read as follows

Section 317.1 Joint Policies Two or more insurance companies associations or exchanges authorized to transact the same kinds of insurance business in this Commonwealth may issue a combination policy using a distinctive title thereof which title shall follow the titles of the several companies associations or exchanges obligated thereby Such policy shall be executed by each such company association or exchange in the same manner as it would execute its individual policy Such policy shall state that it is a joint contract and that each company association or exchange is only liable for a specific percentage of any loss or damage occurring thereunder Before any such companies associations or exchanges shall issue such combination policy they shall receive the express permission of the Insurance Commissioner to issue the same and the title shall be approved by him

Section 3 Section 321 of said act as last amended by the act approved the twenty-fifth day of May one thousand nine hundred thirty-nine (P. L. 213) is hereby further amended to read as follows

Section 321 Additional Annual Reports from Foreign Companies and Associations Every stock or mutual insurance company association or exchange of another State or foreign government authorized to do business in this Commonwealth shall make report to the [Insurance Commissioner] Department of Revenue on or before March [first] fifteenth of each year under oath of its president secretary or attorney showing the gross premiums of every character and description received from business transacted in the Commonwealth during the year or fraction of year ending with the thirty-first day of December preceding whether said premiums were received in money or in the form of notes credits or any other substitute for money or whether the same were collected in this Commonwealth or elsewhere and to pay into the State Treasury the requisite tax upon all such premiums Such companies associations and exchanges in making such report may deduct from the gross premiums received all the premiums return on policies canceled or not taken and all premiums actually received for re-insurances Stock companies with participating features in addition to the aforesaid deductions may deduct that portion of the premiums returned to the policyholders Life insurance companies may deduct dividends declared and actually used by policyholders in payment of renewal premiums and mutual companies associations and exchanges may deduct that proportion of the advance premium or deposit returned to members upon the expiration or termination of their contracts "Gross premiums" are defined to be the amount of dues fees and premiums stated in the policy contracts

Section 4 Section 405 of said act as added by the act approved the ninth day of May one thousand nine hundred forty-seven (P. L. 201) is hereby amended by adding thereto after clause (f) a new clause to read as follows

Section 405 Investment of Surplus and Balance of Reserve Subject to the provisions of section four hundred six point one any surplus funds and the balance of the reserves of any life insurance company organized under the laws of this Commonwealth may be invested in the following classes of investment

(g) Other Loans or Investments Loans or investments not qualifying or permitted under the preceding subsections of this section to an amount not exceeding in the aggregate five per cent (5%) of such company's admitted assets

Section 5 Clause (o) of section 406.1 as added by the act approved the ninth day of May one thousand nine

hundred forty-seven (P. L. 201) is hereby amended and at the end of said section a new clause is hereby added to read as follows

Section 406.1 General Investment Provisions and Restrictions Investment under authority of section four hundred four or four hundred five and holding of real estate under authority of section four hundred six by any life insurance company organized under the laws of this Commonwealth shall be subject to the following provisions

* * * * *

(o) No security or investment of a class stated in [subsections] clauses (b) (c) (d) (e) [or] (f) or (g) of section four hundred five shall by this act be authorized or permitted for investment of reserve funds of any such company if at the date of investment its total investment in classes of investment stated in section four hundred four is less than its capital and three-fourths ($\frac{3}{4}$) of its reserves

* * * * *

(q) "Date of Investment" shall mean the date of commitment in the case of a commitment to invest

(r) [(q)] If any investment is made in a manner not authorized by this act the officers directors and trustees making or authorizing such investment shall be personally liable for any loss occasioned thereby

Section 6 Section 410 the first paragraph and clause (6) of subsection (a) and subsections (d) and (e) of section 410A as respectively amended and added by the act approved the first day of May one thousand nine hundred forty-five (P. L. 334) are hereby amended or further amended to read as follows

Section 410 Uniform Policy Provisions No policy of life or endowment insurance except policies of industrial insurance where the premiums are payable monthly or oftener shall hereafter be [issued or] delivered [by any stock or mutual life insurance company] in this Commonwealth unless it contains in substance the following provisions or provisions which in the opinion of the Insurance Commissioner are more favorable to the policyholder

(a) A provision that all premiums shall be payable in advance either at the home office of the company or to an agent of the company upon delivery of a receipt signed by one or more of the officers of the company who shall be named in the policy

(b) A provision that the insured is entitled to a grace either of thirty days or one month within which the payment of any premium after the first year may be made subject at the option of the company to an interest charge not in excess of six per centum per annum for the number of days of grace elapsing before the payment of the premium during which period of grace the policy shall continue in full force but in case the policy becomes a claim during the said period of grace before the overdue premium or the deferred premiums of the current policy year if any are paid the amount of such premiums with interest on any overdue premiums may be deducted in any settlement under the policy

(c) A provision that the policy shall be incontestable after it has been in force during the lifetime of the insured two years from its date of issue except for non-payment of premiums [and for engaging in military or naval service in time of war without the consent in writing of an executive officer of the company] and that at the option of the company provisions relative to disability benefits [in the event of total and permanent disability] and provisions which grant additional insurance specifically against death by accident or accidental means may also be excepted

(d) A provision that the policy shall constitute the entire contract between the parties but if the company desires to make the application a part of the contract it may do so provided a copy of such application shall be endorsed upon or attached to the policy when issued and in such case the policy shall contain a provision that the policy and the application therefor shall constitute the entire contract between the parties

(e) A provision that if the age of the insured or of any other person whose age is considered in determining the premium has been misstated the amount payable or benefit accruing under the policy shall be such as the premium would have purchased at the correct age or ages

(f) A provision that the policy shall participate in the surplus of the company and that beginning not later than the end of the third policy-year the company will annually determine the portion of the divisible surplus accruing on the policy and that the [owner of the policy] party entitled to elect such option shall have the right to have the dividend arising from such participation paid in cash or applied [to the payment of premium or the purchase of paid up additions to the policy as the policyholder] in accordance with any one of such other dividend options as may be provided by the policy [may elect] If any such other dividend options are provided the policy shall further state which option shall be automatically effective if such party shall not have elected some other option

In lieu of the foregoing provisions the policy may contain a provision that the policy shall participate in the surplus of the company and that beginning not later than the end of the fifth policy-year the company will determine the portion of the divisible surplus accruing on the policy and that the [owner of the policy] party entitled thereto shall have the right to have the current dividend arising from such participation paid in cash and that at periods of not more than five years thereafter such apportionment and payment at the option of [the policyholder] such party shall be had

Renewable term policies of ten years or less may provide that the surplus accruing to such policies shall be determined and apportioned each year after the second policy-year and accumulated during each renewal period and that at the end of any renewal period or renewal of the policy by the insured the company shall apply the accumulated surplus as an annuity for the next succeeding renewal term in the reduction of premiums

(g) A provision specifying the options if any to which the policy-holder is entitled in the event of default in a premium payment

(h) A provision for a loan value at any time [while the policy is in force] after three full years' premiums have been paid and while no premium is in default beyond the grace period for payment

(1) In the case of any policy issued prior to the operative date of section four hundred and ten A of this act (the Standard Nonforfeiture Law) it shall be provided that the company will advance on proper assignment or pledge of the policy and on the whole security thereof at a specified rate of interest a sum equal to or at the option of the owner of the policy less than the reserve at the end of the current policy year on the policy and on any dividend additions thereto less a sum not more than two and one-half per centum of the amount insured by the policy and of any dividend additions thereto and that the company will deduct from such loan value any existing indebtedness on the policy and any unpaid balance of the premium for the current policy-year and may collect interest in advance on the loan to the end of the current policy-year which provision may further provide that such loan may be deferred for not exceeding six months after the application therefor is made A company may in lieu of the provision hereinabove permitted for the deduction from a loan on the policy of a sum not more than two and one-half per centum of the amount insured by the policy and of any dividend additions thereto insert in the policy a provision that one-fifth of the entire reserve may be deducted in case of a loan under the policy or may provide therein that the deduction may be the said two and one-half per centum or the one-fifth of the said entire reserve at the option of the company

(2) In the case of any policy issued on or after the operative date of section four hundred and ten A of this act (the Standard Non-forfeiture Law) [it shall be pro-

vided] the loan provision shall provide that the company will advance on proper assignment or pledge of the policy and on the sole security thereof at a specified rate of interest a sum equal to or at the option of the [owner of the policy] party entitled thereto less than the cash surrender value at the end of the current policy year as required by section four hundred and ten A of this act and that the company [will] may deduct from such loan value (in addition to any indebtedness deducted in determining such value) any unpaid balance of the premium for the current policy year and may collect interest in advance on the loan to the end of the current policy year The company shall reserve the right to defer such loan except any made to pay premiums to the company for six months after application therefor is made This subsection (h) shall not apply to term insurance

(i) A provision for a non-forfeiture benefit and cash surrender value

(1) In the case of any policy issued prior to the operative date of section four hundred and ten A of this act (the Standard Non-forfeiture Law) a non-forfeiture benefit shall be provided in event of default in premium payments after premiums shall have been paid for three years which shall secure to the owner of the policy a stipulated form of insurance the net value of which shall be at least equal to the reserve at the date of default on the policy and on any dividend additions thereto specifying the mortality table and rate of interest adopted for computing such reserves less a sum not more than two and one-half per centum of the amount insured by the policy and of any existing dividend additions thereto and less any existing indebtedness to the company on the policy Such provision shall stipulate that the policy may be surrendered to the company at its home office within one month from date of default for a specified cash value at least equal to the sum which would otherwise be available for the purchase of insurance as aforesaid and may stipulate that the company may defer payment for not more than six (6) months after the application therefor is made This provision shall not be required in term insurance of twenty years or less

(2) In the case of any policy issued on or after the operative date of section four hundred and ten A of this act (the Standard Non-forfeiture Law) a non-forfeiture benefit and cash surrender value shall be provided in accordance with said section

(j) table showing in figures the loan value if any and the options if any available under the policy each year upon default in premium payments during at least the first twenty years of the policy and if the proceeds of the policy are payable in installments [or as an annuity] which are determinable prior to maturity of the policy a table showing the amount of the [installment or annuity payment] guaranteed installments

(k) A provision that the holder of a policy shall be entitled to have the policy reinstated upon written application therefor at any time within three years from the date of default in premium payments unless the policy has been duly surrendered or the extension period expired upon the production of evidence of insurability satisfactory to the company and the payment of all overdue premiums and any other indebtedness to the company upon said policy with interest at the rate of not exceeding six per centum per annum compounded annually

(l) A provision that when a policy shall become a claim by the death of the insured settlement shall be made upon receipt of due proof of death

Any of the foregoing provisions or parts thereof not applicable to single premium or non-participating policies shall to that extent not be incorporated therein Provided however That the policies of an insurance company organized under the laws of any state or foreign government may contain when [issued] delivered in this Commonwealth any provision which may be prescribed by laws of the state or government under which the company is organized and the policies of a life insurance company organized under the laws of this Common-

wealth may when [issued] delivered in any other state territory or foreign country contain any provision required by the laws of such state territory or foreign country to be contained in policies [issued] delivered therein A clause in any policy of life insurance providing that such policy shall be incontestable after a specified period shall preclude only a contest of the validity of the policy and shall not preclude the assertion at any time of defenses based upon provisions in the policy which exclude or restrict coverage whether or not such restrictions or exclusions are excepted in such clause

Section 410A Standard Non-Forfeiture Law (a) In the case of policies issued on or after the operative date of this section as defined in subsection (g) no policy of life insurance except as stated in subsection (f) shall be [issued or] delivered in this Commonwealth unless it shall contain in substance the following provisions or corresponding provisions which in the opinion of the Insurance Commissioner are at least as favorable to the defaulting or surrendering policyholder

* * * * *

(6) A statement of the method to be used in calculating the cash surrender value and the paid-up non-forfeiture benefit available under the policy on any policy anniversary [with] beyond the last anniversary for which such values and benefits are consecutively shown in the policy a statement that the cash surrender values and the paid-up non-forfeiture benefits available under the policy are not less than the minimum values and benefits required by or pursuant to any statute of the state in which the policy is delivered an explanation of the manner in which the cash surrender values and the paid-up non-forfeiture benefits are altered by the existence of any paid-up additions credited to the policy or any indebtedness to the company on the policy and if a detailed statement of the method of computation of the values and benefits shown in the policy is not stated therein a statement that such method of computation has been filed with the insurance supervisory official of the state in which the policy is delivered

Any of the foregoing provisions or portions thereof not applicable by reason of the plan of insurance may to the extent inapplicable be omitted from the policy

The company shall reserve the right to defer the payment of any cash surrender value for a period of six months after demand therefore with surrender of the policy

* * * * *

(d) The adjusted premiums for any policy shall be calculated on an annual basis and shall be such uniform percentage of the respective premiums specified in the policy for each policy year excluding any extra premiums charged because of impairments or special hazards that the present value at the date of issue of the policy of all such adjusted premiums shall be equal to the sum of (i) the then present value of the future guaranteed benefits provided for by the policy (ii) two per cent of the amount of insurance if the insurance be uniform in amount or of the equivalent uniform amount as herein-after defined if the amount of insurance varies with duration of the policy (iii) forty per cent of the adjusted premium for the first policy year (iv) twenty-five per cent of either the adjusted premium for the first policy year or the adjusted premium for a whole life policy of the same uniform or equivalent uniform amount with uniform premiums for the whole [of] life issued at the same age for the same amount of insurance whichever is less Provided however That in applying the percentages specified in (iii) and (iv) above no adjusted premium shall be deemed to exceed four per cent (4%) of the amount of insurance or level amount equivalent thereto The date of issue of a policy for the purpose of this subsection shall be the date as of which the rated age of the insured is determined

In the case of a policy providing an amount of insurance varying with duration of the policy the equivalent [level] uniform amount thereof for the purpose of this

subsection shall be deemed to be the level amount of insurance provided by an otherwise similar policy containing the same endowment benefit or benefits if any issued at the same age and for the same term the amount of which does not vary with duration and the benefits under which have the same present value at the [inception of the insurance] date of issue as the benefits under the policy Provided however That in the case of a policy providing a varying amount of insurance issued on the life of a child under age ten the equivalent uniform amount may be computed as though the amount of insurance provided by the policy prior to the attainment of age ten were the amount provided by such policy at age ten

All adjusted premiums and present values referred to in this section shall be calculated on the basis of the Commissioners 1941 Standard Ordinary Mortality Table for ordinary insurance and the 1941 Standard Industrial Mortality Table for industrial insurance and the rate of interest not exceeding three and one-half per centum (3½%) per annum specified in the policy for calculating cash surrender values and paid-up non-forfeiture benefits Provided however That in calculating the present value of any paid-up term insurance with accompanying pure endowment if any offered as a non-forfeiture benefit the rates of mortality assumed may be not more than one hundred and thirty per centum (130%) of the rates of mortality according to such applicable table Provided further That for insurance issued on a substandard basis the calculation of any such adjusted premiums and present values may be based on such other table of mortality as may be specified by the company and approved by the Insurance Commissioner

(e) Any cash surrender value and any paid-up non-forfeiture benefit available under the policy in the event of default in a premium payment due at any time other than on the policy anniversary shall be calculated with allowance for the lapse of time and the payment of fractional premiums beyond [the last preceding policy anniversary] the beginning of the policy year in which the default occurs All values referred to in subsections (b) (c) and (d) may be calculated upon the assumption that any death benefit is payable at the end of the policy year of death The net value of any paid-up additions other than paid-up term additions shall be not less than the dividends used to provide such additions Notwithstanding the provisions of subsection (b) additional benefits payable (i) in the event of death or dismemberment by accident or accidental means (ii) in the event of total and permanent disability (iii) as reversionary annuity or deferred reversionary annuity benefits (iv) as [decreasing] term insurance benefits provided by a rider or supplemental policy provision to which if issued as a separate policy this section would not apply and (v) as other policy benefits additional to life insurance and endowment benefits and premiums for all such additional benefits shall be disregarded in ascertaining cash surrender values and non-forfeiture benefits required by this section and no such additional benefits shall be required to be included in any paid-up non-forfeiture benefits

Section 7 The first paragraph and the last four paragraphs of Section 410 B of said act as added by the act approved the seventeenth day of July one thousand nine hundred thirty-five (P. L. 1116) are hereby amended to read as follows

Section 410 B Uniform Provisions for Contracts of Annuities and Pure Endowment Contracts [On and after January first one thousand nine hundred thirty-six no] No annuity or pure endowment contract shall be [issued or] delivered in this Commonwealth [by any stock or mutual life insurance company] except policies of industrial insurance where the premiums are payable monthly or oftener [unless and until a copy of the form thereof has been filed with the Insurance Commissioner and formally approved by him Except] and except in the case of a reversionary annuity otherwise called a survivorship annuity or an annuity contracted by an employer in behalf of his employees [no annuity or pure endowment con-

tract shall be so issued or delivered in this Commonwealth] unless it contains in substance the following provisions

* * * * *

Any of the foregoing provisions or portions thereof not applicable to nonparticipating contracts nor to contracts for which a single stipulated payment to the company is made shall to that extent not be incorporated therein and any such contract may be [issued or] delivered in this Commonwealth which in the opinion of the Insurance Commissioner contains provisions on any one or more of the several foregoing requirements more favorable to the holder of the contract than hereinbefore required

Nothing herein contained shall be construed to prevent a life insurance corporation which issues life insurance on a participating basis from issuing annuities reversionary annuities or pure endowments on a non-participating basis

Any such contract or any application endorsement or rider form used in connection therewith issued in violation of this section shall nevertheless be held valid but shall be construed as provided in this section and when any provision in such contract application endorsement or rider is in conflict with any provision of this section or with any other statutory provision the rights duties and obligations of the company of the holder of the contract and of the beneficiary or annuity thereunder shall be governed by the provisions of this section The provisions of this section shall not apply to contracts of reinsurance nor to contracts for deferred annuities or reversionary annuities included in life insurance policies

[For the purposes of this section application forms rider forms and endorsement forms for use in connection with any such contract excepting riders or endorsements relating to the manner of distribution of benefits or to the reservation of rights and benefits under any such contract and used at the request of the individual holders of such contracts shall be deemed to be parts of such contracts and shall require the approval of the Insurance Commissioner No rider and no endorsement except as stated above shall be attached to or printed or stamped upon any such contract issued or delivered in this Commonwealth until the form of such rider or endorsement has been filed with the Insurance Commissioner and formally approved by him]

Section 8 The first paragraph and clause (c) of Section 411 of said act as amended by the act approved the fourth day of June one thousand nine hundred thirty-seven (P. L. 1634) are hereby further amended to read as follows

Section 411 Prohibited Policy Provisions No policy of life insurance shall be [issued or] delivered in this Commonwealth [by any stock or mutual] life insurance company organized under the laws of any other State or country or be issued by any stock or mutual life insurance company organized under the laws of this Commonwealth] except policies of industrial insurance where the premiums are payable monthly or oftener if it contain any of the following provision

* * * * *

(c) Any provision by which the policy shall purport to be issued or to take effect more than six months before the original application for the insurance was made [if thereby the assured would rate at an age younger than his age at date when the application was made according to his age at nearest birthday]

* * * * *

Section 9 Section 412 of said act is hereby amended to read as follows

Section 412 Application for Insurance Insurable Interest No policy [or agreement for insurance] of life insurance shall be [issued by any stock or mutual life insurance company] delivered in this Commonwealth except upon the application of the person insured A person liable for the support of a child may take out a policy of insurance on such child and persons copartnerships associations and corporations may insure the lives and health of officers directors principals partners and employees without

the signing of a personal application as hereinbefore required Any person may insure his own life for the benefit of any person copartnership association or corporation but no person shall cause to be insured the life of another unless the beneficiary named in such policy or agreement of life insurance whether himself or a third person has an insurable interest in the life of the insured if a policy of life insurance has been issued in conformity with this section no transfer of such policy or any interest thereunder shall be invalid by reason of a lack of insurable interest of the transferee in the life of the insured or the payment of premiums thereafter by the transferee The term "insurable interest" is defined as meaning in the case of persons related by blood or law an interest engendered by love and affection and in the case of other persons a lawful economic interest in having the life of the insured continue as distinguished from an interest which would arise only by the death of the insured

Section 10 Section 420 of said act as amended by the act approved the sixth day of April one thousand nine hundred forty-five (P. L. 149) is hereby further amended to read as follows

Section 420 Exchange Alteration and Conversion of Policies Any life insurance company may at the request of a policyholder exchange alter or correct any policy of life or endowment insurance or annuity policy contract or any other policy benefits additional thereto issued by it for or into any policy [conforming (a)] which conforms with the laws in force [when the first mentioned policy was issued if the rewritten policy bears the date thereof or (b) with the laws in force when said exchange alteration or conversion is effected if the rewritten policy bears a then current date Provided however If such rewritten policy bears the date of said original policy] on the date of the original policy if the rewritten policy is by its terms made effective as of such date or which conforms with the laws in force on a subsequent date as of which the rewritten policy is by its terms made effective If the rewritten policy is made effective as of a date earlier than the date on which the exchange alteration or conversion occurs (a) the rewritten policy If evidence of insurability is required in conjunction with an exchange alteration or conversion to a policy on a plan requiring a lower premium rate or to a policy to which benefits or features are added differing from those in the original policy may provide that the date on which the exchange alteration or conversion occurs shall be used in determining the applicability of an incontestability clause in the rewritten policy to the right of the company to contest such exchange alteration or conversion or in determining the applicability of a clause in the rewritten policy limiting liability in the event of suicide of the insured and (b) the amount of insurance under said rewritten policy shall not exceed the amount of insurance under said original policy or the amount of insurance which the premium paid for the original policy would have purchased if the rewritten policy had been originally applied for whichever amount is the greater Nothing contained in section three hundred and forty-six or in clause (c) of section four hundred and eleven of this act shall be construed as prohibiting any such exchange alteration or conversion of policies as provided by this section

Section 11 Section 420C of said act as amended by the act approved the first day of May one thousand nine hundred forty-five (P. L. 334) is hereby further amended to read as follows

Section 420C Uniform Industrial Policy Provisions [From and after the first day of January nineteen hundred and thirty-eight no] No policy of industrial insurance shall be [issued or] delivered [to take effect] in this Commonwealth [or be issued by a life insurance company organized under the laws of this Commonwealth] unless the same shall contain in substance the following provisions

(a) A provision that the insured is entitled to a grace of four (4) weeks within which the payment of any premium after the first may be made except that where pre-

miums are payable monthly the insured shall be entitled to a grace of one month or 30 days. During such period of grace the policy shall continue in full force but in case the policy becomes a claim during said grace period before the overdue premiums are paid the amount of overdue premiums may be deducted in any settlement under the policy.

(b) A provision that the policy shall constitute the entire contract between the parties but if the company desires to make the application a part of the contract it may do so provided a copy of such application shall be endorsed upon or attached to the policy when issued and in such case the policy shall contain a provision that the policy and the application therefor shall constitute the entire contract between the parties.

(c) A provision that the policy shall be incontestable after it has been in force during the life-time of the insured two years from its date of issue except for nonpayment of premium [and except for violation of the conditions of the policy relating to naval or military service in time of war and except as to provisions and conditions] and that at the option of the company provisions relating to disability benefits [in the event of total and permanent disability] and those granting additional insurance specifically against death by accident or accidental means may also be excepted.

(d) A provision that if the age of the insured or of any other person whose age is considered in determining the premium has been misstated the amount payable or benefit accruing under the policy shall be such as the premium would have purchased at the correct age or ages.

(e) A provision that the policy shall participate in the surplus of the company and that the company will annually determine the portion of any divisible surplus accruing on the policy and indicating the conditions under which the company shall apportion such dividends to the policyholder or the party entitled thereto.

(f) A provision for a non-forfeiture and cash surrender value.

(1) In the case of any policy prior to the operative date of section four hundred and ten A of this act (the Standard Non-forfeiture Law) a non-forfeiture benefit shall be available in event of default in premium payments after premiums have been paid for three full years and shall be a stipulated form of insurance effective from the due date of the defaulted premium the net value of which stipulated form of insurance shall not be less than the reserve on the policy (exclusive of reserves if any for provisions relating to benefits in the event of specific types of disability or provisions granting additional insurance specifically against death by accident and for provisions granting other benefits in addition to life insurance) at the end of the last completed quarter of the policy year for which premiums have been paid and on any dividend additions thereto if any (the policy to specify the mortality table and rate of interest and also the method of valuation if other than net level premium adopted for computing such reserves) less a specified maximum percentage (not more than two and one-half) of the maximum face amount insured by the policy and of dividend additions thereto if any and less any existing indebtedness to the company on or secured by the policy. Provided however That the said percentage or other rule of calculation so stated as to permit determination of the value shall be specified for each year for which required values are not included in the policy. And provided A company may in lieu of the provision herein permitted for the deduction from the reserve of a sum not more than two and one-half per centum of the maximum face amount insured by the policy and of any dividend additions thereto insert in the policy a provision that a deduction of one-fifth of said reserve may be made or said two and one-half per centum of the maximum face amount insured or one-fifth of said reserve at the option of the company. Provided further That after premiums have been paid for five full years the policy may be surrendered to the company at its home office within four weeks of the due date of the defaulted premium for a specific cash value at least

equal to the sum which would otherwise be available for the purchase of insurance as aforesaid. And provided further That the company may defer payment of such cash value for not more than six months after application therefor is made. In the event that such cash or other non-forfeiture value is not requested within the required period it shall be provided that a stipulated form of insurance shall automatically become effective.

(2) In the case of any policy issued on or after the operative date of section four hundred and ten A of this act (the Standard Non-forfeiture Law) a non-forfeiture benefit and cash surrender value shall be provided in accordance with said section.

(g) A table showing in figures the non-forfeiture options available under the policy at the end of each year upon default in premium payments during the premium payment period but not to exceed the first twenty (20) years of the policy and providing that the company will furnish upon request an extension of such table beyond the years shown in the policy.

(h) A provision that the policy if not surrendered for its cash value or if the period of extended insurance has not expired may be reinstated upon written application therefor within one year from the date of default in payment of premiums upon payment of all overdue premiums and the payment or reinstatement of any other indebtedness to the company upon said policy and at the option of the company interest thereon at a rate not to exceed six per centum per annum compounded annually and upon the presentation of evidence satisfactory to the company of the insurability of the insured.

(i) A provision that when a policy shall become a claim by the death of the insured settlement shall be made upon receipt of due proof of death.

(j) A form number and title on the face of the policy clearly and correctly describing its form.

Any such policy may be [issued or] delivered in this Commonwealth which in the opinion of the Insurance Commissioner contains provisions on any one or more of the several foregoing requirements more favorable to the policyholder than hereinbefore required. The policies of an insurance company organized under the laws of any other state or foreign government may contain when [issued] delivered in this Commonwealth any provision which may be prescribed by the laws of the state or government under which the company is organized not contrary to the provisions heretofore prescribed and the policies of a life insurance company organized under the laws of this Commonwealth when [issued] delivered in any other state territory or foreign country may contain any provision required by the laws of such state territory or foreign country to be contained in the policies [issued] delivered therein.

Any of the foregoing provisions or parts thereof not applicable to non-participating policies shall to that extent not be incorporated therein and the provisions of this section shall not apply to policies issued or granted pursuant to the non-forfeiture provisions prescribed in [subsection] clause (f) of this section. A clause in any policy of industrial life insurance providing that such policy shall be incontestable after a specified period shall preclude only a contest of the validity of the policy and shall not preclude the assertion at any time of defenses based upon provisions in the policy which exclude or restrict coverage whether or not such restrictions or exclusions are excepted in such clause.

Section 12 The first paragraph of Section 420D of said act as added by the act approved the twenty-first day of May one thousand nine hundred thirty-seven (P. L. 769) is hereby amended to read as follows:

Section 420D Prohibited Industrial Policy Provisions [From and after the first day of January nineteen hundred and thirty-eight no] No policy of industrial life or industrial endowment insurance shall be [issued or] delivered [to take effect] in this Commonwealth [or be issued by a life insurance company organized under the laws of this Commonwealth] if it contains any of the following provisions:

Section 13 Section 518 of said act as amended by the act approved the twelfth day of May one thousand nine hundred twenty-five (P. L. 601) is hereby further amended to read as follows

Section 518 Investment of Surplus Any money over and above the capital of any stock fire stock marine and stock fire and marine insurance company may be invested in the securities above enumerated or in the bonds or notes of any public instrumentality of this Commonwealth or of any other state territory or possession of the United States or of the District of Columbia or of any foreign country or political subdivision thereof or in the stock or other evidence of indebtedness of any solvent corporation created under the laws of [this Commonwealth or of any other State of the United States or the District of Columbia] any of said jurisdictions or loaned upon the pledge of the same except its own stock but [no such investments shall be hereafter made by such company in excess of five per centum of its gross assets in the stock of another insurance company if the latter has invested in or loaned its funds on the stock of the first investing company] The total investments hereafter made by such company in stocks of other insurance companies which have invested in or loaned its funds on the stock of the first investing company shall not exceed five per centum of the gross assets of the first investing company nor shall the total investments hereafter made by such company in the stocks or other evidence of indebtedness of solvent corporations created under the laws of any foreign country or of any political subdivision thereof exceed ten per centum of the moneys of such company over and above its capital and the reserves which it is required to maintain under the laws of this Commonwealth The current market value of such securities shall at the time of any loan thereon be at least twenty per centum (20%) more than the sum loaned thereon No such insurance company shall invest any of its funds in any unincorporated business or enterprise nor in the stocks or evidence of indebtedness of any corporation the owners or holders of which stock or evidence of indebtedness may in any event be or become liable on account thereof to any assessment except for taxes nor shall any of its funds be loaned on personal security Not more than one-fifth (1/5) of its capital shall be invested in a single mortgage If any investment or loan is made in a manner not authorized by this act the officers and directors making or authorizing the same shall be personally liable for any loss occasioned thereby

Section 14 Section 521 of said act is hereby repealed

Section 15 Subsections 1 and 2 of Section 522 of said act as amended by the act approved the twenty-fifth day of April one thousand nine hundred forty-five (P. L. 307) are hereby repealed

Section 16 The first paragraph the title to the first page of standard fire policy the title to the second page of the standard fire policy and the entire third page of the standard fire policy in subsection 3 of Section 522 of said act as amended by the act approved the twenty-fifth day of April one thousand nine hundred forty-five (P. L. 307) are hereby further amended to read as follows

Section 522 Fire Insurance Contract Standard Policy Provision Permissible Variations

* * * * *

[3 The form of the standard fire insurance policy of the State] [of Pennsylvania to be issued by any stock fire insurance company shall be plainly printed and no portion thereof shall be in type smaller than seven (7) point the type used in printing the form on file in the office of the Insurance Commissioner and shall be as follows

First Page of Standard Fire Policy]

1 As used in this section the term "fire insurance" shall mean insurance against loss by fire lightning or removal as specified in paragraph (1) of subsection (b) of section two hundred two of this act as last amended by the act approved the second day of April one thousand nine hundred forty-nine (P. L. 620) and the term shall not include insurances of the kind specified in any other portion of that section amended as aforesaid whether or not the risks of fire lightning or removal be included

2 Except as provided elsewhere in this section no stock

insurance company association or exchange shall issue a policy affording fire insurance as defined in this section on property in this Commonwealth unless such policy contains the following provisions as to such insurance

[Second Page of Standard Fire Policy]

There may be printed upon the face of a policy which contains such provisions the words "standard fire insurance policy of the State of Pennsylvania" and including the name of any other states which adopt this form of policy

3 The provisions of subsection two of this section shall not apply to policies of perpetual insurance policies of re-insurance policies of an all-risk type policies insuring aircraft automobile or other motor vehicles against loss by fire or policies insuring against loss by fire resulting directly or indirectly from bombardment invasion insurrection riot civil war commotion or military or usurped power or by order of civil authority

4 A policy affording fire insurance as defined in this section may subject to the approval of the commissioner as provided in section three hundred fifty-four of this act include any other insurances which the insurer is authorized to make and the wording set out in subsection two of this section may be modified in conformity with the provisions thereof or to accommodate additional property coverages and perils

5 Notwithstanding any other provisions of this section

(a) An insurer may print on its policy its name such device or devices as the insurer issuing said policy may desire the location of its principal office and the date of its formation plan of operation the amount of its paid up capital if any the name of its officers and agents the number and date of the policy and if it is issued through an agent the words "this policy shall not be valid unless countersigned by the duly authorized agent of the company at"

(b) An insurer may print in its policies any provisions which it is authorized or required by law to insert therein and an insurer not organized under the laws of this Commonwealth may with the approval of the Insurance Commissioner so print any provisions required by its charter or deed of settlement or by the laws of its own state or country not contrary to the laws of this Commonwealth

(c) An insurer may add either upon the face of the policy or on riders or endorsements to be attached thereto printed or written forms of description and specification or schedules of the property covered by any particular policy and any other matter necessary to express clearly all the facts and conditions of insurance on any particular risk any endorsements or riders so attached must be signed by officers or agents of the company so issuing them

(d) Binders or other contracts including temporary fire insurance as defined in this section may be made orally or in writing for a period which shall not exceed thirty days and shall be deemed to include all the provisions or clauses (a) and (b) of subsection two of this section and all such applicable endorsements approved by the insurance commissioner as may be designated in such contract of temporary insurance except that the cancellation clause and the clause thereof specifying the hour of the day at which the insurance shall commence may be provided by the express terms of such contract of temporary insurance

(e) Appropriate forms of supplemental contracts or extended coverage endorsements whereby the interest in the property described in a policy affording fire insurance as herein defined shall be insured against one or more of the other perils which the insurer is empowered to assume may be approved by the insurance commissioner and their use in connection with such fire insurance policy may be authorized by him a form of policy affording fire insurance as herein defined may be arranged to provide space for the listing of amounts of insurance with insurance rates and premiums for the basic coverage insured thereunder and for additional coverages or perils insured under endorsements attached and such other data as may be conveniently included for duplication on daily reports for office records

6 The form of policy including fire insurance as defined in this section upon property in this Commonwealth shall

be plainly printed and no portion thereof shall be in type smaller than seven (7) point

[Third Page of Standard Fire Policy
Attach Form Below this Line
Back of Standard Fire Policy
(Optional)]

[Standard Fire Insurance Policy of the States of

Expires
Property
Assured]

[No
(Company)]

It is important that the written portion of all policies covering the same property read exactly alike If they do not they should be made uniform at once]

7 After the effective date of this amendment any stock company association or exchange may file with the Insurance Commissioner a written notice of its election to comply with the provisions of this section after a specified date upon which date this section shall become operative with respect to the policies and contracts thereafter issued by such company association or exchange Provided however That the operative date for every stock insurance company association or exchange shall not in any event be later than July first one thousand nine hundred fifty-two

Section 17 Section 354 of said act as last amended by the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 934) is hereby further amended to read as follows

Section 354 [Prohibiting the use of policies contracts etc unless approved] approval of policies contracts etc prohibiting the use thereof unless approved judicial review penalty it shall be unlawful for any insurance company association or exchange doing business in this Commonwealth to issue sell or dispose of any policy contract or certificate covering life accident personal liability fire marine title and all forms of casualty insurance or contracts pertaining to pure endowments or annuities or any other contracts of insurance or use applications riders or endorsements in connection therewith until the forms of the same have been submitted to and formally approved by the Insurance Commissioner and copies filed in the insurance department except riders and endorsements relating to the manner of distribution of benefits and to the reservation of rights and benefits under any such policy and used at the request of the individual policyholder and except any forms which in the opinion of the insurance commissioner do not require his approval

Forms so filed Forms filed under the act approved the eleventh day of May one thousand nine hundred forty-nine (P. L. 1210) or any amendments thereof or filed under any other section of this law shall be deemed approved at the expiration of thirty (30) days after filing unless earlier approved or disapproved by the Insurance Commissioner The Insurance Commissioner by written notice to the insurer may within such thirty-day period extend the period for approval or disapproval for an additional thirty (30) days

Such approval [granted by the Insurance Commissioner] shall become void upon any subsequent notice of disapproval from the Insurance Commissioner or upon any subsequent withdrawal of license or refusal of the Insurance Commissioner to relicense any such company association or exchange or upon the subsequent passage of an act which would no longer make such contracts or related forms a fit subject for approval except that this provision shall not affect contracts issued prior thereto

Upon any disapproval the Insurance Commissioner shall notify the insurer in writing specifying the reason for such disapproval and within thirty (30) days from the date

of mailing of such notice to the insurer such insurer may make written application to the Insurance Commissioner for a hearing thereon and such hearing shall be held within thirty (30) days after receipt of such application The procedure before the Insurance Commissioner shall be in accordance with the adjudication procedure set forth in the "Administrative Agency Law" and the insurer shall be entitled to the judicial review as provided for in said law

Any person corporation insurance company exchange order or society that shall either as principal or agent issue or cause to be issued any policy or contract of insurance within the Commonwealth contrary to this section shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars (\$500.00)

[The amendments to this] This section shall not be construed as extending the provisions of this section to domestic mutual fire insurance companies [not heretofore subject to the provisions hereof]

Upon satisfactory evidence of the violation of this section by any such person corporation insurance company exchange order or society the Insurance Commissioner may in his discretion pursue any one or more of the following courses of action (1) suspend or revoke the license of such offending person corporation insurance company exchange order or society (2) refuse for a period of not to exceed one year thereafter to issue a new license to such person corporation insurance company exchange order or society (3) impose a fine of not more than one thousand dollars (\$1,000.00) for each and every act in violation of this act When the Insurance Commissioner shall take action in any of the ways above recited the person corporation insurance company exchange order or society aggrieved may appeal therefrom to the court of common pleas of Dauphin county

Section 18 Subsection (b) of Section 531 of said act as last amended by the act approved the fourth day of April one thousand nine hundred thirty-five (P. L. 13) is hereby further amended to read as follows

Section 531 Licensing of Foreign Mutual Companies

* * * * *

(b) A mutual fire mutual marine or mutual fire and marine insurance company of another State which had not been originally licensed to transact business in this Commonwealth prior to and was not transacting business in this Commonwealth on June twenty-third one thousand nine hundred and thirty-one may be licensed and relicensed to transact the class of business mentioned in clause (1) subdivision (b) of section two hundred and two (202) of this act when it has a surplus over all liabilities including unearned premiums computed in accordance with the laws of this Commonwealth of not less than one hundred and fifty thousand dollars (\$150,000) If to transact the classes of business mentioned [in clauses (2) and (3) of subdivision (b) section two hundred and two (202) of this act its surplus over all liabilities must not be less than four hundred thousand dollars (\$400,000)] (i) in either clause (2) or clause (3) of said subdivision (b) when it has such a surplus of not less than two hundred thousand dollars (\$200,000) (ii) in said clause (1) and in either of said clauses (2) or (3) when it has such a surplus of not less than three hundred fifty thousand dollars (\$350,000) (iii) in both of said clauses (2) and (3) when it has such a surplus of not less than four hundred thousand dollars (\$400,000) and (v) in all of said clauses (1) (2) and (3) when it has such a surplus of not less than five hundred fifty thousand dollars (\$550,000)

Section 19 Section 602 of said act as last amended by the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 986) is hereby further amended by adding thereto after clause (h) a new clause to read as follows

Section 602 Investment of Capital Every domestic stock casualty insurance company shall invest and keep invested in sound income-bearing securities all its capital and funds of every description excepting such as may be required in the transaction of its business and such as it may invest in real estate as hereinafter authorized The capital of every such company shall be invested as follows

* * * * *

(i) The Insurance Commissioner may permit any such company to invest sufficient of its reserves in the securities of a foreign government in order to enable it to comply with the laws of such foreign government and transact business therein

Section 20 Section 603 of said act as last amended by the act approved the tenth day of March one thousand nine hundred twenty-five (P. L. 30) is hereby further amended to read as follows

Section 603 Investment of Surplus Restrictions Any money over and above the capital of any such stock casualty insurance company may be invested in the securities above enumerated or loaned upon the security of the same or in the bonds or notes of any public instrumentality of this Commonwealth or of any other state territory or possession of the United States or of the District of Columbia or of any foreign country or political subdivision thereof or in the stock or other evidence of indebtedness of any solvent [dividend paying] corporation created under the laws of [this Commonwealth or of any other State of the United States] any of such jurisdictions or loaned upon the pledge of the same except its own stock [or the stock of any other insurance company transacting like classes of business] the total investments hereafter made by such company in stocks or other insurance companies which have invested in or loaned its funds on the stock of the first investing company shall not exceed five per centum of the gross assets of the first investing company nor shall the total investments hereafter made by such company in the stocks or other evidence of indebtedness of solvent corporations created under the laws of any foreign country or of any political subdivision thereof exceed ten per centum of the moneys of such company over and above its capital and the reserves which it is required to maintain under the laws of this Commonwealth The current market value of such securities at the time of any loan thereon shall be at least fifteen per centum (15%) more than the sum loaned thereon No such insurance company shall invest any of its funds in any unincorporated business or enterprise nor in the stock or evidence of indebtedness of any corporation the owners or holders of which stock or evidence of indebtedness may in any event be or become liable on account thereof to any assessment except for taxes nor shall any of its funds be loaned on personal security Not more than one-fifth (1/5) of its capital shall be invested in a single mortgage No such company shall enter into any agreement to withhold from sale any of its property but the disposition of its property shall be at all times within the control of its board of directors or trustees If any investment or loan is made in a manner not authorized by this act the officers and directors making or authorizing the same shall be personally liable for any loss occasioned thereby

Any such stock casualty insurance company may invest in the capital stock and obligation of a corporation or corporations formed for the purpose of taking and holding title to real estate and erecting or maintaining thereon a building or buildings to be used in whole or in part for the accommodation and transaction of the business of such insurance company without being subject to the limitation hereinbefore prescribed as to investment in the stock of a [dividend paying] solvent corporation but no such insurance company shall invest more than fifty per centum (50%) of its capital and surplus in the stock and other obligations of any such corporation or corporations nor acquire and hold any of the stock or other obligations of any such corporation or corporations if the total amount of the capital and other obligations of such corporation or corporations exceeds in the aggregate fifty per centum (50%) of the capital and surplus of such insurance company without the written approval of the Insurance Commissioner

Section 21 Section 409 of said act is hereby repealed

Section 22 Section 610 of said act as amended by the act approved the twenty-fourth day of May one thousand

nine hundred thirty-three (P. L. 989) is hereby further amended to read as follows

Section 610 Foreign Companies Associations and Exchanges to Do Business through Resident Agents Other than companies subject to the provisions of section five hundred and one of this act no insurance company association or exchange not incorporated or organized under the laws of this Commonwealth but authorized to transact business herein shall make write place or cause to be made written or placed any policy or contract of insurance in this Commonwealth except through an agent whether an individual copartnership or corporation who or which is a resident of this Commonwealth or maintains his her or its principal place of business in this Commonwealth and who or which shall receive a commission thereon when the premium is paid to the end that the State may receive the taxes required by law to be paid on the premiums collected for insurance written or placed in this State Provided however That the Insurance Commissioner may under such regulations and restrictions as may be deemed necessary issue licenses to nonresident agents who are licensed in the State in which they reside but such agents shall not countersign any policy or contract of insurance but all such policies and contracts shall be signed only by resident agents who or which shall receive a commission thereon when the premium is paid Provided further that counter-signature shall not be required in the case of policies and contracts as defined in clause (1) of subdivision (a) of section two hundred two of this act issued by life insurance companies

Section 23 Clause (b) of Section 629 of said act as last amended by the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 678) is hereby further amended to read as follows

Section 629 Limitations

* * * * *

(b) Nothing in subdivision (b) of this article shall apply to nor in any way effect life insurance endowment or annuity contracts or contracts supplemental thereto which contain only such provisions relating to accident and health insurance as (a) provided additional benefits in case of death by accidental means and as (b) operate to safeguard such contracts against lapse or to give a special surrender value or special benefit or an annuity in the event that the insured or annuitant shall become totally permanently disabled as defined by the contract or supplemental contract the Insurance Commissioner shall have power to make reasonable rules and regulations concerning such provisions [and contracts or supplemental contracts containing such provisions shall not be issued or delivered to any person in the Commonwealth unless and until a copy of the form thereof has been filed with the Insurance Commissioner in accordance with the provisions of section] [four hundred nine of an act approved May seventeen one thousand nine hundred and twenty-one (P. L. 682)]

Section 24 Clause (c) of Section 629 of said act which section was last amended by the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 678) is hereby repealed

Section 25 Section 322 of said act as amended by the act approved the twenty-sixth day of April one thousand nine hundred twenty-nine (P. L. 782) is hereby further amended by adding at the end thereof a new paragraph to read as follows

Section 322 Amendment of charter

* * * * *

A mutual insurance company other than life or title shall be permitted to amend its charter to include any or all of the kinds of insurance included in section 202 subdivisions (b) and (c) if its total assets less net liability for losses for expenses and for unearned premium reserve for those premiums received on nonassessable policies are not less than the minimum premiums specified in section 206 (e) for the incorporation of new companies without the necessity of obtaining or of holding any application or of issuing any policy as specified

in section 206 (e) for the incorporation of new companies
Section 26 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 126

Mr. WALKER. Mr. President, I move that the Senate adopt the report of the Committee of Conference on Senate Bill No. 126.

Mr. CROWE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hare,	Meade,	Stiefel,
Bane,	Holland,	Neff,	Taylor,
Barrett,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreech,	Silver,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,	Stevenson,	Berger,
Haluska,	McPherson, Jr.,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of House Bill No. 98, entitled:

An Act regulating the appointment promotion suspension reduction removal and reinstatement of employees (except superintendents assistant superintendents inspectors and chief clerks) in bureaus of police in cities of the second class and defining the powers and duties of civil service commissions in such cities for such purposes

On the question,

Shall the bill pass finally?

RECONSIDERATION OF HOUSE BILL No. 98

Mr. WALKER. Mr. President, I move to reconsider the vote by which House Bill No. 98 passed third reading.

The PRESIDING OFFICER. How did the Senator vote?

Mr. WALKER. Mr. President, I voted with the majority.

Mr. FLEMING. Mr. President, I second the motion.

The PRESIDING OFFICER. How did the Senator vote?

Mr. FLEMING. Mr. President, I voted with the majority.

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

Mr. FLEMING. Mr. President, I ask unanimous consent to offer an amendment at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend Sec. 6, page 4, line 11, by striking out the word "numerical"; amend Sec. 6, page 4, line 12, by striking out the words "which list shall be permanent and"

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. FLEMING. Mr. President, I ask unanimous consent that House Bill No. 98, on third reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 296, as follows:

An Act to further amend the act approved the nineteenth day of June one thousand nine hundred thirty-one (P. L. 589) entitled as amended "An act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering regulating barber shops and barber schools and apprentices and students therein regulating compensation for service rendered conferring certain powers and duties on the Department of Public Instruction and providing penalties" by changing the provisions as to fees charged apprentices and students and as to the powers of municipalities removing the limitation on the payment of wages to apprentices and transferring the administration of several provisions of this act to the State Board of Barber Examiners

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 3 of the act approved the nineteenth day of June one thousand nine hundred thirty-one (P. L. 589) entitled as amended "An act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering regulating barber shops and barber schools and apprentices and students therein regulating compensation for service rendered conferring certain powers and duties on the Department of Public Instruction and providing penalties" as last amended by the act approved the twenty-third day of May one thousand nine hundred forty-seven (P. L. 279) and amended in part by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 862) is hereby further amended to read as follows

Section 3 (a) Any person not holding a certificate of registration under the provisions of the preceding section and desiring to obtain a license under this act shall make application under oath or affirmation in such form as the [department] State Board of Barber Examiners hereinafter referred to as the board shall prescribe Such application shall be accompanied by an affidavit which shall be made by a practicing physician and shall set

forth that the applicant was examined that a test of his or her blood was made and that he or she is free from all contagious and infectious disease is a citizen of the United States or has filed a declaration of intention. The applicant at the time of filing such application and affidavit shall pay to the department an examination fee of five dollars or such other fee as may be fixed by the [department] board and shall present himself or herself at the next examination of applicants as hereinafter provided. The [department] board shall thereupon proceed to examine such person after being satisfied that he or she is above the age of sixteen years free from contagious and infectious disease has a certificate showing graduation from an eighth grade school or its equivalent and has either (1) studied the occupation for a period of two years covering a period of at least two thousand five hundred (2500) hours as a registered apprentice under a qualified and practicing barber as hereinafter provided or (2) studied the occupation and trained as a registered student in a registered and properly appointed and conducted barber school under the instruction of a registered teacher for a period of at least nine months and served at least fifteen months covering a period of at least one thousand two hundred fifty (1250) hours as an apprentice with a registered barber. Under no circumstances shall a student [or apprentice] receive wages directly or indirectly for service rendered. If the [department] board is satisfied as a result of the examination the applicant is possessed of requisite skill in said occupation to properly perform all the duties thereof including his or her knowledge and ability in the antiseptic preparation of tools shaving hair cutting and all the duties and services incident thereto and is possessed of sufficient knowledge concerning the common diseases of the face and skin to avoid the aggravation and spreading thereof in the practice of said occupation and the knowledge of the Barber's Licensing Laws and rules and regulations of the department adopted thereunder it shall enter his or her name in the register hereinafter provided for and shall issue a certificate of registration to him or her authorizing him or her to practice such occupation or to teach in registered barber schools as the case may be. Any person holding a certificate as a teacher may practice as a barber in any registered barber shop.

(b) Any person who has been honorably discharged from service with the armed forces of the United States and who takes an examination for licensure under the provisions of this act shall have ten per centum added to his or her examination score.

(c) Any person registered as an apprentice barber prior to induction into the armed forces of the United States may be admitted to an examination for licensure under the provisions of this act upon presentation of his or her certificate of honorable discharge from such service within one year from date thereof.

(d) For any person to be registered as a teacher in a barber school he must be at least twenty-three years of age a graduate from an approved high school or its equivalent and have had at least five years' experience as a registered barber in a registered barber shop in the State of Pennsylvania. The examination for a teacher's certificate shall differ from the examination for a barber's certificate in that it shall be of a more exacting nature and require higher standards of knowledge of the practice and theories of barbering including ability to teach properly the various practices and theories of barbering physiology hygiene elementary chemistry relating to sterilization and antiseptics massaging and manipulating the muscles of the face neck scalp hair cutting bobbing shaving and trimming the beard dyeing the hair and the barber laws of this State and the rules and regulations adopted by the [department] and advisory committee. The registration fee for teachers shall be five dollars and the annual renewal fee shall be five dollars.

Section 2 Section 4 of said act as last amended by the act approved the twenty-fifth day of May one thousand

nine hundred forty-five (P. L. 1040) is hereby further amended to read as follows:

Section 4 (a) Any person who is at least eighteen years of age and of good moral character and temperate habits and has a certificate showing graduation from an eighth grade school or an equivalent education as determined by an examination conducted by the department and either (1) Has a license or certificate of registration as a practicing barber from another state or country which has substantially the same requirements for licensing or registering barbers as required by this act or (2) can prove by sworn affidavits that he has practiced as a barber for at least five years prior to making application in this State shall upon the payment of the required fee be granted permission to take an examination to determine his fitness to receive a certificate of registration to practice barbering. Should he fail to pass the examination upon payment of the required fee he may take one other examination if he so desires. In no event shall he or she be permitted to practice barbering until he or she has received a certificate of registration as a registered barber.

Section 3 Section 5 of said act as last amended by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 862) is hereby further amended to read as follows:

Section 5 Nothing in this act shall prohibit any person from serving as an apprentice in such occupations under a registered barber of this Commonwealth or from serving as a student in any barber school for the training of students in said occupation under the training of a duly registered teacher authorized to teach such occupation in this Commonwealth. Provided That such apprentice or student shall apply to the department to have his or her name registered with the department in a book which shall be kept by the [department] board and secure a permit upon the payment of a fee of one dollar which permit shall be valid for two years to practice as an apprentice under a duly registered barber or as a student under a duly registered teacher such permit to be displayed in front of his or her working chair. Students upon graduation from a registered barber school and having served fifteen months' apprenticeship in a barber shop and apprentices upon completion of two years' apprenticeship in a barber shop as hereinbefore specified shall make application for examination at the next regular period specified in this act. In case the applicant fails to pass such examination he or she shall secure a new apprentice permit upon the payment of a fee of one dollar which shall be valid until the next succeeding examination.

Apprentice permits not exceeding four to practice as an apprentice barber may be issued at the discretion of the [department] board.

Section 4 Section 5.1 of said act as added by the act approved the twenty-third day of May one thousand nine hundred forty-seven (P. L. 278) is hereby amended to read as follows:

Section 5.1 Any person who practiced barbering during any period of service with the armed services of the United States shall receive credit for such period of practice toward the two-year registered apprentice or registered student-apprentice period required by this act upon furnishing affidavits from his or her former immediate commanding officer or officers or such other official documents as may be proof to the [department] board that he or she did practice barbering for such period whether or not such person was registered with the [department] board prior to his entry into the armed forces of the United States.

Section 5 Section 6 of said act as amended by the act approved the twenty-fifth day of May one thousand nine hundred forty-five (P. L. 1040) is hereby further amended to read as follows:

Section 6 The [department] board shall hold public examinations on the second Mondays in March June September and December in the cities of Philadelphia

Pittsburgh Scranton Harrisburg and Erie at such hours as the board shall prescribe

Section 6 Section 8 of said act as last amended by the act approved the twenty-third day of May one thousand nine hundred forty-seven (P. L. 279) is hereby further amended to read as follows

Section 8 The certificate shall be renewed on or before the thirtieth day of April in each year and the holders of said certificates of registration shall pay to the department the sum of two dollars or such other sum as may be fixed by the department for a renewal card Any holder of a certificate of registration who shall fail to apply for a renewal of his or her certificate on or before the thirtieth day of April in each year and who continues the practice of barbering or any of its branches shall on conviction thereof before any magistrate alderman or justice of the peace be subject to a fine of not more than ten dollars to be collected by summary conviction as like fines are collected by law or in case of non-payment of the fine to undergo an imprisonment for a period not exceeding ten days Any such person shall have the right of appeal as in other cases of summary conviction

Section 7 Sections 9 10 and 11 of said act as last amended by the act approved the twenty-fifth day of May one thousand nine hundred forty-five (P. L. 1040) are hereby further amended to read as follows

Section 9 The [department] board may suspend or revoke any permit or certificate of registration granted by [it] the department under this act to any person who (a) habitually indulges in the use of ardent spirits narcotics or other stimulants to such an extent as in the opinion of the [department] board incapacitates such person from the duties of a barber (b) has or imparts any contagious or infectious disease to any recipient of such person's services as a barber (c) performs work in an unsanitary or filthy manner or place of business (d) who is grossly incompetent (e) who conducts his business of barbering on Sundays (f) who displays any price list for barber services in or upon any part of premises of a barber shop in such manner that such list shall be visible from the outside of the barber shop (g) unethical or dishonest practice or conduct (h) employing an unlicensed person Before any such permit or certificate shall be suspended or revoked for any of the reasons contained in this section the holder thereof shall have notice in writing of the charge or charges against him or her and shall at a day specified in said notice which shall be at least five days after the service thereof be given a public hearing before a duly authorized representative of the [department] board with a full opportunity to produce testimony in his or her behalf and to confront the witnesses against him or her Any person whose permit or certificate of registration has been so suspended or revoked may on application have the same reissued to him or her upon satisfactory showing that the disqualification has ceased except where such certificate was suspended or revoked for having or imparting any contagious or infectious disease in which case a new certificate shall not be issued for a period of at least one year and then only after the provisions of this act have been fully complied with by such person in the same manner as if he or she had never been registered

Section 10 The [department] board may adopt reasonable rules and regulations prescribing the sanitary requirement of each barber shop or barber school in co-operation with the Department of Health and shall cause the rules and regulations so approved to be printed in a suitable form and may transmit a copy thereof to the proprietor or person operating such barber shop or school which shall at all times be kept conspicuously displayed in such shop or school It shall be unlawful for any person to open either a new barber shop or move his shop to another place or take over as owner an existing barber shop until he or she has filed an application with the [department] board for the inspection [and] approval and registration of such shop It is further provided that no

barber shop may open for business until said inspection has been had and the shop approved It shall be unlawful for any person to sleep in or for any owner or manager to permit any person to sleep in or use for residential purposes any room used as a barber shop or a school of barbering All rooms used for such purposes shall be used for barbering purposes manicuring shoe shining and such allied business as may be approved by the [department] board Any officer or duly authorized agent of the [department] board may enter and make reasonable examination of any barber shop or barber school during the business hours for the purpose of ascertaining the sanitary conditions thereof and ascertaining whether the shop or school and all persons working therein are properly licensed and registered Any barber shop barber school or tools appliances and furnishings in use therein kept in an unclean and unsanitary condition as to be a danger to health or to the creation and spreading of infectious and contagious diseases is hereby declared to be a public nuisance and the [department] board may suspend or revoke the certificate of the proprietor thereof or any person operating in such barber shop or school or the permit hereinafter required for such shop or school or both the certificate and permit

Section 11 The department shall keep a register in which shall be entered the name and addresses of the barber shops to which and the names of all persons to whom certificates of registration or permits for serving apprenticeship or as students are issued under this act which register shall be open to public inspection during the business hours of the department

Section 8 Section 12 of said act as last amended by the act approved the twenty-third day of May one thousand nine hundred forty-seven (P. L. 279) and amended in part by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 862) is hereby further amended to read as follows

Section 12 (a) All barber shops shall at all times be under the immediate supervision of a registered barber In no barber shop shall there be more than one apprentice who must be at all times under the supervision of a barber authorized under this act to practice such occupation All barber schools shall keep prominently displayed at every entrance to said school a sign reading "Barber School" Any copartnership corporation or person desiring to operate or conduct a barber shop or barber school shall first secure from the [department] board a permit or registration certificate to do so and shall keep the same prominently displayed The fee for registration of each barber shop shall be two dollars for each permit and the annual renewal fee shall be one dollar and the fee for registration of each barber school shall be fifty dollars and the annual renewal fee therefor shall be twenty-five dollars The [department] board may pass upon the qualifications appointments and course of study in said school which shall be not less than [six] nine months All barber schools shall have not less than one registered teacher for every twenty students and in no case less than one full-time teacher who shall be in attendance at all times during the hours the school is open for instruction

(b) No school of barbering shall be granted a certificate of registration unless it requires as a prerequisite to admission thereto graduation from an eighth grade school or its equivalent as determined by an examination conducted by the department and it shall attach to its staff as a part-time teacher a person licensed by the Commonwealth to practice medicine and employ and maintain a sufficient number of competent teachers registered as such and shall possess apparatus and equipment sufficient for the proper and full teaching of all subjects of its curriculum shall keep a daily record of the attendance of each student shall maintain regular class and instruction hours which shall not be less than seven nor more than eight hours per day the school is open for instruction shall establish grades and hold examination before issuance of diplomas and shall be required to maintain

a course of study requiring not less than one thousand two hundred fifty hours for completion in not less than nine months and shall comprise all of the subjects pertaining to barbering the barber laws of this State and the rules and regulations adopted by the [department] board and shall include practical demonstrations and theoretical studies and studies in sanitation sterilization and the use of antiseptics cosmetics and electrical appliances consistent with the practical and theoretical requirements as applicable to barbering or any practice thereof

(c) No school of barbering shall permit its students to practice barbering on the public under any circumstances except by way of clinical work upon persons willing to submit themselves to such practice after first being properly informed that the operator is a student No school of barbering shall directly or indirectly charge any money whatsoever for treatment by its students or for materials used in such treatment

Section 9 Section 13 of said act as last amended by the act approved the twenty-fifth day of May one thousand nine hundred forty-five (P. L. 1040) is hereby further amended to read as follows

Section 13 To shave or trim the beard to cut hair to shape the eyebrows to give facial and scalp massaging facial and scalp treatment with any preparations made for this purpose either by hand or by mechanical or electrical appliances to singe and shampoo the hair or apply any makes of hair lotions or hair tonics and to dye hair of any person for compensation direct or indirect the person performing such service shall be construed as practicing the occupation of barbering within the meaning of this act No person shall practice or attempt to practice barbering for compensation directly or indirectly in any place other than a registered barber shop except that any registered barber in a registered barber shop may furnish barber services to persons at their place of residence or in institutions in cases of sickness incapacitation confinement and other emergencies Provided however That nothing contained in this section shall be construed to include hospitals or colleges and private schools for children so-called beauty shops or hair-dressing parlors or schools of beauty culture except that it shall be unlawful and a violation of this act for any person to employ or to accept employment in any such shops parlors or schools who has been refused a certificate by the [department] board

Section 10 Section 15 of said act as last amended by the act approved the fifth day of June one thousand nine hundred thirty-seven (P. L. 1689) and amended in part by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 862) is hereby further amended to read as follows

Section 15 (a) Any barber teacher apprentice or student who shall practice the occupation of barber while suffering from contagious or infectious disease or who shall knowingly serve any person afflicted with such disease shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one hundred dollars or undergo an imprisonment not exceeding thirty days or both at the discretion of the court

(b) Any barber teacher apprentice or student who shall infect any person or who shall impart any contagious or infectious disease by reason of carelessness or negligence in the practice of such occupation shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding five hundred dollars or to undergo an imprisonment not exceeding six months or both at the discretion of the court

(c) Nothing contained in this act or the act to which this is an amendment shall be construed as prohibiting any municipality from adopting appropriate ordinances not inconsistent with the provisions of this act or the rules and regulations adopted thereunder as may be deemed necessary to promote the public health and safety and regulate the conduct of barber shops and schools and any municipality shall have power by proper ordinances

to fix the days and hours during which barber shops in the said cities may be open for business [Provided however That in any such ordinance provisions shall be made that a designated local health or police official may upon application of the proprietor of any barber shop and upon proof that barber service to the public so requires issue a permit effective for a limited time for the operation of a particular barber shop at such times outside of and beyond those fixed in the said ordinances as is required by temporary public necessity with the power to renew the said permit upon further proof of public necessity] All municipalities with proper ordinances shall have power to enforce the provisions of this section

(d) It shall be unlawful

[(a)] (1) To own manage operate or control any barber shop unless continuously hot and cold running water be provided for therein except in communities lacking such facilities

[(b)] (2) To own manage operate or control any barber school or part of portion thereof whether connected therewith or in a separate building wherein the practice of barbering is engaged in or carried on unless all entrances to the place wherein the practice of barbering is so engaged in or carried on shall display a sign indicating that the work is done by students exclusively

[(c)] (3) To own manage control or operate any barber shop or school unless the same displays a recognized sign indicating that it is a registered barber shop or school which shall be clearly visible at the main entrance to said shop

[(d)] (4) For the owner of any barber shop to display a permit or certificate of registration of any barber not employed in such shop

[(e)] (5) For the owner of any barber school to display a certificate of registration of any teacher not employed in such school

(e) The [department and advisory committee] board shall have power to make such other rules and regulations and prescribe such other sanitary requirements as shall be deemed necessary to carry out the provisions of this act

(f) Any person who shall violate any of the provisions of this act except as herein otherwise provided shall upon summary conviction thereof be sentenced to pay a fine of not less than ten dollars nor more than ninety dollars or to undergo an imprisonment of not less than ten days nor more than sixty days or both at the discretion of the court Any such person shall have the right of appeal as in other cases of summary conviction

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Hare,	Meade,	Stiefel,
Barr,	Holland,	Neff,	Taylor,
Barrett,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelot,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,	Stevenson,	Berger,
Haluska,	McPherson, Jr.,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

SENATE CONCURRENT RESOLUTION

RETURNING TO THE GOVERNOR SENATE BILL No.297, WITHOUT AMENDMENT

Mr. WOOD. Mr. President, I ask unanimous consent to offer a resolution at this time.

Is there objection? The Chair hears none.

Mr. WOOD, offered the following resolution which was twice read, considered and agreed to:

In the Senate, July 10th, 1951.

Resolved, (if the House of Representatives concur), that Senate Bill No. 297, Printer's No. 135, entitled "An Act to further amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P.L.177), entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof, and the administrative departments, boards, commissions and officers thereof; including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards and commissions, and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined,' by creating the State Board of Barber Examiners as a departmental administrative board in the Department of Public Instruction," be returned to the Governor without amendment.

Ordered, That the Clerk present same to the House of Representatives for concurrence.

THIRD READING CALENDAR

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 615, as follows:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent

operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing annual registration fees for certain commercial motor vehicles trucks tractors trailers and semi-trailers prescribing additional equipment requirements for certain vehicles increasing the maximum gross weights and axle loads allowed for certain vehicles changing the requirements for weighing vehicles and removal of excess loads and prescribing and changing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections seven hundred three and seven hundred four of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the twenty-sixth day of May one thousand nine hundred forty-three (P. L. 618) are further amended to read as follows

Section 703 Commercial Motor Vehicles and Truck Tractors with Pneumatic Tires Commercial motor vehicles and truck tractors with pneumatic tires other than those electrically operated shall be divided into eight (8) classes and the fee for annual registration of such vehicles in each of the respective classes based on the gross chassis weight as given and certified to by the manufacturer shall be as follows

Four-Wheeled

Class	Chassis Weight in Pounds	Fee
R..Less than 2000		\$16.50
S..2000 and over but less than 3000		26.00
T..3000 and over but less than 4000		35.00
U..4000 and over but less than 5000	[45.00]	49.00
V..5000 and over but less than 6000	[70.00]	77.00
W..6000 and over but less than 7500	[96.00]	109.00
Y..7500 and over but less than [9000]	10000 [120.00]	134.00
Z..[9000] 10000 and over	[175.00]	192.00
Six-wheel (3 Axles)		

Class	Chassis Weight in Pounds	Fee
RZ..2000 and over but less than 3000		\$40.00
SZ..3000 and over but less than 4000		50.00
TZ..4000 and over but less than 5000		60.00
UZ..5000 and over but less than 6000	[98.00]	106.00
VZ..6000 and over but less than 7500	[168.00]	186.00
WZ..7500 and over but less than 9000	[186.00]	203.00
YZ..9000 and over but less than 12000	[215.00]	239.00
ZZ..12000 and over	[250.00]	294.00

Section 704 Commercial Motor Vehicles and Truck Tractors with Solid Rubber or Cushion Rubber Tires Commercial motor vehicles and truck tractors with solid rubber or cushion rubber tires approved by the Secretary of Highways of this Commonwealth other than those electrically operated shall be divided into eight (8) classes and the fee for the annual registration of such vehicles

in each of the respective classes based on the gross chassis weight as given and certified to by the manufacturer shall be as follows

Four wheeled Class	Chassis Weight in Pounds (Solid Rubber Tires)	Fee
R..Less than 2000		\$28.00
S..2000 and over but less than 3000		45.00
T..3000 and over but less than 4000		60.00
U..4000 and over but less than 5000	[75.00]	82.00
V..5000 and over but less than 6000	[120.00]	132.00
W..6000 and over but less than 7500	[160.00]	181.00
Y..7500 and over but less than [9000] 10000	[204.00]	226.00
Z..[9000] 10000 and over	[315.00]	346.00

SixWheeled (3 Axles) Class	Chassis Weight in Pounds (Solid Rubber Tires)	Fee
RZ..2000 and over but less than 3000		\$65.00
SZ..3000 and over but less than 4000		75.00
TZ..4000 and over but less than 5000		90.00
UZ..5000 and over but less than 6000	[158.00]	171.00
VZ..6000 and over but less than 7500	[288.00]	319.00
WZ..7500 and over but less than 9000	[311.00]	340.00
YZ..9000 and over but less than 12000	[340.00]	378.00
ZZ..12000 and over	[375.00]	440.00

Four-Wheeled Class	Chassis Weight in Pounds (Cushion Rubber Tires)	Fee
R..Less than 2000		\$25.00
S—2000 and over but less than 3000		35.00
T—3000 and over but less than 4000		50.00
U..4000 and over but less than 5000	[60.00]	66.00
V..5000 and over but less than 6000	[92.00]	102.00
W..6000 and over but less than 7500	[124.00]	140.00
Y..7500 and over but less than [9000] 10000	[156.00]	173.00
Z..[9000] 10000 and over	[228.00]	251.00

Six-Wheeled (3 Axles) Class	Chassis Weight in Pounds (Cushion Rubber Tires)	Fee
RZ..2000 and over but less than 3000		\$55.00
SZ..3000 and over but less than 4000		65.00
TZ..4000 and over but less than 5000		70.00
UZ..5000 and over but less than 6000	[133.00]	144.00
VZ..6000 and over but less than 7500	[213.00]	236.00
WZ..7500 and over but less than 9000	[236.00]	258.00
YZ..9000 and over but less than 12000	[265.00]	294.00
ZZ..12000 and over	[300.00]	352.00

Section 2 Section seven hundred six of said act as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 751) is further amended to read as follows

Section 706 Trailers and Semi-Trailers Trailers and semi-trailers equipped with pneumatic or solid rubber or cushion rubber tires approved by the Secretary of Highways shall be divided into seven (7) classes and the fee for annual registration of such vehicles in each of the respective classes based on the combined weight of chassis and body if so constructed or the gross weight of the trailer or semi-trailer exclusive of the load to be transported shall be as follows

Two-Wheeled Class	Semi-Trailer	Fee
Weight in Pounds	Tire Equipment	
	Pneumatic Cushion Solid	
A Less than 1000	\$5.00 \$6.00 \$8.00	
B 1000 and over but less than 2000	8.00 10.00 15.00	
C 2000 and over but less than 3000	15.00 20.00 25.00	
D 3000 and over but less than 4000	25.00 30.00 35.00	
E 4000 and over but less than 5000	30.00 40.00 50.00	
F 5000 and over but less than 6000	45.00 60.00 75.00	
G 6000 and over	[75.00] 84.00 [85.00] 95.00 [100.00]	111.00

Four-Wheeled (2 Axles) Class	Trailer or Semi-Trailer Weight in Pounds	Fee
	Tire Equipment	
	Pneumatic Cushion Solid	

A Less than 1000	\$5.00	\$6.00	\$8.00
B 1000 and over but less than 2000	8.00	10.00	15.00
C 2000 and over but less than 3000	15.00	20.00	25.00
D 3000 and over but less than 4000	25.00	30.00	35.00
E 4000 and over but less than 5000	30.00	40.00	50.00
F 5000 and over but less than 6000	45.00	60.00	75.00
G 6000 and over	[75.00] 95.00 [85.00] 108.00	[100.00]	127.00

Six-Wheeled (3 Axles) Class	Trailer Weight in Pounds	Fee
	Tire Equipment	
	Pneumatic Cushion Solid	
AZ Less than 3000	\$40.00	\$45.00 \$50.00
BZ 3000 and over but less than 4000	45.00	50.00 60.00
CZ 4000 and over but less than 5000	50.00	60.00 70.00
DZ 5000 and over but less than 6000	60.00	75.00 90.00
EZ 6000 and over but less than 7000	75.00	100.00 125.00
FZ 7000 and over but less than 9000	85.00	110.00 135.00
GZ 9000		

and over [100.00] 130.00 [125.00] 163.00 [150.00] 196.00
 Section 3 Section eight hundred eleven of said act as last amended by the act approved the twenty-ninth day of June one thousand nine hundred thirty-seven (P. L. 2329) is further amended by adding thereto after clause (i) a new clause to read as follows

Section 811 Brakes

* * * * *

(j) Every commercial motor vehicle and every combination of a commercial motor vehicle and trailer or of a truck tractor and semi-trailer when used on a highway shall be equipped with brakes having an aggregate braking surface of not less than one (1) square inch for each fifty-five (55) pounds of maximum gross weight allowed by section nine hundred three of this act

Section 4 Said act is further amended by adding thereto after section eight hundred twenty-one a new section to read as follows

Section 821.1 Minimum Engine Capacity Every commercial motor vehicle and every combination of a commercial motor vehicle and trailer or of a truck tractor and semi-trailer when used on a highway shall be equipped with an engine capable of propelling such vehicle or combination up a grade of two percentum (2%) at a speed of not less than twenty (20) miles per hour when such vehicle or combination is loaded to the maximum gross weight allowed by section nine hundred three of this act

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 5 Section nine hundred three of said act as last amended by the act approved the twenty-seventh day of April one thousand nine hundred forty-five (P. L. 1328) and as amended in part by the act approved the eighteenth day of May one thousand nine hundred forty-nine (P. L. 1412) is further amended to read as follows

Section 903 Weight of Vehicles and Loads

(a) Commercial motor vehicles and truck tractors other than those electrically operated shall not be used or operated on any highway with gross weight exceeding those specified for the several classes and weights of chassis as follows

Four-Wheeled (2 Axles) Class	Chassis Weight in Pounds	Maximum Gross Weight in Pounds
R Less than 2000		5000
S 2000 and over but less than 3000		7000
T 3000 and over but less than 4000		11000
U 4000 and over but less than 5000		[15000] 16500
V 5000 and over but less than 6000		[19000] 21000
W 6000 and over but less than 7500		[23000] 26000
Y 7500 and over but less than [9000] 10000		[27000] 30000
Z [9000] 10000 and over		[30000] 33000

Six-Wheeled (3 Axles)

Class	Chassis Weight in Pounds	Maximum Gross Weight in Pounds
RZ	2000 and over but less than 3000	12000
SZ	3000 and over but less than 4000	14000
TZ	4000 and over but less than 5000	16000
UZ	5000 and over but less than 6000	[24000] 26000
VZ	6000 and over but less than 7500	[28000] 31000
WZ	7500 and over but less than 9000	[32000] 35000
YZ	9000 and over but less than 12000	[36000] 40000
ZZ	12000 and over	[40000] 47000

(b) Electrically operated commercial motor vehicles and truck tractors shall not be used or operated on any highways with gross weight exceeding those specified for the several classes as follows

Four-Wheeled (2 Axles)

Class	Maximum Gross Weight in Pounds
R	5000
S	7000
T	11000
U	15000
V	18000
W	22000
Y	25000
Z	26000

Six-Wheeled (3 Axles)

Class	Maximum Gross Weight in Pounds
RZ	12000
SZ	14000
TZ	16000
UZ	22000
VZ	26000
WZ	30000
YZ	34000
ZZ	36000

(c) Trailers and semi-trailers except trailers designed and used exclusively for living quarters shall not be used or operated on any highway with gross weight exceeding those specified for the several classes as follows

Four-Wheeled (2 Axles)

Trailer or Semi-Trailer Class	Weight in Pounds	Maximum Gross Weight in Pounds
A	Less than 1000	3000
B	1000 and over but less than 2000	6000
C	2000 and over but less than 3000	10000
D	3000 and over but less than 4000	16000
E	4000 and over but less than 5000	20000
F	5000 and over but less than 6000	24000
G	6000 and over	[26000] 33000

Six-Wheeled (3 Axles) Trailer

Class	Weight in Pounds	Maximum Gross Weight in Pounds
AZ	Less than 3000	12000
BZ	3000 and over but less than 4000	15000
CZ	4000 and over but less than 5000	20000
DZ	5000 and over but less than 6000	26000
EZ	6000 and over but less than 7000	30000
FZ	7000 and over but less than 9000	34000
GZ	9000 and over	[36000] 47000

Two-Wheeled (1 Axles) Semi-Trailer

Class	Weight in Pounds	Maximum Gross Weight in Pounds
A	Less than 1000	3000
B	1000 and over but less than 2000	6000
C	2000 and over but less than 3000	10000
D	3000 and over but less than 4000	12000
E	4000 and over but less than 5000	14000
F	5000 and over but less than 6000	16000
G	6000 and over	[18000] 20000

(d) [No two-wheeled vehicle except fire department

equipment shall be operated upon any highway with gross weight in excess of twenty thousand (20,000) pounds or in excess of eight hundred (800) pounds on any one wheel for each nominal inch of width of tire] Whenever two vehicles are used or operated as a combination on any highway the gross weight of the combination shall not exceed the sum of the maximum gross weights allowed for the respective vehicles and in addition the gross weight of the combination shall not exceed the gross weight specified as follows

Combination	Maximum Gross Weight in Pounds
Truck tractor and single-axle semi-trailer	48000
Truck tractor and two-axle semi-trailer	60000
Commercial motor vehicle and trailer	62000

(e) [No four-wheeled vehicle except fire department equipment and any motor bus operated within a municipality or in a business or residence district shall be operated upon any highway with a gross weight in excess of thirty thousand (30,000) pounds or in excess of twenty thousand (20,000) pounds on any axle or in excess of eight hundred (800) pounds on any one wheel for each nominal inch of width of tire on such wheel] Maximum gross weights provided in this section are allowed only under conditions where no other restrictions are provided in this act or in any other laws regulating maximum gross weights of vehicles

(f) [No six or more wheeled vehicle except fire department equipment shall be operated upon any highway with gross weight in excess of forty thousand (40,000) lbs. or in excess of eight thousand (8,000) pounds on the front axle or in excess of eighteen thousand (18,000) pounds on any one of the rear axles or in excess of eight hundred (800) pounds on any one wheel for each nominal inch of width of tire on such wheel and the two rear axles shall be parallel and shall not be less than thirty-six (36) inches apart] No vehicle shall be operated upon any highway with weight in excess of twenty (20,000) pounds upon any one axle or in excess of thirty-six thousand (36,000) pounds on a pair of axles less than seventy-two (72) inches apart No vehicle shall be operated upon any highway with weight in excess of eight hundred (800) pounds on any one wheel for each nominal inch of width of tire on such wheel

(g) [No truck tractor and semi-trailer combined except fire department equipment shall be operated upon any highway with a gross weight in excess of forty-five thousand (45,000) pounds or in excess of twenty thousand (20,000) pounds on any axle or in excess of eight hundred (800) pounds on any one wheel for each nominal inch of width of tire on such wheel axle or axles of semi-trailer shall not be less than ninety-six (96) inches from the axle of the truck tractor] No three-axle vehicle or two axle semi-trailer shall be operated upon any highway unless the rear axles be parallel and at least forty (40) inches apart and no truck tractor and semi-trailer shall be operated as a combination on any highway unless the rearmost axle of the truck tractor and the foremost axle of the semi-trailer be at least ninety-six (96) inches apart

(h) [No commercial motor vehicle and trailer combined except fire department equipment shall be operated upon any highway with a gross weight in excess of sixty-two thousand (62,000) pounds or in excess of eight hundred (800) pounds on any one wheel for each nominal inch of width of tire on such wheel] None of the restrictions provided in this section shall be applicable to fire department equipment or to any two axle motor bus operated within a municipality or in a business or residence district

(1) A variance of five per centum (5%) over the several maximum weights allowed by the foregoing clauses of this section shall be permitted for all purposes and no penalty for violation of this section shall be imposed for such variance provided however that no variance shall be permitted for the combination of a truck-tractor and two-axle semi-trailer or for a pair of axles less than

seventy-two (72) inches apart [maximum gross weight provided in this section are permissible only under conditions where no other restrictions are provided in this act or in any other laws regulating the gross maximum weight of vehicles]

Penalty Any person operating any vehicle upon any highway with a gross weight exceeding by more than five (5) per centum the maximum gross weight allowed and not exceeding by more than ten (10) per centum the maximum gross weight allowed shall upon summary conviction before a magistrate be sentenced to pay a fine of twenty-five (\$25) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days and any person operating any vehicle on any highway with a gross weight exceeding by more than ten (10) per centum the maximum gross weight allowed shall upon summary conviction before a magistrate be sentenced to pay a fine of fifty (\$50) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than ten (10) days]

Penalties

Subject to the provisions of clause (i) of this section any person operating any vehicle or combination of vehicles upon a highway in violation of this section shall upon summary conviction before a magistrate be sentenced to pay the costs of prosecution and a fine according to the following schedule

For violating clause (a) (b) (c) or (d) of this section the fine shall be one hundred (\$100) dollars plus two (\$2) dollars for each one hundred (100) pounds or part thereof by which the gross weight of the vehicle or combination of vehicles exceeds the maximum gross weight allowed therefor exclusive of the variance permitted by clause (i) but inclusive of a variance of three thousand one hundred (3100) pounds

Provided that no variance of any amount shall be permitted for the combination of truck-tractor and two-axle semi-trailer

For violating clause (f) without violating clause (a) (b) (c) or (d) of this section the fine shall be twenty-five (\$25) dollars

For violating clause (g) of this section the fine shall be twenty-five (\$25) dollars

Any fine and costs of prosecution imposed pursuant to this section may upon order of the magistrate be enforced by impounding of the vehicle or combination of vehicles until such fine and costs be paid Violation of this section by any person shall not affect his operating privilege or his privilege to apply for an operator's license or learner's permit under any other section of this act

Section 6 Section nine hundred four of said act as amended by the act approved the twenty-ninth day of June one thousand nine hundred thirty-seven (P. L. 2329) is further amended to

Section 904 Officers May Weigh Vehicles and Require Removal of Excess Load Any peace officer who shall be in uniform and shall exhibit his badge or other sign of authority having reason to believe that the gross weight of a vehicle or combination of vehicles or the weight upon an axle or pair of axles thereof [and load] is unlawful is authorized to weight the same either by means of portable or stationary scales or may require that such vehicle or combination be driven to the nearest stationary scales in the event such scales are within a distance of two (2) miles [The] If the weight upon an axle or pair of axles exceeds the maximum weight allowed therefor or if the gross weight of the vehicle or combination of vehicles exceeds the maximum gross weight allowed the peace officer may [then] and if such gross weight exceeds maximum gross weight allowed and also exceeds fifty thousand four hundred (50,400) pounds the peace officer shall require the operator to [unload immediately such portion of the load as may be necessary to decrease the gross weight of such vehicle] reduce or rearrange the load so as to bring the gross weight or weight upon an axle or pair of axles to not more than the respective

maximum gross weight or maximum weight allowed [specified in this act] except as herein provided for special permits this section shall be subject to the provisions of clause (1) of section nine hundred three of this act [and further provided that no arrests shall be made or information brought in cases where the maximum gross weights provided in this act are not exceeded by more than five (5) per centum thereof]

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of [ten (\$10)] one default of the payment thereof shall undergo imprisonment of the payment thereof shall undergo imprisonment for not more than [five (5)] thirty (30) days In addition to the foregoing penalty the Secretary may suspend the operating privilege of the aforesaid person for a period of thirty (30) days

Section 1 Sections one and two shall become effective the first day of the registration year commencing in one thousand nine hundred fifty-two sections three and four of this act shall become effective the first day of the registration year commencing in one thousand nine hundred fifty-three Sections five and six of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate agree to the bill on third reading?

Mr. WOOD. Mr. President, I find that there is considerable misunderstanding among Members of this Senate and particularly the motoring public, about Senate Bill No. 615, better known as the Big Truck Bill.

This bill, Senate Bill No. 615, should be given very careful consideration by each and every one of us, for it affects the entire highways system of this Commonwealth.

From all indications it appears that a highly organized minority is endeavoring to take advantage of the unorganized majority. As Senators, it is our duty to pass legislation that will do the greatest good for the greatest number of people. Senate Bill No. 615 does not meet these standards.

Senate Bill No. 615 is exclusively a big truckers bill. These big truckers are a minority, they represent 5 per cent of all trucks and only 1 per cent of all motor vehicles registered in Pennsylvania. During 1950 there were registered in this State 484,549 trucks. The owners of about 25,000 of these are the ones who want this bill. But there were also 2,575,219 passenger cars registered. This is the group in which I am interested.

I drive the highways daily. Like you, I know their conditions; I know the inconvenience and dangers of modern driving. Since all of you are also highway users, it is needless for me to go into detail. You can all vividly recall those dangers and inconveniences.

If the average motorist learns what the highly organized minority is attempting to bring about by passage of this bill, this Senate would be flooded with protests and besieged with angry motorists voicing their opposition. The present public apathy is explained by the fact that there has been little attempt to expose the favoritism in this bill. I sincerely hope that my statements here today will convert this apathy into vigorous public opposition, which will assure defeat of this bill.

There are many rumors that the big truckers and the

railroads are trying to iron out their differences in this measure. If Mr. Motorist does not soon rise to protest this bill he may find that the two giant transportation interests have taken over the public highways at the public's expense. At no time, as far as I know, has Mr. Motorist been consulted, even though he has the major interest in the cost of highways.

Since the pleasure car driver foots the biggest part of our highway bill, as long as I am a Member of this Senate, I shall endeavor to see that his interests are fully protected and that he gets fair play.

When this bill was introduced, the Pennsylvania Motor Truck Association ran ads in every paper in the State with the heading: "At last, a Safe and Sane Truck Bill, a Fair Truck Bill," and set forth the reasons why they said that Senate Bill No. 615 should pass. Are we to judge from this that bills previously sponsored by the Trucking Association and soundly defeated in this Chamber time and again—were unfair and insane? If this is correct, I charge the trucking industry with bad faith on this bill.

This bill increases the limits of the gross weight of a truck and tandem-axle trailer combination from 45,000 to 60,000 pounds. On this basis alone, I accuse this industry of attempting to mislead again the public, for every school child knows that the greater the load, the greater the damage, and the greater the danger to our bridges and to our motorists.

The big truckers also attempt to appease Mr. Motorist by promising fewer truck-caused tie-ups on hills. The provisions of this bill require power enough to go up a two per cent grade at 20 miles per hour. But the average profile highway grade in this State is five per cent. I consider this sort of reasoning an insult to the intelligence of the average motorist.

The big truckers also advertise that the bill requires that trucks have adequate brakes. I am informed by certain members of the Pennsylvania State Police that both of these sections will be difficult, if not impossible to enforce. It will be the responsibility of the manufacturer to say that his vehicles will meet these requirements. No manufacturer is going to condemn his own products.

Let's see if this bill is sane. Yes, it is economically sane for the big truckers, but not for the State. While there are provisions for slight increases in registration fees, these apply largely to heavy-weight vehicles. And, as a matter of fact, the State stands to lose \$315,000 a year. The 5400 vehicles which are now registered in the "Z" class at a higher fee will be registered in "Y" class at a lower fee at a loss to the State of \$315,000. Again I accuse the big truckers of not dealing in good faith, for the trucks affected are those most commonly used to make up these huge monsters that pound our highways today.

Since this bill was drafted by the trucking industry, I suppose it is natural that they have thoroughly protected their interests. If you analyze this bill, you will find that the big truckers have done a good job—for themselves.

It seems to me that the average motorist is concerned about damage to his bridges and highways and whether the big truckers are getting a cheap ride at his expense.

Everyone knows that our highways are being pounded to pieces by these huge highway trailers. To offset conflicting opinions on the cause of highway damage, our own State Highway Department, together with eleven

other State Highway Departments and the U. S. Bureau of Public Roads, recently conducted a highway test in Maryland, which all of us have heard or read about. The preliminary reports of this test include this statement: "Increased frequencies of heavy loadings on paving surfaces will seriously disrupt the functioning of highly essential highways."

Part of the Maryland Road test had to be stopped because the truck with the 44,800 pound tandem axle load cracked the highway so severely that it was not safe to continue. I want to point out that the results of this test were based on legal loads. It would be enlightening to know what would have happened if the tests had been made with the illegal overloads which are so common in every state.

If we are to ignore the results of these tests, it is a shameful waste of the motorists' money.

Are the truckers getting a cheap ride at the motorists' expense? This bill is for the benefit of about 5 per cent of the trucking industry—the big, over-the-road box cars—the huge monsters that destroy our pavements, wreck our bridges, clog our streets, crawl up one side of the hill and roar recklessly down the other.

In this connection, Mr. President, on the front page of the Wilkes-Barre Record, my home town paper, this morning was a photograph of sixteen cars stopped for a traffic light, which were rammed by a trailer truck out of control coming down the hill, recklessly operated by the big truck interests. It is public information; you can all buy the Wilkes-Barre Record and see it. Every study shows that this group fails to pay its way.

Under Senate Bill No. 615, truckers in this small group will be able to increase their payload from 3,000 to 15,000 pounds every trip—all for the meager increased fee of from \$17 to \$37 per year. In fact, one class will pay less for the privilege of making more money at the public's expense. Long haul trucks travel an average of 50,000 miles a year. The out-of-state trucker is not required to pay anything but a few pennies gas tax, if he buys his fuel here. The increased weight limits will mean an extra profit up to \$15,000 per week per truck—all for \$37 for Pennsylvania owners, for free for out-of-state haulers.

Is it any wonder that the big truckers are so anxious to have this bill passed?

At this point, Mr. President, I want to make it clear that I am not asking that all trucks be driven from our highways. The trucking industry is essential. We should encourage its proper growth. I am, however, vigorously opposed to any legislation which will benefit only five per cent of the industry at the expense of all other users of the highways.

As Senators we should protect, not destroy our highways. This problem is not confined to Pennsylvania. Every state is worried about the deterioration of its highways. Most states are enacting measures to protect their highways.

At this time I would like to read to the Members of the Senate just a few words that Governor Dewey said when the Truck Bill was being considered in New York State by the Legislature just a few short months ago and I quote:

"In nine years, during the regular legislative session, only one other lobby equaled this one in venality and

in lack of merit." The New York Times the following day explained that this "other lobby" was a Communist group. Knowing this, it is difficult for me to understand why we should consider liberalizing our present laws. Highway construction and maintenance, in many places, is now being curtailed due to the difficulty of securing the necessary supplies. This itself should be sufficient reason why no weight increases should be permitted.

Mr. President, for years I have lived in a rural district. For a long time the cry was to "Take the farmer out of the mud." Pennsylvania has done that through improved highways. Now we see the Grange vigorously opposing this bill, for they know that if the increased weights are permitted, it will only be a short time before the Pinchot type highways will be destroyed by big trucks and the farmer will be back in the mud again.

The press of the State is opposed to further weight increases. They are speaking for hundreds of thousands of farmers, taxpayers, small truck owners, businessmen, township supervisors, county and borough commissioners. The automobile clubs of this State are opposed to this bill. They are speaking for the two and half millions of motorists. In view of this tremendous expressed opposition, I call upon my colleagues to defeat Senate Bill No. 615 and prevent a small well-financed organized minority from ruining our State and local highway system and imposing additional burdens on taxpayers and highway users of Pennsylvania.

Mr. DENT. Mr. President, I do not think any answer that I might make would convince anybody, but I just want to state that we have quite a few truckers in my County and I have known quite a few in the State of Pennsylvania, and up until this moment I do not know any of them that are akin to Communism. However, everyone is sincere, I believe, in their own position on their voting in favor of or against this bill.

Mr. President, this bill has been before this Senate, or a bill of similar type has been before this Senate, for the past fourteen years. We know, those of us who are not trying to be naive or trying to hide behind any false issues, that the issue is a question of monopolistic transportation. I think that everyone of us knows there are two sides to this question. I am one of those who believe that transportation, like any other activity of the human being upon a civilized earth, has advancements in it. I think that if you go back through the history of the world, you will find that progress of the people themselves from time immemorial was started when the wheel was first discovered and man found that he could transfer the load from his shoulders and put it upon a vehicle and push it around. That has been the history of transportation on down through the ages. What we have failed to do in this Senate, and what the trucking industry has failed to do, we have failed to show to the people of the Commonwealth, and to the people of the Nation at large, that this is not a so-called big truck bill, but it is the recognition of a new type of vehicle, a vehicle that has been invented by inventive geniuses in the American miracle of production. We do not increase, under this bill, the weight load allowed on Pennsylvania roads by one pound. In fact, the total limit allowed under this bill for this type of vehicle is 2,500 pounds less than that now permitted upon the roads of Pennsylvania. That is a

truth that is contained in the Vehicle Code of this Commonwealth and not one that I have fabricated out of the whole cloth. We do not increase the axle load by one pound. The only thing that we do is recognize the tandem axle, which is a completely new invention.

For instance, Mr. President, in talking about other states, my predecessor spoke about the Maryland report. So, I made it my business to get as much information as I could on the Maryland report. There has been a great deal of propaganda come out of the Maryland State test report, but let us just take a look at the situation. The Maryland Truck Weight Commission made a report to the General Assembly, which was based largely on data obtained from the Maryland road test. The purpose of this report was to substantiate the argument for a bill the basic provisions of which called for a reduction of allowable single axle loads from 22,400 to 18,000 pounds, and for lowering tandem axle loads from 44,800 to 32,000. The Maryland Assembly must have found that data very informative and challenging, since it declined to change the 22,400 pounds single axle allowance. The tandem axle allowance was reduced slightly, down to 40,000 pounds. This bill only allows 36,000 pounds tandem axle allowance. If anybody wishes to read the complete report of the Maryland test, here it is. This is a very interesting note which I think that you ought to hear.

Mr. President, the entire Maryland test that you have heard so much about was crammed into a six month period and over that six months period they gave that road the same kind of a beating that the road would have received in a ten year normal use period. You know if you take an ordinary human being and you slap him once a week in the face, the slap does not hurt, but if you stand and slap him time after time repeatedly, you soon knock him groggy, and that is what happened in the road test.

Basically, Mr. President, this is a question of the free movement of goods. Progress is tied to the movement of goods. When I was a small boy we had oranges about once or twice a year, because the price of oranges was beyond the reach of the normal coal mining family in this State, but the price of oranges today is not beyond the reach of the ordinary citizen because truck transportation brings oranges from the market right to the door. Produce can be bought today on every shelf of every grocery and green goods store in the Commonwealth of Pennsylvania because it is moved there by truck. The County of Fulton in Pennsylvania has not a railroad line in it, but the people in Fulton County get the green goods from their green goods grocer; they get refrigerators; they get all of the necessities and a great many of the luxuries of life, because we have moved ahead in transportation. The manufacturing of goods and piling it in the field is of no good at all to the people, but the manufacturing of goods and the movement of those goods out on a reasonable cost basis is what makes for prosperity, health and wealth, and for the welfare of the people.

Mr. President, I have here a statement from the Executive Vice-President of the Detroit Board of Commerce. It is just a little card that was sent out. I think perhaps most of you overlooked it because we get so many cards, but I think that this is fundamentally the crux of the whole thing, and I quote from this card, signed by Harvey

Campbell, Executive Vice-President of the Detroit Board of Commerce:

"When will somebody adopt a sound economical practice of building highways in the public interest? That is, to fit the needs of business and industry instead of limiting trucks to conform with the existing and out-dated highway standards."

Mr. President, why is it that we in Pennsylvania are always approached from the angle that our highways won't stand it? Aren't we spending sufficient moneys on our highways, \$400,000,000 a biennium? Governor Duff used to brag about the fact that we had the greatest road building program in the United States of America. What are we doing with the money? Aren't we building roads that can stand the need and the demand of industry? My friend said that five per cent of these men are big truckers. I do not know if it is only five per cent, but if you told the people of Pennsylvania that if you took all the so-called big trucks off the road, that only five per cent of the trucks would be taken off the road, I do not think that the opposition that we received through these post cards from people who say, drive the trucks off the road, would be so strong. You see, the people, by the propaganda of those who oppose this bill, are of the belief that if we do not pass this bill it is going to relieve the so-called congestion on the highways. The thing that causes congestion on the highways is the number of vehicles, remember that, and I say now to the Senate of Pennsylvania that our State Police have been lax. They have been lax in enforcing one of the most important safety laws in the entire Commonwealth, that of maintaining the proper distance between vehicles, whether it be between touring cars, ordinary passenger cars or trucks, and one of the most serious violations on the highways is when two trucks do ride nose to tail and go over the hill in such close procession that it is dangerous to try to pass them. I agree with you there, but do not blame that upon the industry. That is the individual. You say that a truck ran wild and rammed sixteen cars. I had a very dear friend of mine killed in a Buick convertible three weeks ago on Friday evening at six o'clock, about ten minutes after he left my home, but that does not mean that all Buick convertibles should be taken off the road. I personally feel they should have been outlawed long ago, because I think it is a dangerous vehicle on the road. A person has no chance if he is in a wreck in a convertible, but that does not say the industry should take it off the road. It is the driver of the vehicle. There are some men that can drive a truck a lot safer than others can drive a Cadillac. It is the individual; you still have the human equation and the human equation is such that some can drive trucks and vehicles of all kinds and others cannot, even if they do have a driver's license. I have often made the statement that the most dangerous projectile ever invented was the automobile. All of us know more people have been killed by automobile accidents than in all the wars this Country has participated in, but you do not outlaw automobiles. Speaking of other States, I think it would be interesting to the Members of the Senate in order that you do not think someone is trying to pull some fast move over the people of this Commonwealth. These are the weight loads allowed in other States. In New York State, the gross weight is

61,500 pounds; in Delaware, the gross weight is 60,000 pounds; in New Jersey, 60,000 pounds; in Ohio, 78,000 pounds; in Maryland, 65,500 pounds. I think you ought to know these things. I think that you ought to know that every State surrounding this Commonwealth has a greater top load than is allowed in Pennsylvania. They build roads; do they have more know how than we have? I do not think they have more know how than we have, and I think that our roads will stand the load if they are built to stand the load.

Mr. President, someone spoke about the Turnpike. I probably have ridden the Turnpike as much or more than any man in the Senate of Pennsylvania, because my home is only two miles from the western end of the Turnpike; I always travel over the Turnpike, and here is a funny thing. You are driving along the Turnpike and you come to a section of it, and that section is bad. Well, Mr. President and Members of the Senate, it is my humble opinion that if a truck starts across this floor and one piece of the floor gives in near the center of it, it is the fault of the floor and not the fault of the truck, because if the truck is to blame then the whole floor ought to fall down. Every child learned in his early youth that a chain was only as strong as its weakest link, and if cheating contractors have not put the amount of cement into the road at a place where some inspectors let him get away with stealing here and there on the aggregate, that piece of road will deteriorate. Everybody knows that concrete in six years becomes an inert material anyway. Some of us have for years said that the only type of road that could take the kind of weather and climatic conditions that we have in Pennsylvania is the variable base road, made with a bituminous aggregate. Of course, we are in the minority and do not have any say on construction. You can build roads to meet the load and at this point I just want to answer the so-called box car charge because about eight years ago on the Senate floor we had a man who made some serious charges. At that time, I made the statement, Mr. President and Members of the Senate, that I would live to see the day, I hoped, but whether it would be me or others who would be here at that time, there would be a group in here fighting against air transportation. So, Mr. President, I have here with me, and every Member of the Senate has received it, a transcript from Air Transportation. Already the fight is going on, and these same truckers who are in here today will be fighting air transportation just as bitterly as the railroads are fighting truck transportation, just as bitterly as the barges and waterways and the canals fought rail transportation, just as bitterly as the stage-coaches fought canal transportation. That has been the history of it. It is not a question of the common good, it is a question of the individual good, the owners of the methods and means of transportation that are finding a competitive field and have had a competitor step into their private preserve. Today we have started already the anti-box car in the sky. You have heard the expression, the box car bill. That is the bill that we are supposed to be working on and what is box car about it? This does not increase the length, the width, the breadth or the width of any truck allowable in Pennsylvania. It does not increase the per axle load of any truck in Pennsylvania. It only recognizes a new and modern type of

vehicle that has been invented since the writing of the Motor Vehicle Code.

Mr. President, I worked in the rubber industry for a good many years in a rubber center in this State, and I worked in the rubber industry when we had the high pressure tire. I worked in the rubber industry when we had the solid tires, and the same weight loads are allowed in Pennsylvania today as were allowed when the vehicles in this State wore hard rubber solid core tires. Does any individual in this room within the hearing of my voice—can he conceive of the damage that could be done to the highways by that type of vehicle as compared to the low pressure tire vehicles that you have today? Mr. President, I might say that two of the largest manufacturers of tractors in the County, and I am conceited enough to say to this group again that I know something about that. I think that the Autocar and the Mack tractors are two of the best manufactured in the entire United States and there are more of them sold to tractor trailer groups outside of the State than sold in Pennsylvania, simply because the trucks cannot haul the pay load on the type of vehicle that has been put at his disposal by the inventive geniuses of America, and, therefore, the under-powers that tractor. He puts in front of that trailer a Chevrolet or a Ford or a light powered tractor to pull a big trailer that ought not be pulled by this type of tractor, and that is what causes trouble on the highways. That is the type of vehicle that causes the delays on the hill; it is with that type vehicle, in order to make up time after he has inched his way up over the hill, that he cuts his brake loose and shoots down over the hill, endangering himself and everybody else on the highway. Under this bill, when he can carry the proper pay load with a machine designed to carry that load, he will have the proper tractor in front of him, and he will create the right speed and maintain the right speed.

Mr. President, I say to that group here today that it is my prediction, and I am making this prediction in the full knowledge of what I am saying, that if this bill passes you will find that the City of Philadelphia will become one of the greatest seaports; it is already one of the greatest, I do not want to say the greatest, but it will move up to one of the three largest seaports in the entire United States of America, because many many tons of seaport tonnage is moving around the State down into Maryland and into New York City, because the out-of-State truckers find themselves in the position that when they hit our State line, every state surrounding us finds itself with vehicles that are licensed in their particular state which cannot be used in the Commonwealth of Pennsylvania.

Getting back to the box car in the sky, I want to see how this Senate lines up when that bill comes before us, when they start to pass legislation striking out the use of air transportation up to certain weights. Here you have an organization already created against box cars in the sky, and let me tell you another thing.

Mr. President, I said years ago that there ought to be a marriage between the trucking industry and the railroad industry, and I say that this bill will bring that marriage about, because it is smart, it is intelligent and it is good business for the railroads to accept the trucking

business, to get into the trucking business and pick up their full trailers on flat cars at long distance points, haul them over night to destination, and have tractors pull up to the railroad yards and take the trailers out. It is being done in other sections of the Country, but it is not being done here. I want to say this, too, one of the largest truck operators in the Commonwealth of Pennsylvania is the Pennsylvania Railroad. It is one of the largest single operators of truck in the Commonwealth.

Mr. President, I want to say also that this is a bill designed against the highway chiseler. Do you know the opposition that I have to the bill? I have lots of it, and I do not doubt but what personally it does me no good to fight for this kind of legislation, but if expediency is to be the medium through which we are supposed to vote in the Senate of Pennsylvania, then we best all go home, because if pressure groups are the only ones who can get legislation passed, then I say to you it is time that this Legislature quit. I want to say to Senator Wood that for every letter that he received against this bill and for all of the pressure that he claims that the truckers have put on, I can tell you that the pressure put on by the opposition was much much greater. I have received thousands upon thousands of cards signed after being printed with the same wording upon it. It was not spontaneous; it was engineered.

Mr. President, I do not want to take any more of the time of the Senate. We are all set. Every man has been talked to either by one interest or the other because, basically, it is an interest fight. It is the fight of one means of transportation as against another, and seriously and honestly I say to the Members of this Senate, this bill has been a long time coming. For instance, to give you an illustration of what I mean, for many years the Pittsburgh Press was probably one of the most violent opponents of so-called big truck legislation, and for the first time that I can remember the Pittsburgh Press has come out and said that this is a fair truck bill, and that is all it is. It puts this State in line with other states. It does not mean that if you fail to pass the bill that it is going to shut the industry down tomorrow. It does not mean anything like that, and any person that conceives the idea that this truck bill will ruin the roads of Pennsylvania, they just do not face the truth. When you speak about the Grange opposing this bill, how many Grange roads or farm roads are subjected to the traffic of this kind of truck? It does not pay to take these trucks over back roads because they are, in the main, used for hauling between the ports or main industrial centers. I will tell you what wrecked the roads in my County if you want to know—old man winter. Now, if you can legislate against old man winter, then you can have good roads in Pennsylvania. Where the roads are not properly drained and where the base of the road is not properly put in, you get a road failure and any highway man will tell you that the back roads, the old Pinchot roads were destroyed by two things, climate and neglect. They had not been taken care of, they had not had a top dressing in years, the berms had not been shaped up. That is what wrecked your Pinchot roads, and the heavy loading of trucks from the stripping industry, and those trucks are legitimate trucks, licensed under the Commonwealth, have ruined our roads in western Pennsylvania, and any

man that has any knowledge of the western mining industry will tell you that is what ruined the country roads more than anything else; and the big trucks have not done it.

Mr. President, the main thing I want to leave in the minds of the Members of the Senate is that it does not matter one bit to me how any Member of the Senate votes. I know how I am going to vote because I have been voting for twelve years for this same bill, because I think it is a good bill. In order that there may be no misunderstanding, this bill does not add one inch to the length, the breadth, height or depth of any vehicle in Pennsylvania. It does not change one bit the construction of the vehicle. It only recognizes the fact that there has been a new invention, and that the people of Pennsylvania are entitled to the benefit that comes from cheaper transportation.

Mr. WATKINS. Mr. President, I do not intend to take up very much time of the Senate. After listening to the learned gentleman from Westmoreland and the learned gentleman from our side of the fence over here from Luzerne, you have had two sides of it, I felt as though there might be a few little things that I could pick up. I may be fortunate or I may be unfortunate. I have been in the transportation business and I have tractors and trailers which I make a very meager living with, but I would like to go back and I would like to correct a few things that I have heard said here. I have not prepared a speech, it is all extemporaneous, but I think that some things should be clarified for the benefit of my fellow colleagues.

Mr. President, the first thing I noticed was that the gentleman from Luzerne made quite a few statements that I have read myself in some of the garrulous magazines that have been attacking the trucking industry for years. That is something that we are unable to stop. That is their business and that is what they are paid for. I do not know who pays them, but certainly someone that is interested in opposing truck transportation would be the paymaster for those, in my opinion, garrulous, uninformed writers. First, we were criticized on the taxes that we pay to the State of Pennsylvania. As the President of the Blue Line Transportation Company, I am not at all ashamed of my contribution from a little company. You can imagine what the figures would amount to. I am not prepared to give you the figures, but I would like to say to you that we pay a capital stock tax, we pay a corporate net income tax, we pay a gross income tax, we pay all of the expenses of the Public Utility Commission in the State of Pennsylvania for any expense that they are put to in the handling of our tariffs and in the registration of our motor trucks. No one mentioned that, and I thought that important. We also pay for a license in the State of Pennsylvania. They do not give them to us, and I think the fees are pretty high in comparison with those of the other states. Some of them may perhaps be a little lower.

Mr. President, I would also like to say to you that after they sell us a license for a truck, they designate the gross weight that we are allowed to carry on that truck. We cannot carry it because they stick in a regulation saying that you are overloaded on an axle. I can recall one instance right from Harrisburg from the Evangelical Press here, who make a product with a uniform weight.

We are allowed under the present law 45,000 pounds gross on a motor truck, that is a tractor-trailer or any truck. That truck, with an allowance of 45,000 pounds, was fined in Highspire with a load, a total load of 43,000 pounds, because the axle was overloaded. That is the biggest joke, in my opinion, that I ever heard of, overloading an axle. When you purchase a tag which you pay for, in my opinion—I am not a lawyer and I would not dare to try to argue with these gentlemen in the Senate. I know their ability as lawyers, but I certainly think it is unconstitutional for a man to pay for something and then they stick something in there to fine him, to take it away from him, and I want to go on record today and say this. If any of my equipment is ever fined for an axle load, I intend to go to the Superior Court and find out whether it is constitutional.

Now, Mr. President, the gentleman from Luzerne spoke of box cars. Well, I could go back and talk about when Sherman went through the South. I could talk about vehicles used years ago, and I could call them box cars. I do not know how long they were, but I want to say this to you. In the twenty-five years that I have been in the transportation business in the State of Pennsylvania, you have always had box cars on the road, if he wants to call them that. Going back twenty-five years ago, twenty years ago, fifteen years ago, you had obsolete and improper equipment on the road that was just as long as it is today and just as wide, and we hauled materials back twenty years ago that were just as long as today and just as wide, but how did we do it? We had a truck that was approximately sixteen to twenty feet long, and we put some old bolster across the center of it, and we hooked onto the back of it a two-wheeled trailer with a long pole sticking out of it as a tongue that reached onto this bolster. There were no brakes on the trailers. That is what it was twenty years ago, twenty-five years ago, and fifteen years ago and we hauled steel that was thirty-five and forty feet long in those days, but today, no. We have to be criticized and they call them box cars when we are running the same length that we always ran, but it is equipment that is adequate, that has proper brakes, that has proper motor power to pull it. It has a trailer known as a semi-trailer that has the proper length so that you can load it and load it so it is safe. You can pin the load down so that it does not slip and fall from the truck. Gentlemen, that is progress, and the very thing that they are trying to stop here today is progress.

Now, Mr. President, if you want to go back and destroy the trucking industry, vote against this bill, and I will say to you that every legitimate trucker in the big trucking business in the State of Pennsylvania is for this bill and we are not going to make any more money. Today on the highways in the State of Pennsylvania there are what we call gypsies. The poor devils, I feel sorry for them. They are called gypsies, they are people who are hired by unscrupulous truckers that collect eighty per cent of the revenue and give them twenty per cent of the revenue. They are the type of people that called gypsies, and they have my sympathy. Those people are overloaded, and I would like to say to you gentlemen here that today you are not carrying 60,000 pounds over the highways in the State of Pennsylvania. You are carrying

72,000 to 75,000. That is a fact, it is not hearsay, and no one wrote it for me. I did not prepare anything; I am telling you what I know to be the truth. This truck bill if passed will eliminate that. I heard the expression used in my office that this truck bill would make christians out of all truckers. I can agree with you. It will make christians all right. At two dollars a hundred pounds fine, no one is going to overload a truck. It is going to eliminate the gypsy, it is going to eliminate the carrier that does the type of hauling that we do not want in the State of Pennsylvania. We legitimate truckers operate our business at a profit without overloading and tearing the roads up. Now, if the roads in the State of Pennsylvania are torn up, it is not due to the legitimate carrier that is asking for this 60,000 pound load on a tandem axle trailer. It is the man that has had to go out and overload and cheat, and that is what we want to put a stopgap on. That is what we want to put a law in to stop, and when you do that, you will also be protecting the neighboring states which are our neighbors. I think it is a sin and a shame to have to say that Pennsylvania is a bottleneck for the motor truck industry, that you have to cheat, and steal and ride around the roads to find some way to dodge the police to get through the State of Pennsylvania. I do not think it is right, and I agree with the gentleman from Westmoreland. Why aren't the other state roads torn up? The Legislature in New Jersey just adjourned. Why did they not write legislation that said, "No trucks with 60,000 pounds load can run over our roads." I can tell you why they did not. For the simple reason that even though the pressure was poured on them by the railroads, the Legislators did not fall for it. They threw away their feelings of personal gain, personal satisfaction, and they voted for something that was right over there, and I ask you gentlemen here to do the same thing. I feel that if this bill is defeated, we are facing another great danger. We all know that our State rights are being taken over by the Federal Government day after day, year after year, and I say this to you, that the Federal Government has a lot of money invested in roads in the State of Pennsylvania along with the Pennsylvanians, and I know that the trucking industry will be forced to go to the Federal Government to find some way to correct this bottleneck in the State of Pennsylvania. The fact that they had a road test given in Maryland is nothing but a fake, it is just something set up and paid for by the opposition to motor trucks.

Mr. President, I am sorry that I have taken so much time, but I just could not sit still and hear someone condemn an enterprise that I have been in all of my life. I would also like to say, too, that the gentleman from Westmoreland talked about the future of transportation. Only last week when I was home, I talked to Mr. Pack, President of the Piacki Helicopter Corporation, of Morton, Pennsylvania, and we discussed at that time the possibility, in the near future, of making a test from Chester to New York with a thirty-two foot trailer with fifty tons on it, that would be picked up by a helicopter and moved over to another field in New York, and a tractor hooked on to deliver the load. Maybe some day, and I do not think this is going too far that these box cars, the expression used, which I hate the sound of and hate the tone, will be floating over our heads, and I imagine then

the State of Pennsylvania will try to legislate them out of the air with the same lobby that is pressing this issue. Thank you very much.

Mr. McGINNIS. Mr. President, the founders of this country did a great job. When our States were formed, they provided that there would be free movement of goods over every state line, and to my mind that has made the United States the great country that it is today. The opposition to that theory is over in Europe where for centuries they have built their lines and their barriers around their countries, and stopped every truck, every railroad train, every traveler, held them up, delayed them and made them pay. It caused wars, hundreds of wars between nations, but in this Country, during all these years, goods have moved from California into Pittsburgh and Harrisburg without ever being stopped by any policemen or any inspector or any tariff collector, and that is what has made this Country what it is today. Here in this State of Pennsylvania today the heavy industry State, we manufacture iron, heavy industry, and it has got to be shipped, and it is a shame that every State around us has gotten a higher allowance for their trucks than we in Pennsylvania.

Mr. President, they talk about the box cars. I came down here a week ago Sunday, and I saw a truck ahead of me that had a box car, and it was a beautiful white truck with beautiful black letters on the back, "Don't hit me because twenty-two thousand families are waiting for hellman's Mayonnaise that I am hauling in this box car."

Gentlemen of this Senate, they talk about the box car and ridicule the box car, but it is the greatest service to the United States that was ever brought about. If we could figure out when you see these box cars where the goods are manufactured that they are hauling, and the jobs they are doing delivering these packages that are made in every section of the country at every crossroad and every alley, which did not happen before.

Now, Mr. President, I know that the Pennsylvania Railroad has always fought the truckers, and I do not blame them. I do not blame the Pennsylvania Railroad for fighting the truckers and yet I am convinced, I am convinced that the increase of weight for these trucks would help the Pennsylvania Railroad. When you create business, when you bring business into your State, when you allow trucks from other states all around us to move across our State, like they do in every other state without being stopped and blocked by policemen and fined, then we can make some headway with the laws that we have in this State. Gentlemen, I know there are two sides to this question, naturally, but at the same time I feel that it would be a curse to this State of Pennsylvania to build a wall around us and stop the movement of goods in and out of our State.

And the question recurring,

Will the Senate agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—31

Barr,	Kessler,	Pechan,	Taylor,
Blass,	Leader,	Probert,	Toole,
Byrne,	Letzler,	Robinson,	Wade,
Crowe,	McCreesh,	Rosenfeld,	Watkins,
Dent,	McGinnis,	Ruth,	Watson,
DiSilvestro,	McMenamin,	Silver,	Yosko,
Freed,	McPherson, Jr.,	Snowden,	Berger,
Hare,	Meade,	Stiefel,	Presiding Officer

NAYS—18

Bane,	Haluska,	Mallery,	Wagner,
Barrett,	Holland,	Neff,	Walker,
Chapman,	Kephart,	Peelor,	Wolfe,
Diehm,	Lane,	Stevenson,	Wood,
Fleming,	Mahany,		

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 616, as follows:

An Act to further amend the act approved the fourth day of April one thousand nine hundred twenty-five (P L 127) entitled "An act relating to Adoption" by reducing the period during which an abandonment must have existed clarifying the requirements of and eliminating certain consents necessary to an adoption empowering orphans' courts and in counties of the first class municipal courts to establish investigative staffs with respect to adoptions requiring all persons societies agencies institutions or similar organizations or corporations receiving or placing children for adoption to make certain reports to the court conferring jurisdiction upon orphans' courts and in counties of the first class municipal courts to determine the custody of certain children prohibiting the receipt of compensation for the placement of children for adoption and prescribing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 1 2 and 3 of the act approved the fourth day of April one thousand nine hundred twenty-five (P L 127) entitled "An act relating to Adoption" as last amended by the act approved the thirtieth day of June one thousand nine hundred forty-seven (P L 1180) are hereby further amended to read as follows

Section 1 Be it enacted &c Contents of Petition for Adoption It shall be lawful for any adult person desirous of adopting any person either a minor or an adult as his or her heir or as one of his or her heirs to present his or her petition to the Orphans' Court or to a law judge thereof of the county where he or she may be resident or upon allowance by the Orphans' Court in the county in which the person to be adopted is a resident except that in counties of the first class where the petition shall be presented to a judge of the municipal court declaring such desire and that he or she will perform all the duties of a parent to such person Such petition shall also set forth the name color age date and place of birth and religious affiliation of the person proposed to be adopted the name residence marital status color age occupation and religious affiliation of the adopting parent or parents the name color age and place of residence of each of the natural parents or of the surviving parent or of any other person whose consent to the proposed adoption is necessary as hereinafter provided and in those cases where abandonment is alleged a statement that said abandonment has continued for a period of at least [six] three months In addition such petition shall embody or have attached thereto the consents in writing of the person or

persons whose consent to the proposed adoption is necessary as hereinafter provided

Section 2 Consents Necessary to Adoption Consents to the adoption is necessary as follows

(a) Of the person proposed to be adopted if over twelve years of age and of said person's husband or wife if any

(b) Of the adopting parent's husband or wife unless they jointly adopt such person

(c) Of the parents or surviving parent of the person proposed to be adopted if such person shall not have reached the age of eighteen years if any such parent or surviving parent shall be a minor but shall have reached the age of eighteen years or over his consent shall be sufficient without the consent of his parent or guardian and such consent shall have the same force and validity as though he were an adult In the case of an illegitimate child the consent of the mother only shall be necessary The consent of a parent who has been adjudged an incompetent or a person of unsound mind of whose incompetency or unsoundness of mind competent medical testimony presents a prognosis of incurability or habitual drunkard or who has abandoned the child for a period of at least [six] three months shall be unnecessary Provided such fact is proven to the satisfaction of the court or judge hearing the petition in which case such court or judge shall so find as a fact

(d) If the person proposed to be adopted has no father or mother living or whose consent is necessary hereunder then of the legal guardian if any there be and of the person or persons having the legal custody of such child if any such person can be found [but if] except that such consent may be dispensed with by the court if after hearing it finds that it is for the best interests of the child to do so if such child has no father or mother living or whose consent is necessary hereunder and no legal guardian and no person can be found who has the legal custody of such child whose consent is necessary and the same be proven to the satisfaction of the court or judge hearing the petition the said court or judge shall so find as a fact

(e) If the person proposed to be adopted has theretofore been adopted then of such adopting parents or surviving adopting parent subject to the same exception provided in clause (c) of this section in the case of natural parents

(f) A consent to a specific proposed adoption which meets all the requirements of this act which does not name or otherwise identify the adopting parent or parents shall be valid provided that such consent shall contain a statement by the person whose consent it is to the effect that such person voluntarily executed the consent without disclosure of the name or other identification of the adopting parent or parents

Section 3 Hearings Upon presentation of any such petition as aforesaid a time for hearing thereon shall be fixed not less than ten days from said presentation which said hearing may be before the said court or any law judge thereof at chambers and may be adjourned from time to time if the nature of the case should so require At said hearing the adopting parents or parent the person proposed to be adopted if in the opinion of the court such persons' presence is deemed necessary and all the persons whose consent is necessary hereunder must appear in person and be examined under oath by such court or judge but the personal appearance of the natural parents or other persons whose consent is necessary hereunder may be dispensed with in the discretion of the court or judge hearing the petition if such persons reside without the jurisdiction of the court or if for any other reason the said court or judge deem it unnecessary provided the duly executed consents of such persons in writing have been filed with the petition and the said court or judge may in his discretion require the personal appearance of the natural parents of the child at a different time and separate and apart from that of the other parties in interest The said court or judge shall also hear any other testimony as to the facts set forth in the petition or necessary to inform the court as to the de-

sirability of the proposed adoption [and may also make or cause to be made an investigation by some person or agency specifically designated by said court or judge to verify the statements of the petition and such other facts as will give the court full knowledge as to the desirability of the proposed adoption]

Section 2 Said act is hereby amended by adding after Section 3 a new section to read as follows

Section 3.1 Investigations Court May Create Investigative Staff For the purpose of conducting investigations concerning the desirability of proposed adoptions either before or after hearing on an adoption petition the several orphans' courts and in counties of the first class the municipal court are hereby authorized and empowered to establish an investigative staff of such number of qualified investigators as the court shall deem necessary to handle the work whose salaries shall be fixed as now provided by law Where such an investigative staff is not established by the court such investigations may be made by some person or agency specifically designated by said court or judge thereof and the compensation and expense if any of such person or agency shall be fixed by the county salary board and paid from county funds

Such investigative staffs shall also have authority to make investigations into such matters as the court may direct in connection with custody proceedings over which such courts have jurisdiction as hereinafter provided

Section 3 Said act is hereby amended by adding after Section 4 seven new sections to read as follows

Section 4.1 Reports by Persons Receiving and Placing Children for Adoption (a) It shall be the duty of every person now having or hereafter receiving or retaining possession legal custody or control of any child twelve years of age or less for the purpose or with the intention of adopting such child to make a report to the court of the county wherein such person resides of the facts concerning the same which report shall set forth in addition to the circumstances surrounding such person's receiving or retaining possession legal custody or control of any such child the name color age date and place of birth and religious affiliation of such child the name residence marital status color age occupation and religious affiliation of each of the natural parents or in the case of an illegitimate child of the mother of such child and of the person or persons making such report Such report shall be filed with the said court within thirty (30) days of the date such person or persons receive or retain possession legal custody or control of any such child or within thirty (30) days after the effective date of this amendment whichever shall last occur except when such person receives or retains possession legal custody or control of any such child from a society agency institution or similar organization or corporation which as part of its activities or purposes receives children for the purpose or with the intention of having such children adopted by other persons in which case such report shall set forth only the name and address of such society agency institution or similar organization or corporation in addition to the circumstances surrounding such person's receiving or retaining possession legal custody or control of any such child

(b) Whenever any child is separated from its natural parent or parents for the purpose or with the intention of adoption the person arranging such separation shall make a report to the court of the county where such separation occurs Such report shall set forth the name color and date of birth of such child the name residence marital status color and age of each of the natural parents or in the case of an illegitimate child of the mother of such child and the name and residence of the person or persons receiving possession of such child Such report shall be filed with the said court within fifteen (15) days after any such child is separated from its natural parents or parent

Section 4.2 Report by Agencies Receiving Children for Adoption It shall be the duty of every society agency institution or similar organization or corporation which as part of its activities or purposes receives children from

the natural parent or parents for the purpose or with the intention of having such children adopted by other persons to make a report to the court of the county wherein such society agency institution or similar organization or corporation is situate whenever it shall receive possession legal custody or control of any such child twelve years of age or less which report shall set forth in addition to the circumstances surrounding its gaining possession legal custody or control of any such child the name color age date and place of birth and religious affiliation of such child and the same residence marital status color age occupation and religious affiliation of each of the natural parents or in the case of an illegitimate child of the mother of such child Such report shall be filed with the said court within thirty (30) days of the date that possession legal custody or control of any such child is acquired In addition every such society agency institution or similar organization or corporation shall make a report to the court on the first day of July of each year which report shall set forth the name of every child twelve years of age or less who has been in the possession custody or control of such society agency institution or similar organization or corporation for the purpose or with the intention of adoption for more than one year which report shall also state the prospects of adoption or other placement plans for each such child Every child in the possession custody or control of such society agency institution or similar organization or corporation shall be presumed to be as adoptable child except those placed with the same for maintenance only

Section 4.3 Reports to be Kept Confidential All reports required to be filed under Sections 4.1 or 4.2 of this act shall be kept in the files of said court as a permanent record thereof and shall be withheld from inspection except upon an order of court granted upon cause shown

Section 4.4 Jurisdiction of Court Over Such Children Custody Habeas Corpus The orphans' court except in counties of the first class and in counties of the first class the municipal court shall have jurisdiction over and full power to determine the custody of any child twelve years of age or less concerning whom a report has been filed or should have been filed under the provisions of Section 4.1 or 4.2 of this act and for such purpose said courts are hereby empowered to issue writs of habeas corpus directed to the person or persons having possession of any such child pursuant to the petition of any interested person or upon the court's own motion Where a proceeding for the adoption of such child is pending the court before which such proceeding is pending shall have exclusive jurisdiction herein Where the person or persons having possession of such child received such child from a society agency institution or similar organization or corporation which as part of its activities or purses receives children for the purpose and with the intention of having such children adopted where no proceeding for the adoption of such child is pending before a court having jurisdiction the court with which such society agency institution or similar organization or corporation is required to file its report with respect to such child shall have exclusive jurisdiction herein except as in this section otherwise provided the jurisdiction of the several courts with which such reports have been filed or should have been filed shall have concurrent jurisdiction herein Nothing herein shall be construed to repeal modify or otherwise affect the jurisdiction of orphans' courts over the determination of the custody of minors as otherwise provided by law

Section 4.5 Effect of Failure to File Reports Penalties

(a) The failure of any person receiving possession legal custody or control of any child twelve years of age or less for the purpose or with the intention of adopting such child or of any society agency institution or similar organization or corporation for the purpose or with the intention of having such child adopted by other persons to file the report required to be filed under Section 4.1 or 4.2 of this act concerning any such child shall not affect the right of any such person or person with whom such society agency institution or similar organization

or corporation placed such child for adoption to petition for the adoption of any such child but the court in considering any such petition shall in determining the advisability thereof take such fact into consideration.

(b) An person arranging the separation of any child twelve years of age or less from its natural parent or parents for the purpose or with the intention of adoption who wilfully fails or refuses to file the report required to be filed under Section 4.1 of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one hundred dollars (\$100) or to undergo imprisonment for a term not exceeding sixty (60) days or both

Section 4.6 Compensation for Placing Children Prohibited Penalty It shall be unlawful for any person to charge for or receive any compensation for placing or making arrangements for the placement of a child for adoption This shall not include reasonable charges for medical services in connection with confinement or legal services Any person violating the provisions of this section shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars (\$1,000) or to undergo imprisonment for a term not exceeding one year or both

Section 4.7 Any adoption heretofore granted or decreed by any court of record of this Commonwealth wherein the consent or consents required by law did not name or otherwise identify the adopting parent or parents is hereby declared valid and lawful Provided That the petition and decree for such adoption were otherwise in accordance with the act to which this is an amendment and any consent by a person whose consent by law is required to an adoption hereafter prayed for which consent was executed prior to the effective date of this act is hereby declared to be valid and lawful notwithstanding such consent does not name or otherwise identify the adopting parent or parents or does not contain a declaration by the person executing the same that such person voluntarily executed such consent without disclosure of the name or other identification of the adopting parent or parents Provided That such consent is otherwise in due form as required by law

Section 4 Effective date This act shall become effective on the first day of January one thousand nine hundred and fifty-two

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. BARR. Mr. President, unfortunately I do not have a copy of the latest printer's number of Senate Bill No. 616. I heard the amendments read last night, and I thought there were only two, and I find out there were three amendments offered, and I find that the section that had been agreed to in the Democratic Caucus by all of us, namely, Section 4.8 has been excluded from the bill.

Mr. President, I know there is no way I can get my name removed from the bill, but I would ask my colleagues on this side to vote against the bill.

Mr. McCREESH. Mr. President, this bill has been on the Calendar for perhaps three or four months, and it now appears to be amended in such condition that it is useless. It seems to me that the group behind this bill does not know really what they are doing, so they have amended the bill to be useless. There is a certain group of lawyers that want this bill passed. It looks to me that it is some kind of a racket so that a lawyer will get a fee for defending or destroying those foster homes that we have in Philadelphia today.

Mr. President, in Philadelphia today we have the best system we ever had for taking care of little children. All our foster homes are in good condition, and we have no complaints. Therefore, I say, Mr. President, that this bill should be dropped from the Calendar, because the men who are back of the bill do not themselves know what they want.

Mr. STIEFEL. Mr. President, I am somehow embarrassed in connection with this bill. Senator Kephart has been eminently fair and patient with me because I offered many amendments to this bill, and he was most cooperative, but the elimination from the bill of the passage dealing with religious institutions constrains me to cast my vote against it, because I have observed in my district several religious institutions doing a magnificent piece of work for abandoned children, and to break up the system, in my opinion, would be most dangerous to society.

Mr. President, for that reason, with great deference to Senator Kephart in his fairness, I am constrained to cast my vote against it.

Mr. FLEMING. Mr. President, I would like to make a few remarks on this bill. At the last Session of the General Assembly, the Joint State Government Commission was directed to make a study of adoption and child placement in Pennsylvania. I had the honor of serving as the Chairman of the subcommittee which made intensive studies and investigations into the field. We presented to the Senate of Pennsylvania a series of three bills, Senate Bill No. 73, 74 and 75 that were jointly sponsored by Senator Dent, Senator Mahany and myself. We thought that these bills would meet a crying need in Pennsylvania to correct a very grave and dangerous situation which had arisen regarding homeless children and placing them in homes where they could be raised as other children.

Mr. President, the Senate Judiciary Committee after studying the bills refused to report them out. In their judgment, in their considered judgment, they thought they were not what they should be, but Senator Kephart did do another study into the matter and produced Senate Bill No. 616. Now, I would like to state on behalf of Senator Mahany and myself that while we do not feel that Senate Bill No. 616 accomplishes that which would have been accomplished had Senate Bills No. 73, 74 and 75 been offered to the General Assembly and passed, we do feel that this bill is definitely a step in the right direction and, therefore, are supporting it with the hope that possibly some future Legislature will see fit to embody the other features that we had in the bills that we had presented.

Mr. BARR. Mr. President, because of the work and the tireless effort that Senator Kephart has put forth in this bill, I just want to tell him that I find myself in an unfortunate position about the elimination of Section 4.8 and I cannot vote for the bill.

Mr. MALLERY. Mr. President, I, too, think the bill is a good bill, but I had expected my colleague, Senator Barr, to introduce an amendment to strike out the amendment designated as Section 4.8. Now, I think that the religious organizations that are looking after the dependent children, so far as I have been able to learn, have been doing an outstanding job, and in all probability

better than the State itself would do. By reason of that fact, I intend to vote against the bill.

Mr. McMENAMIN. Mr. President, there seems to be a spirit afoot in this Country of ours in recent years that every change is automatically good. That is not necessarily so, as we all know. I think it is time we began to take a little time and study some of the proposed changes that are being introduced here time after time in this hall of legislation.

Mr. President, as I understand it from talking to the Judges of three counties in this Commonwealth in the northern part of the State, they are well satisfied with the law as it is now in regard to adoption. I have not yet heard anybody give any good reason why the law should be changed as is proposed in this bill. I think gradually what we are doing in this Country is legislating ourselves into a straight jacket, and bringing one type of legislation after another unto the people of the Commonwealth and the Nation, and I think we can make a step toward stopping it by voting against this bill today.

And the question recurring,

Shall the bill pass finally?

(During the calling of the roll the following occurred:)

Mr. McCRESSH. Mr. President, I ask for a verification of the roll.

The PRESIDING OFFICER. Request has been made to have the roll verified. The Clerk will call the name of those recorded as having voted in the affirmative.

The Clerk read the names of those recorded as having voted in the affirmative as follows:

Blass,	Lane,	Pechan,	Wade,
Crowe,	Leader,	Peelor,	Wagner,
Diehm,	Letzler,	Propert,	Watkins,
Fleming,	Mahanay,	Robinson,	Watson,
Freed,	McPherson, Jr.	Snowden,	Wolfe,
Kephart,	Meade,	Stevenson,	Berger,
Kessler,	Neff,	Taylor,	Presiding Officer

The PRESIDING OFFICER. Are there any corrections? The Chair hears none. The affirmative roll will stand as verified.

The Clerk will call the names of those recorded as having voted in the negative.

The Clerk read the names of those recorded as having voted in the negative as follows:

Bane,	DiSilvestro,	McCreesh,	Silvert,
Barr,	Haluska,	McGinnis,	Stiefel,
Barrett,	Hare,	McMenamin,	Toole,
Byrne,	Holland,	Rosenfeld,	Walker,
Chapman,	Mallery,	Ruth,	Yosko,
Dent,			

The PRESIDING OFFICER. Are there any corrections? The Chair hears none. The negative roll will stand as verified.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—27

Blass,	Lane,	Pechan,	Wade,
Crowe,	Leader,	Peelor,	Wagner,
Diehm,	Letzler,	Propert,	Watkins,
Fleming,	Mahanay,	Robinson,	Watson,
Freed,	McMenamin,	Snowden,	Wolfe,
Kephart,	Meade,	Stevenson,	Berger,
Kessler,	Neff,	Taylor,	Presiding Officer

NAYS—21

Bane,	Dent,	Mallery,	Ruth,
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Barr,	DiSilvestro,	McCreesh,	Silvert,
Barrett,	Haluska,	McGinnis,	Stiefel,
Byrne,	Hare,	McPherson, Jr.	Toole,
Chapman,	Holland,	Rosenfeld,	Walker,
			Yosko,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 699, as follows:

An Act to further amend Section 1917 of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by permitting lands or buildings to be set aside or acquired as recreation places and to provide for the supervision operation and maintenance thereof without approval by the electors

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1917 of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" as reenacted revised and amended by the act approved the tenth day of July one thousand nine hundred forty-seven (P. L. 14581) is hereby further amended to read as follows

Section 1917 Approval of Electors for Acquisition of Land The township supervisors hereby are authorized on behalf of the township to accept the title to lands which may be donated to the township for any of the purposes mentioned in this article but none of the other powers conferred upon them by sections one thousand nine hundred and eight to one thousand nine hundred and sixteen inclusive of this article shall be exercised by them except after the approval thereof by the electors of said township at an election for the purpose held on a regular municipal election day of which election notice shall be given by publication in a newspaper of general circulation in the county in which the township is located said publication to be at least ten days before the day of the election

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Hare,	Neff,	Taylor,
Barrett,	Holland,	Pechan,	Toole,
Berger,	Kephart,	Peelor,	Wade,
Blass,	Kessler,	Propert,	Wagner,
Byrne,	Lane,	Robinson,	Walker,
Chapman,	Leader,	Rosenfeld,	Watkins,
Crowe,	Letzler,	Ruth,	Watson,
Dent,	Mahanay,	Scarlett,	Wolfe,
Diehm,	Mallery,	Silvert,	Wood,
DiSilvestro,	McCreesh,	Snowden,	Yosko,
Fleming,	McGinnis,	Stevenson,	McPherson, Jr.
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 731, as follows:

An Act making an appropriation to the Department of Labor and Industry for the payment of certain moral claims providing for the hearing adjustment and payment of moral claims to members of the Workmen's Compensation Board and referees suffered as a result of delay in confirmation of appointments made by Governor to such offices

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of eight thousand seven hundred twenty dollars (\$8,720) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Labor and Industry of the Commonwealth of Pennsylvania for the payment of moral claims against the Commonwealth and that Department arising out of the loss of salaries suffered by certain members of the Workmen's Compensation Board and referees as a result of delay in the confirmation of appointments made by the Governor to such offices during the present session

Section 2 All persons heretofore or hereafter suffering such losses as provided in section one of this act may present a claim for compensation to the Board of Finance and Revenue for the purpose of hearing and adjusting such claims The Secretary of Labor and Industry shall become a member of said board with full power of a member in any such claim

Section 3 The Board of Finance and Revenue shall hear and determine such claims and if the board determines that a moral claim exists against the Commonwealth and the Department of Labor and Industry in such cases and that such claim or claims are not adjustable or recoverable against the Commonwealth under existing law it shall make a finding to that effect and shall fix the sum which in its opinion will compensate the claimant for the loss suffered

Any amount so fixed by the Board of Finance and Revenue shall be payable from the appropriation hereinbefore made by requisition of the Secretary of Labor and Industry in the manner provided by law and to each such requisition shall be attached the findings of the board

Section 4 The action of the Board of Finance and Revenue in allowing or disapproving a claim in full or in part shall be final and there shall be no appeal therefrom but the board in its discretion may grant rehearing on any claim and make new findings as hereinbefore provided

Section 5 The provisions of this act shall become effective on the first day of June one thousand nine hundred fifty-one

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Hare,	Meade,	Stiefel,
Barr,	Holland,	Neff,	Taylor,
Barrett,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,

Dent,
Diehm,
DiSilvestro,
Fleming,
Freud,
Haluska,

Mahanay,
Mallery,
McCreesh,
McGinnis,
McPherson, Jr.
McMenamin,

Ruth,
Scarlett,
Silvert,
Snowden,
Stevenson,

Watson,
Wolfe,
Wood,
Yosko,
Berger,
Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 763, as follows:

An Act to amend Section 6 of the act approved the fifth day of June one thousand nine hundred forty-seven (P. L. 422) entitled "An act authorizing the Department of Forests and Waters to provide for stream clearance and stream channel rectifications to construct and maintain dams reservoirs lakes and other works and improvements for impounding flood waters and conserving the water supply of the Commonwealth and for creating additional recreational areas to acquire by purchase condemnation or otherwise certain lands for such purposes to construct and maintain flood forecasting and warning systems" by extending the powers of the department in consulting cooperating negotiating and entering into contracts and agreements for planning constructing financing maintaining and operating works or facilities

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 6 of the act approved the fifth day of June one thousand nine hundred forty-seven (P. L. 422) entitled "An act authorizing the Department of Forests and Waters to provide for stream clearance and stream channel rectifications to construct and maintain dams reservoirs lakes and other works and improvements for impounding flood waters and conserving the water supply of the Commonwealth and for creating additional recreational areas to acquire by purchase condemnation or otherwise certain lands for such purposes to construct and maintain flood forecasting and warning systems" is hereby amended to read as follows

Section 6 The Department of Forests and Waters is hereby authorized to consult cooperate negotiate and with the approval of the Governor enter into contracts and other agreements with the Federal Government or any appropriate agency thereof The General State Authority any State or local agency department board bureau commission or any political subdivisions municipality authority corporation association person or persons for cooperation and assistance in planning constructing financing maintaining and operating any work or facilities needed to carry out the purposes of this act Provided That all work of any character whatsoever performed under the authority of this act except as undertaken by its own forces or other agencies of the Commonwealth or of the Federal Government or any appropriate agency thereof or The General State Authority shall be performed under written contract let by the Department of Forests and Waters to the lowest responsible bidder after due advertising as provided by law and in accordance with plans and specifications prepared by the department

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Hare,	Meade,	Stiefel,
Barr,	Holland,	Neff,	Taylor,
Barrett,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
DiSilvestro,	Mahanay,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,	Stevenson,	Berger,
Haluska,	McPherson, Jr.		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 958, as follows:

An Act to further amend subsections (a) of Sections 1016 and 1112 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates alderman justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the requirements for stop signs

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (a) of Section 1016 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees

and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the fifth day of June one thousand nine hundred thirty-seven (P. L. 1718) is hereby further amended to read as follows

Section 1016 Vehicles Must Stop at Through Highways and Stop Intersections

(a) It shall be unlawful for the driver or operator of any vehicle street car or trackless trolley omnibus except as is otherwise provided in this section before entering a through highway to fail to come to a full stop within a reasonable distance before entering the intersection on such through highway when an official "Thru Traffic Stop" or "Stop" sign or signs have been erected in accordance with the provisions of this act

Section 2 Subsection (a) of Section 1112 of said act as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 751) is hereby further amended to read as follows

Section 1112 Establishment of Thru Highways and Stop Intersections

(a) The Secretary of Highways of this Commonwealth with reference to State highways and local authorities in counties cities boroughs incorporated towns and townships of the first class with reference to highways under their jurisdictions are hereby authorized to designate through highways by erecting at the entrance thereto from intersecting highways signs bearing the [words "Thru Traffic Stop"] word "Stop" the word "Stop" to be in letters at least six (6) inches in height [and the letters of the words "Thru" and "Traffic" shall be of the form and size approved by the Secretary of Highways of this Commonwealth] Provided That no stop sign shall be erected at an intersection where at all times there is control by either a traffic signal or by a flashing signal

Signs bearing the word "Stop" shall be legal at intersections with through highways immediately upon the final enactment of this amendment and signs bearing the word "Thru Traffic Stop" shall be legal until the first day of June one thousand nine hundred fifty-two

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Hare,	Meade,	Stiefel,
Barr,	Holland,	Neff,	Taylor,
Barrett,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,	Stevenson,	Berger,
Haluska,	McPherson, Jr.		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1071, as follows:

An Act to amend the title and Section 1 of the act approved the twelfth day of July one thousand nine hun-

dred thirty-five (P. L. 708) entitled "An act empowering the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School on certain conditions" by authorizing the relocation of the right of way or easement by agreement of the interested parties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title and Section 1 of the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 708) entitled "An act empowering the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School on certain conditions" are hereby amended to read as follows

An Act

Empowering the Department of Property and Supplies with the approval of the Governor and the Board of the Pennsylvania [Industrial School] Institution for Defective Delinquents to grant a right of way or easement to the [Penn Central Light and Power Company] Pennsylvania Electric Company successor of Penn Central Light and Power Company its successors and assigns across lands of the Pennsylvania [Industrial School] Institution for Defective Delinquents on certain conditions

Section 1 Be it enacted &c That the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania [Industrial School at Huntingdon] Institution for Defective Delinquents is hereby empowered on behalf of the Commonwealth of Pennsylvania to grant and confirm a perpetual right of way or easement to the [Penn Central Light and Power Company] Pennsylvania Electric Company successor of Penn Central Light and Power Company its successors and assigns to occupy or continue to occupy a right of way over lands of the Pennsylvania [Industrial School] Institution for Defective Delinquents located in Smithfield Township for the purpose of maintaining a power line on condition that the said [Penn Central Light and Power Company] Pennsylvania Electric Company successor of Penn Central Light and Power Company its successors and assigns shall grant to the Commonwealth of Pennsylvania for the use of the Pennsylvania [Industrial School] Institution for Defective Delinquents the continued use of a spring belonging to the [Penn Central Light and Power Company] Pennsylvania Electric Company successor of Penn Central Light and Power Company its successors and assigns together with a right of way over lands of said company for a water line to said spring

The Department of Property and Supplies shall have power to enter into execute and acknowledge such agreement or agreements with the [Penn Central Light and Power Company] Pennsylvania Electric Company successor of Penn Central Light and Power Company its successors and assigns containing such covenants as may be deemed necessary to accomplish the purposes of this act and to protect the interests of the Commonwealth A copy of any such agreement duly recorded shall be filed with the Department of Internal Affairs

Relocations of said right of way or easement may from time to time be made as shall be agreed upon between the Pennsylvania Electric Company successor of Penn Central Light and Power Company its successors and assigns and the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Institution for Defective Delinquents

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Hare,	Meade,	Stiefel,
Barr,	Holland,	Neff,	Taylor,
Barrett,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelot,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
Disilvestro,	McCreesh,	Silver,	Wood,
Fleming,	McGinnis,	Snowden,	Berger,
Freed,	McMenamin,	Stevenson,	Yosko,
Haluska,	McPherson, Jr.,		Presiding Officer.

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

SECOND READING CALENDAR

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 48, on second reading, entitled:

An Act relating to and defining chiropractic and the right to practice chiropractic, requiring licensure, conferring powers and imposing duties upon the State Board of Chiropractic Examiners, providing for the granting, suspension, and revocation of licenses issued by the board, conferring jurisdiction upon the Court of Common Pleas of Dauphin County, and prescribing penalties.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 80, on second reading, entitled:

An Act to further amend section four thousand three hundred two of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by prescribing a minimum period of continuous service and in certain cases a minimum age for police retirement.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 598, on second reading, entitled:

An Act to further amend Section 10 of the act approved the twenty-ninth day of May one thousand eight hundred eighty-five (P. L. 29) entitled "An act to provide for the incorporation and regulation of natural gas companies" by providing that natural gas companies shall have the right of eminent domain for underground storage of natural gas or manufactured fuel gas and regulating the exercise of such right

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS POSTPONED

Mr. WALKER. Mr. President, I move that Senate Bill No. 647, on second reading, entitled:

An Act to further amend Section 429 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by increasing the salaries of the members of the Pennsylvania Securities Commission.

be placed on the Second Reading Postponed Calendar.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 667, on second reading, entitled:

An Act to amend subsection (c) of Section 2 of the act, approved the twenty-seventh day of June, one thousand nine hundred forty-seven (P. L. 1046), entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts; creating a State Tax Equalization Board; and prescribing its powers and duties; imposing duties on certain local officers, agents, boards, commissions and departments; and making an appropriation," by increasing the compensation of the members of board.

be placed on the Second Reading Postponed Calendar.

Mr. KEPHART. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 688, on second reading, entitled:

An Act to further amend Section 303 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2017) entitled "An act creating in each county (except of the first class) as a separate corporation and in each city of the first and second class as a part of the city government an institution district for the care and maintenance of certain indigent persons and children prescribing the powers and duties of county commissioners county treasurers city departments of public welfare the State Department of Welfare and the State Department of Public Assistance in respect thereto abolishing certain poor districts and terminating the terms of directors overseers guardians and managers of the poor and poor district auditors and providing for the temporary employment of certain of them providing for the transfer vesting sale and disposition of the property of poor districts and the payment of their obligations imposing certain existing obligations on institution districts and on the Commonwealth regulating the affairs of poor districts until abolished revising amending chang-

ing and consolidating the law relating to the care of the poor and repealing existing laws" by directing that an allowance be paid to certain county controllers for the expenses pertaining to the institution district for a temporary period

be placed on the Second Reading Postponed Calendar.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that House Bill No. 691, on second reading, entitled:

An Act to further amend Section 444 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by increasing the maximum appropriation which may be made for agricultural extension work

be placed on the Second Reading Postponed Calendar.

Mr. FLEMING. Mr. President, I second the motion.

The motion was agreed to.

BILL RECOMMITTED

Mr. WALKER. Mr. President, I move that Senate Bill No. 705, on second reading, entitled:

An Act prohibiting the use of sirens similar to those employed by fire companies in sounding fire alarms and prescribing penalties

be recommitted to the Committee on Local Government.

Mr. MEADE. Mr. President, I second the motion.

The motion was agreed to.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 769, entitled:

An Act requiring elevators and material hoists used in building construction to be safe and operated by experienced elevator operators imposing duties upon building inspectors and providing penalties.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. MEADE offered the following amendment:

Amend page 1 line 1, section 1, by adding after building and before shall the insert Over 75' in height.

It was agreed to.

The section was agreed to as amended.

The second, third, fourth and fifth sections and title were read and agreed to.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

SENATE BILL No. 598 CALLED UP

Mr. WALKER. Mr. President, I call up from page 9 of the Second Reading Calendar Senate Bill No. 598. I inadvertently put this bill over in its order and I now call it up for consideration at this time.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 598, entitled:

An Act to further amend Section 10 of the act approved the twenty-ninth day of May one thousand eight hundred eighty-five (P. L. 29) entitled "An act to provide for the incorporation and regulation of natural gas companies" by providing that natural gas companies shall have the right of eminent domain for underground storage of natural gas or manufactured fuel gas and regulating the exercise of such right

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

SENATE BILL No. 729 TAKEN FROM TABLE

Mr. SNOWDEN. Mr. President, I call from the table Senate Bill No. 729, which failed on final passage on June 26, less than five legislative days ago.

RECONSIDERATION OF SENATE BILL No. 729

Mr. SNOWDEN. Mr. President, I move that the Senate do now reconsider the vote by which Senate Bill No. 729, entitled:

An Act to repeal Sections 2 and 3 of the act approved the eleventh day of April one thousand eight hundred sixty-six (P. L. 635) entitled "A further supplement to the act consolidating the city of Philadelphia for the purpose of introducing a sufficient supply of fresh and pure water for the use of the citizens of said city" eliminating the right of the City of Philadelphia to enter upon or take certain land in adjoining counties by eminent domain proceedings for water supply purposes and the manner of ascertaining damages for such taking

failed on final passage.

The PRESIDING OFFICER. How did the Senator vote?

Mr. SNOWDEN. Mr. President, I voted with the prevailing side.

Mr. RUTH. Mr. President, I second the motion.

The PRESIDING OFFICER. How did the Senator vote?

Mr. RUTH. Mr. President, I voted with the prevailing side.

On the question,

Will the Senate agree to the motion?

(A voice vote having been taken the question was determined in the affirmative.)

The PRESIDING OFFICER. The bill will appear on the Final Passage Calendar.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. FREED. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 20, entitled:

An Act to amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State Government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of money erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by defining the powers and duties of the Department of Accountant General and the Accountant General; providing for the installation and maintenance of a uniform system of accounts of Commonwealth finances and of accounting reports based thereon; imposing duties on every Commonwealth agency receiving or disbursing moneys from or on behalf of the Commonwealth; and further regulating the disbursement of moneys from the State Treasury.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 21, entitled:

An Act to amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by creating the Department and office of Accountant General and defining their powers and duties; changing certain powers and duties of the Governor and of the various departments, boards, commissions and officers; and providing for the transfer of certain employees from the Department of Auditor General to the Department of Accountant General.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 24, entitled:

An Act to amend section 8 of the act, approved the thirty-first day of March one thousand nine hundred forty-nine (P. L. 372), entitled "An act to promote the welfare of the people of the Commonwealth; creating The General State Authority as a body corporate and politic with power to construct, improve, equip, furnish, and operate projects, and to lease the same, and to fix fees; rentals, and charges for the use thereof; authorizing and regulating the issuance of bonds for said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and to enter into agreements with the Government of the United States or any Federal agency; and authorizing the Department of Property and Supplies to grant, assign, convey, or lease to the Authority lands of the Commonwealth and interests therein, and to acquire lands therefor granting the right of eminent domain; empowering The General State Authority to sell and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act," by authorizing the Department of the Accountant General to examine the accounts and books of the Authority.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 35, entitled:

An Act providing temporarily for the grant without examination of certificates of licensure to practice medicine and surgery to certain persons who become members of the armed forces of the United States; and suspending inconsistent laws.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 121, entitled:

An Act to further amend Section 903 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by clarifying the provision allowing directors expenses at annual conventions and special meetings.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 186, entitled:

An Act to add Section 2.1 to the act, approved the twenty-third day of May, one thousand nine hundred forty-nine (P. L. 1652), entitled "An act relating to the propagation and growth of nut trees and other trees bearing crops, excluding our present commercial fruit trees in this Commonwealth; providing for the appointment, qualifications, term and compensation of an Expert Tree Crops Advisor; prescribing his powers and duties; imposing and conferring certain powers and duties on the Secretary of Agriculture in respect thereto; and making an appropriation," by authorizing The Pennsylvania State College to undertake the development of a research program for certain purposes, and making an appropriation therefor.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 382, entitled:

An Act to further amend section eleven of the act approved the thirteenth day of May one thousand nine hundred twenty-five (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable religious benevolent humane and patriotic purposes" by exempting young men's and young women's Christian associations.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 633, entitled:

An Act to amend Sections 3 and 4 of the act, approved the twenty-seventh day of June, one thousand nine hundred thirty-nine (P. L. 1184) entitled "An act requiring all employable persons receiving public assistance, with certain exceptions, to perform certain work, or be refused further assistance; conferring powers and imposing duties on county boards of assistance, and on certain State and local officers and employees; and on charitable institutions, persons, copartnerships, associations, corporations, and State and Federal employment officers; and requiring payments to the Commonwealth on account of certain work performed" by imposing additional duties on county boards of public assistance; permitting non-profit cemetery associations, fire companies, public libraries and other similar organizations supported totally or partially by public subscriptions donations or gifts and changing the requirements for furnishing transportation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 671, entitled:

An Act to further amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" by further limiting eligibility for general assistance.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 685, entitled:

An Act to further amend subsection four of Section 3 of the act approved the nineteenth day of July one

thousand nine hundred thirty-five (P. L. 1356) entitled "An act to regulate the sale and delivery of solid fuel as herein defined providing for appointment of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties" by providing that copies of weighmaster's certificates may be seized for use as evidence by any inspector of weights and measures

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 690, entitled:

An Act to further amend section 2 of the act approved the twenty-sixth day of May, one thousand nine hundred twenty-one (P. L. 1172), entitled "A supplement to the act, approved the seventeenth day of May, one thousand nine hundred seventeen (P. L. 208), entitled 'An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words 'drug' and 'poison'; and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality, strength, and purity'; requiring permits to conduct pharmacies; providing for the revocation thereof; and prescribing penalties," by raising fees for permits to conduct a pharmacy.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 701, entitled:

An Act to amend paragraph five of section one of the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1669) entitled as amended "An act to provide revenue for school districts of the first class by imposing a tax on persons engaging in certain businesses professions occupations trades vocations and commercial activities therein providing for its levy and collection conferring and imposing powers and duties on the Board of Public Education receiver of school taxes and school treasurer in such districts and prescribing penalties" by further defining "receipts".

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 707, entitled:

An Act to further amend the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by reclassifying chubs measuring less than six inches in length as bait-fish.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 724, entitled:

An Act to add subsection (c) to Section 2503 of the act approved the tenth day of March one thousand nine hun-

dred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by supplying an omission from former law providing for reimbursement for nonresident children and validating such reimbursements heretofore made

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 739, entitled:

An Act creating Mercy-Douglass State Hospital in Philadelphia County and authorizing the Department of Property and Supplies to sublease said Hospital to Mercy-Douglass Hospital, and providing for the management thereof by the Board of Trustees of Mercy-Douglass Hospital.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 746, entitled:

An Act requiring water companies supplying water to cities, boroughs, towns, and townships to treat the same with sodium fluoride under certain conditions.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 759, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the preservation protection and development of buildings and grounds at Ephrata Cloisters a famous Historical shrine belonging to the Commonwealth

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 771, entitled:

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by empowering the board of school directors in every school district to insure all of its employes against liability for personal damages sustained by pupils or others as the result of the employes' negligence in the performance of his or her duties during the course of his or her employment.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 778, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of the Harrisburg State Hospital, to ac-

quire certain tracts of land for the use of the Harrisburg State Hospital, and making an appropriation therefor.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 793, entitled:

An Act to further amend Section 12 of the act approved the eleventh day of July one thousand nine hundred seventeen (P. L. 758) entitled "An act for the protection of the public health by regulating the possession control dealing in giving away delivery dispensing administering prescribing and use of certain drugs and keeping records thereof by regulating the use of drugs in the treatment of the drug habit by providing for the revocation and suspension of licenses of physicians dentists veterinarians pharmacists druggists and registered nurses for certain causes and by providing for the enforcement of this act and penalties" by changing the penalties for the illegal sale dispensing or giving away of drugs

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 860, entitled:

An Act concerning devises bequests or gifts in trusts for the care and maintenance of cemeteries burial grounds or cemetery lots trustees and substituted trustees thereof sureties of said trustees the investment of such trust funds accounts of said trustees approving actions and proceedings prior to this act and repealing conflicting laws.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 950, entitled:

An Act to amend section 1 of the act approved the thirtieth day of March one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions of this act and providing for revocation or suspension of licenses given by said board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith" by further defining the practice of optometry and defining "optometrist"

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 951, entitled:

An Act to add Section 11.1 to the act approved the thirtieth day of March one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions of this act

and providing for revocation or suspension of licenses given by said board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith" by providing for acceptance of testimony of licensed optometrists by agencies and political subdivisions of the Commonwealth and providing for payment for services of optometrists.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 965, entitled:

An Act to amend Section 2504 and to further amend Section 2507 of the act approved the tenth day of March, one thousand nine hundred forty-nine, (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by changing the amounts payable by the Commonwealth on account of vocational curriculums and vocational extension classes.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1056, entitled:

An Act to further amend clause (q) of section seven hundred thirty-one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by providing additional penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1095, entitled:

An Act reappropriating to Episcopal Hospital, Philadelphia, certain moneys heretofore appropriated to the University of Pennsylvania for the maintenance of the Episcopal Hospital.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1154, entitled:

An Act making an appropriation to provide funds for the Bushy Run Battlefield Park.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1173, entitled:

An Act to amend the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating and changing the law relating thereto," by authorizing the Pennsylvania Game Commission to issue special permits to certain disabled veterans with service connected disabilities and permitting them to hunt under Commission regulations from automobiles.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1182, entitled:

An Act to further amend Section 20 of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by prescribing penalties for violations of closed seasons.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1192, entitled:

An Act to further amend Section 1 of the act, approved the twenty-first day of March, one thousand nine hundred forty-five (P. L. 51), entitled "An act defining and regulating the practice of Chiropody and providing penalties," by further defining Chiropody.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1204, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by clarifying the procedure in reference to rating of professional employees and temporary professional employees; and designating the persons authorized to do the same.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1269, entitled:

An Act to amend Section 15 of the act, approved the twenty-second day of April, one thousand eight hundred fifty (P. L. 538), entitled "An act to secure the cities of Pittsburgh and Allegheny, and the neighborhood thereof, from damage by gun powder; to incorporate an association for the establishment of a house of refuge for western Pennsylvania; and relative to the Pennsylvania State Lunatic hospital," by changing the maximum age for the commitment of delinquents to the Pennsylvania Training School at Cannonsburg, and changing admission requirements relative thereto.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1270, entitled:

An Act providing for the commitment and transfer of certain female juvenile delinquents to the Pennsylvania Training School for Girls or to certain other institutions

and imposing duties on the courts of this Commonwealth relative thereto

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1295, entitled:

An Act to repeal certain parts of acts relating to the keeping of alphabetical lists and indexes by the Department of Revenue, and Auditor General of persons reported to them as being interested in escheatable property and certain unclaimed funds.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1306, entitled:

A Supplement to the act approved the twelfth day of June, one thousand nine hundred thirty-one (P. L. 575) entitled "An act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River, and the improvement of the facilities for transportation across the river; authorizing the Governor, for these purposes, to enter into an agreement with New Jersey; creating The Delaware River Joint Commission and specifying the powers and duties thereof, including the power to finance projects by the issuance of revenue bonds; transferring to the new commission all the powers of the Delaware River Bridge Joint Commission; and making an appropriation," by authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a compact or agreement with the State of New Jersey amending and supplementing the compact and agreement between the State of New Jersey and the Commonwealth of Pennsylvania; authorizing and empowering the Delaware River Joint Commission to construct, finance, operate, maintain and own a vehicular tunnel under, or an additional bridge across, the Delaware River, and defining certain functions, powers and duties of said Commission; authorizing the Governor to apply, on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent to such supplemental compact or agreement.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1327, entitled:

An Act to amend Section 901 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by providing for authorization by county conventions of activities and services to be administered by county boards of school directors.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1358, entitled:

An Act to further amend Section 1188 of the act, approved the tenth day of March, one thousand nine hun-

dred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by extending provisions for compensation for attendance at meetings of teachers.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1373, entitled:

An Act to further amend the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary rivers of the Commonwealth," by reclassifying chubs as bait-fish.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1417, entitled:

An Act making an appropriation to the Senate and to the House of Representatives for the General Assembly for the payment of compensation of per diem employees.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1489, entitled:

An Act making an appropriation to The Brandywine Battlefield Park Commission for the payment of necessary expenses.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair

BILLS SIGNED

The PRESIDENT pro tempore (M. Harvey Taylor) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 7, entitled:

An Act authorizing cities to establish and maintain common trust funds for the investment and reinvestment of the moneys of charitable uses or trusts, the charge or administration of which has been committed to their care, or of the estates of minors of which they may be guardians, providing for the administration of funds so established and prescribing the nature and kinds of investments which may be made therein.

House Bill No. 160, entitled:

An Act to further amend the act, approved the fifth day of May, one thousand nine hundred eleven (P. L. 198), entitled "An act to establish a county court for the county of Allegheny, and prescribing its powers and duties; regulating the procedure therein, and providing for the expenses thereof," by conferring upon said court certain

jurisdiction in the trial of criminal causes and suits for penalties granting powers to said court for trial of such causes and suits

House Bill No. 224, entitled:

An Act to further amend section 7 of the act, approved the twenty-sixth day of June, one thousand nine hundred thirty-one (P. L. 1379), entitled "Third Class County Board Assessment Law," by further providing for the preparation of assessment rolls and lists.

Senate Bill No. 452, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights power and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" by empowering Authorities to acquire by eminent domain certain capital stock of corporations of this Commonwealth owning projects in the event the Authority already owns ninety percent or more of such stock and by providing a procedure therefor

Senate Bill No. 457, entitled:

An Act to add clause (m) to Section 108 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and deans of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" by including tuberculosis within the meaning of the term occupational disease in the case of nurses in hospitals and sanitarium.

House Bill No. 511, entitled:

An Act to further amend Sections 614 and 615 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "The Penal Code," by increasing the penalty provisions and providing for fines and imprisonment.

House Bill No. 80, entitled:

An Act to further amend Sections 4 and 5 of the act approved the twenty-eighth day of May, one thousand nine hundred fifteen (P. L. 596), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions," by increasing the amount of pension in certain cases, increasing the contributions required from certain employes and establishing certain minimum and maximum pensions.

House Bill No. 771, entitled:

An Act authorizing deductions from the wages or salary of any Commonwealth employee for the purchase of United States Saving's Bonds.

House Bill No. 931, entitled:

An Act to further amend Section 719 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "The Game Law," by changing the dog training period.

House Bill No. 1005, entitled:

An Act requiring certain officers of the Commonwealth of Pennsylvania and its departments, boards, commissions, and agencies, and of the political subdivisions thereof, to deduct, from the salaries, wages, or other compensation payable by them to any elected or appointed officers or employees, the premiums or other charges due from such persons under various contracts of group insurance, when written authorization to make such deductions is given by any such persons; and requiring the deductions so made to be paid directly to the association or corporation furnishing such group insurance.

House Bill No. 1163, entitled:

An Act to further amend subsection (b) of Section 2 of the act approved the twenty-ninth day of September, one thousand nine hundred thirty-eight (P. L. 53), entitled as amended "An act relating to institutions of counties, cities, wards, boroughs, townships, institution districts and other political subdivisions, for the care, maintenance, and treatment of mental patients; providing for the transfer to the Commonwealth for the care, maintenance and treatment of mental patients of such institutions, and all ground, lands, buildings and personal property of such political subdivisions used for the care and maintenance of indigent persons connected with such mental institutions; providing for the management and operation or closing and abandonment thereof; and the maintenance of mental patients therein; including the collection of maintenance in certain cases; providing for the retransfer of certain property to counties, cities, wards, boroughs, townships, institution districts and other political subdivisions under certain circumstances; conferring and imposing upon the Governor, the Department of Welfare, the courts of common pleas and counties, cities, wards, boroughs, townships, institution districts and other political subdivisions certain powers and duties; prohibiting cities, counties, wards, boroughs, townships, institution districts and other political subdivisions from maintaining and operating institutions, in whole or in part, for the care and treatment of mental patients; and repealing inconsistent laws," by extending the time for the transfer to the Commonwealth of institutions used in the care and maintenance of indigent persons by certain political subdivisions.

House Bill No. 1325, entitled:

An Act to amend Section 730 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "Fiscal Code," by requiring corporations, companies, associations and limited partnerships registered with the Department of Revenue to give notice of change in post office address.

House Bill No. 1349, entitled:

An Act to further amend Section 706 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "Fiscal Code," by changing the date on which initial bonus reports shall be filed and such bonus paid by foreign corporations.

Whereupon,

The PRESIDENT PRO TEMPORE (M. Harvey Taylor) in the presence of the Senate signed the same.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Wednesday, July 11, 1951, at 9:00 o'clock, a. m., Eastern Standard Time.

Mr. HARE. Mr. President, I second the motion. The motion was agreed to.

The Senate adjourned at 6:44 o'clock, p. m., Eastern Standard Time, until Wednesday, July 11, 1951, at 9:00 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, July 10, 1951

The House met at 11:00 a. m. EST.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

O Lord, our heavenly Father, Almighty and everlasting God, Who hast safely brought us to the beginning of this day; defend us in the same with Thy mighty power; and grant that this day we fall into no sin, neither run into any kind of danger; but that all our doings may be ordered by Thy governance, to do always that which is righteous in Thy sight; through Jesus Christ our Lord. Amen.

JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of Monday, July 9, 1951? If not, and without objection, the Journal is approved.

BILLS INTRODUCED AND REFERRED

By Mr. BROWN.

HOUSE BILL No. 1535.

An Act to amend clauses (r) and (s) of subsection B of section four of the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) as added by the act approved the twelfth day of June one thousand nine hundred forty-seven (P. L. 571) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" by clarifying and correcting the provisions of said clauses authorizing Authorities to charge the cost of sewer construction against properties benefited improved or accommodated thereby and providing for the enforcement of such charges.

Referred to the Committee on Municipal Corporations.

By Mr. SMITH.

HOUSE BILL No. 1536.

An Act making an appropriation to the Woman's Medical College of Pennsylvania for a department of preventive medicine and industrial health thereat.

Referred to the Committee on Appropriations.

By Mr. JOHNSON.

HOUSE BILL No. 1537.

An Act providing for a referendum to determine the will of the electorate regarding a constitutional convention, providing for the nomination and election of delegates and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. JOHNSON.

HOUSE BILL No. 1538.

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto section twenty-two.

Referred to the Committee on Judiciary.

By Mrs. VARALLO.

HOUSE BILL No. 1539.

An Act to amend Section 26 of the act approved the eighteenth day of May, one thousand nine hundred forty-nine (P. L. 1440) entitled "An act concerning notaries public and amending, revising, consolidating and changing the law relating thereto," by increasing the fees of notaries public.

Referred to the Committee on Judiciary.

By Mr. READINGER.

HOUSE BILL No. 1540.

An Act to amend clause (7) of section 2401 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by providing for appointment of school auditors to fill vacancies in such office in union school districts.

Referred to the Committee on Education.

By Messrs. WOOD and SMITH. HOUSE BILL No. 1541.

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of the expenses of the Committee to study the water resources of the Delaware River Basin including the In-codel Plan, a four-State compact for the distribution among New York, New Jersey, Delaware, and Pennsylvania, of the waters of the Delaware River Basin.

Referred to the Committee on Appropriations.

By Mr. PAUL F. JONES.

HOUSE BILL No. 1542.

An Act requiring State-aided hospitals to permit patients admitted thereto to retain services of their own physicians whether or not members of the hospital staff.

Referred to the Committee on Welfare.

By Mr. STONER.

HOUSE BILL No. 1543.

An Act to amend the act, approved the twenty-fifth day of April, one thousand nine hundred twenty-nine (P. L. 694), entitled "An act providing for the payment monthly by the counties to the Department of Revenue of the expenses of keeping convicts in State penitentiaries," by extending the provisions thereof to include the Pennsylvania Industrial School at Camp Hill and its inmates.

Referred to the Committee on Welfare

By Mr. ROYER.

HOUSE BILL No. 1544.

An Act imposing a permanent and a temporary State tax on fuels within the Commonwealth in internal combustion engines for the generation of power to propel motor vehicles using the public highways; providing for the collection and lien of the tax and the distribution and use of the proceeds thereof; requiring users, dealer-users and wholesalers to secure licenses and to file bonds as a guarantee of payment of taxes, penalties, interest, fines, uncollectible check fees and Attorney General's fees; to file reports and to compile and retain certain records; requiring registration of vehicles, dealers, and carriers for hire; imposing duties on such persons; imposing certain costs on counties; conferring powers and imposing duties on State officers and departments; providing for refunds of taxes, penalties and interest illegally or erroneously collected from licensees and providing penalties.

Referred to the Committee on Ways and Means.

By Messrs. HELM and SOLLENBERGER.

HOUSE BILL No. 1545.

An Act to amend Section 3 of the act, approved the second day of July, one thousand nine hundred thirty-seven (P. L. 2793), entitled "An act authorizing and empowering any city, county, school district, or other municipality which shall have acquired a limited title to real state for municipal purposes, to secure a title in fee simple to any such real estate; and providing and regulating the procedure in such cases," by correcting an ambiguity therein.

Referred to the Committee on Municipal Corporations.

By Messrs. HELM and SOLLENBERGER.

HOUSE BILL No. 1546.

An Act to amend Section 504 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L.), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by further regulating the operation and maintenance of cafeterias by boards of school directors.

Referred to the Committee on Education.

By Mr. GIBSON.

HOUSE BILL No. 1547.

An Act to further amend paragraph (e) of section 1 of the act, approved the twentieth day of June, one thousand nine hundred nineteen (P. L. 521), entitled as amended "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death; defining and taxing transfers made in contemplation of death; defining as a transfer and taxing the right of survivorship in property as to which such right exists; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," by requiring banks or other institutions or depositories to notify the Department of Revenue of the death of one of the parties to a deposit in trust or payable on death to another.

Referred to the Committee on Ways and Means.

By Mr. HAGERTY.

HOUSE BILL No. 1548.

An Act to amend the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L.

789), entitled, as amended "An act relating to insurance; establishing an insurance department; and amending, revising, and consolidating the law relating to the licensing qualification, regulation, examination, suspension, and dissolution of insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and certain societies and orders, the examination and regulation of fire insurance rating bureaus, and the licensing and regulation of insurance agents and brokers; the service of legal process upon foreign insurance companies, associations or exchanges; providing penalties, and repealing existing laws," by providing that agents shall not be charged for certain lapsed industrial policies.

Referred to the Committee on Insurance.

By Mrs. COYLE and Messrs. MULDOWNEY and
NEEDHAM. HOUSE BILL No. 1549.

An Act to amend subsection (3) of Section 1 and Section 4 of the act, approved the eleventh day of May, one thousand nine hundred forty-nine (P. L. 1210) entitled "An act relating to group life insurance; describing permitted policies and restricting thereon, the premium basis thereof and rights thereunder; limiting the amount of such insurance; prescribing standard policy provisions; and requiring notice of conversion privileges," by extending group life insurance to veterans organizations, and fixing requirements thereof.

Referred to the Committee on Insurance.

By Mr. TOMPKINS. HOUSE BILL No. 1550.

An Act to further amend Section 1 of the act, approved the twenty-fifth day of April, one thousand nine hundred twenty-nine (P. L. 723), entitled "An act regulating the investment of funds by administrative departments, boards, commissions, and officers of the State Government," by expanding the investment powers of State administrative departments, boards, commissions, or officers.

Referred to the Committee on State Government.

SENATE MESSAGE

SENATE BILL FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bill numbered and entitled as follows:

SENATE BILL No. 230.

An Act to amend sections one thousand one hundred sixty-six and one thousand one hundred sixty-nine of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for sabbatical leaves of absence for professional employees

Referred to the Committee on Education.

RESOLUTIONS INTRODUCED AND REFERRED

By Mr. TOMPKINS. (Concurrent) RESOLUTION No. 65.

In the House of Representatives, July 9, 1951.

Whereas, The General Assembly of the Commonwealth of Pennsylvania organized for its regular biennial Session on January 2, 1951, and has been in continual session since that time; and

Whereas, Article IV, Section II of the Constitution provides "He (the Governor) shall, from time to time, give to the General Assembly information of the state of the Commonwealth, and recommend to their consideration such measures as he may judge expedient;" and

Whereas, Article VI of the Act of April 9, 1929, P. L.

177 requires the Governor to submit to the General Assembly a recommended biennial budget for the operation of the Government of the Commonwealth; and

Whereas, On March 19, 1951, the Governor submitted his information on the state of the Commonwealth together with recommendations for the biennial budget to the General Assembly; and

Whereas, The General Assembly has already enacted all revenue measures recommended by the Governor for the current biennium beginning June 1, 1951, with the exception of the recommended Income Tax Measure; and

Whereas, The House of Representatives in reliance upon commitments made by the Senate Leadership passed the recommended Income Tax Measure; and

Whereas, The Senate has not enacted said Income Tax Measure and still refuses to do so because of: (1) The sincere conviction of certain Senate members against such a form of taxation; (2) The doubt or advisability as to certain recommended expenditures; (3) The accusation that receipts for the biennium beginning June 1, 1951, are underestimated; and (4) For other unknown or unexpressed reasons; and

Whereas, The disagreement between the two Houses has (1) Retarded and threatens final enactment of much legislation deemed essential for the safety, progress and well being of the Commonwealth and its citizens; (2) Made it impossible for numerous political subdivisions of the Commonwealth to properly prepare or budget their future needs and requirements with that degree of certainty and stability to which they are of right entitled, nor with that degree of efficiency which it ought to be our duty to foster and encourage; (3) Renders it impossible to fix a date with respect to the time of adjournment of the General Assembly; and

Whereas, Numerous rumors are being circulated and suggestions being made by certain members of the Senate with respect to possible sources of revenue to meet the alleged budget deficiencies without regard to Article III, Section 14 of the Constitution which requires "All bills for raising revenue shall originate in the House of Representatives"; and

Whereas, The separate powers and duties of the two Houses of the General Assembly and of the Governor are ineffective and without avail unless coordinated and given expression by cooperative effort; therefore be it

Resolved (if the Senate concur, and the Governor grant his approval), That

1. A Committee of thirteen be immediately appointed to consist of five members of the House to be appointed by the Speaker; five members of the Senate to be appointed by the President Pro Tempore of the Senate; and three persons (one of whom shall be the Budget Secretary) be appointed by the Governor; to consult, confer and attempt to resolve the differences and disagreements now existing on budgetary and fiscal matters and to report their findings and recommendations to the General Assembly and the Governor, in order that a good and orderly government of the Commonwealth shall not be impeded or harrassed.

2. In the event that said Committee cannot resolve the differences within the period of fifteen (15) calendar days from the date of its appointment, that (a) the General Assembly enact the necessary and required appropriations for the operation of the Government for the balance of the current biennium; (b) that the House of Representatives fix a date for adjournment and if the Senate does not concur that (c) the Governor in accordance with the powers vested in him by Article IV, Section 12 of the Constitution, adjourn the General Assembly to such time as he shall think proper, not exceeding four months; and (d) in the event that the Governor adjourn the General Assembly that the Committee of thirteen (13) herein provided shall continue to function in an effort to resolve the differences herein set forth.

Referred to the Committee on Rules.

By Mr. SMITH.

RESOLUTION No. 66.

In the House of Representatives, June 9, 1951.

Whereas, There are many statutes and amendments thereto governing licensure and fixing the fees for issuance of licenses by the Commonwealth of Pennsylvania; and

Whereas, The fees fixed for the issuance of the various licenses have frequently not been set with a view towards conforming to any equitable principle based upon fairness to the licensee and providing a proper revenue to the State government; therefore be it

Resolved, That this House of Representatives hereby directs the Joint State Government Commission to study all existing State license fees with the exception of those fixed by the Vehicle Code with a view to correcting possible inequities to the licensees, standards to be set in fixing uniform fees for similar types of licenses, and unification of license collection agencies for the purpose of cutting down administrative expense and overlapping and duplication of effort; and be it further

Resolved, That the commission shall report its findings and recommendations to the next regular session of the General Assembly together with such proposed legislation as may be necessary to carry out the same.

Referred to the Committee on Rules.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. COOPER. Mr. Speaker, I move that House Bill No. 160 Printer's No. 603 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGES

AMENDED HOUSE BILLS RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 160.

An Act to further amend the act approved the fifth day of May one thousand nine hundred eleven (P. L. 198) entitled "An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" by conferring upon said court certain jurisdiction in the trial of criminal causes and suits for penalties granting powers to said court for trial of such causes and suits conferring powers and imposing duties on the clerk of courts of Allegheny county and providing for the disposition of fees the appointment of officers and employees and for jurors

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend Section 1, page 4, line 7, by striking out after the first word "the" the words "President Judge of the court" and inserting in lieu thereof the words "Board of Judges of said county court"; Section 1, page 4, line 12, by striking out after the word "by" the words "a majority of the judges of the court" and inserting in lieu thereof the words "the salary board of Allegheny County"; Section 1, page 4, lines 16, 17 and 18, by striking out on line 16, after the word "compensation" the following "under and subject to the Stenographers' Act of one thousand nine hundred and seven its amendments and supplements" and inserting in lieu thereof the words "as provided by law."

Amend Section 2, page 6, lines 6 and 7, by striking out the bracket at the beginning of line 6 and by striking out the bracket at the end of line 7; Section 2, page 7, line 12, by striking out after the word "all" the words "criminal actions and suits for penalties" and inserting in lieu thereof the words "complaints informations proceedings and in all criminal suits indictments and actions"; Section 2, page 8, by striking out lines 3 to 19 inclusive.

Amend Section 4, page 12, line 19, by inserting after the word "County" the words "The provisions of this paragraph as to the duty of the district attorney to prosecute cases shall not be mandatory in desertion and non-support cases"; Section 4, page 13, line 6, by inserting after the word "trial" the words "when such person is held in jail for inability to furnish bond for appearance and when such person has been released on bond or on his own recognizance by order of the court trial shall be had as soon as possible under the prevailing law and rules of court."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. COOPER. Mr. Speaker, I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarrafi,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bombberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelschi,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBols,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Relly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 680.

An Act to further amend Sections 4 and 5 of the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 596) entitled 'An act requiring cities of the second class to establish a pension fund for employees of said cities and regulating the administration and the payment of such pensions' by increasing the amount of pension in certain cases increasing the contributions required from certain employees and establishing certain minimum and maximum pensions.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend the bill by adding a new section, page 9, by inserting after line 10 the following:

"Section 3 The provisions of this act shall become effective immediately upon final enactment"

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bombberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Buccin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,

DuBois,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Fillip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Relly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

VETO OF HOUSE BILL No. 721

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 30, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I return herewith, without my approval, House Bill No. 721, Printer's No. 192, entitled "An Act to further amend clause (c) of Section 285 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled 'An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth' by authorizing the Board of Fish Commissioners to make certain expenditures with or without bids."

This bill proposes to amend Section 285 of the Fish Law by authorizing the Fish Commission to purchase items costing up to twenty-five dollars (\$25.00) without obtaining competitive bids, and the items costing between twenty-five dollars (\$25.00) and one hundred dollars (\$100.00) upon obtaining at least two competitive bids.

Section 12 of Article III of the Constitution of Pennsylvania provides that all stationery, printing, paper and fuel used by the State must be purchased under contract to be given to the lowest responsible bidder. Therefore, this bill is unconstitutional or ineffective so far as the items mentioned in the Constitution are concerned.

As to other articles to be purchased, it has always been a fundamental requisite with respect to award of contracts by the government that they be given to the lowest responsible bidder. As was said recently by the Dauphin County Court, in an opinion with regard to public bidding, "It is the surest criterion to insure honesty and fairness in such public contracts." I see no reason for departing from a course of long standing, even to the limited extent attempted by this bill.

For these reasons, the bill is not approved.

JOHN S. FINE.

COMMUNICATION AND BILL LAID ON TABLE

Mr. DAVIS. Mr. Speaker, I move that the veto message from the Governor together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 224.

An Act to further amend section 7 of the act approved the twenty-sixth day of June one thousand nine hundred thirty-one (P. L. 1379) entitled "An act creating in counties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors a solicitor engineers and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities" by further providing for the preparation of assessment rolls and lists.

HOUSE BILL No. 511.

An Act to further amend Sections 614 and 615 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by increasing the penalty provisions and providing for fines and imprisonment.

HOUSE BILL No. 771.

An Act authorizing deductions from the wages or salary of any Commonwealth employee for the purchase of United States Saving's Bonds

HOUSE BILL No. 931.

An Act to further amend Section 719 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by changing the dog training period.

HOUSE BILL No. 1005.

An Act requiring certain officers of the Commonwealth of Pennsylvania and its departments boards commissions and agencies and of the political subdivisions thereof to deduct from the salaries wages or other compensation payable by them to any elected or appointed officers or employes the premiums or other charges due from such persons under various contracts of group insurance when written authorization to make such deductions is given by any such persons and requiring the deductions so made to be paid directly to the association or corporation furnishing such group insurance

HOUSE BILL No. 1163.

An Act to further amend subsection (b) of Section 2 of the act approved the twenty-ninth day of September one thousand nine hundred thirty-eight (P. L. 53) entitled as amended "An act relating to institutions of counties cities wards boroughs townships institution districts and other political subdivisions for the care maintenance and treatment of mental patients providing for the transfer to the Commonwealth for the care maintenance and treatment of mental patients of such institutions and all grounds lands buildings and personal property of such political subdivisions used for the care and maintenance

of indigent persons connected with such mental institutions providing for the management and operation or closing and abandonment thereof and the maintenance of mental patients therein including the collection of maintenance in certain cases providing for the retransfer of certain property to counties cities wards boroughs townships institution districts and other political subdivisions under certain circumstances conferring and imposing upon the Governor the Department of Welfare the courts of common pleas and counties cities wards boroughs townships institution districts and other political subdivisions certain powers and duties prohibiting cities counties wards boroughs townships institution districts and other political subdivisions from maintaining and operating institutions in whole or in part for the care and treatment of mental patients and repealing inconsistent laws" by extending the time for the transfer to the Commonwealth of institutions used in the care and maintenance of indigent persons by certain political subdivisions

HOUSE BILL No. 1325.

An Act to amend Section 730 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State Government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by requiring corporations companies associations and limited partnerships registered with the Department of Revenue to give notice of change in post office address

HOUSE BILL No. 1349.

An Act to further amend Section 706 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State Government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes

or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by changing the date on which initial bonus reports shall be filed and such bonus paid by foreign corporations

With information that the Senate has passed the same without amendment.

SENATE MESSAGE

AMENDED SENATE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 381.

An Act to further amend Section 1146 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by establishing minimum salaries for leaders and directors of general extension education schools and classes revising minimum salaries for teachers and supervisors employed in such programs and prescribing teacher and leader loans in certain cases.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 160.

An Act to further amend the act approved the fifth day of May one thousand nine hundred eleven (P. L. 198) entitled "An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" by conferring upon said court certain jurisdiction in the trial of criminal causes and suits for penalties granting powers to said court for trial of such causes and suits conferring powers and imposing duties on the clerk of courts of Allegheny county and providing for the disposition of fees the appointment of officers and employes and for jurors.

HOUSE BILL No. 224.

An Act to further amend section 7 of the act approved the twenty-sixth day of June one thousand nine hundred thirty-one (P. L. 1379) entitled "An act creating in counties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors a solicitor engineers and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities" by further providing for the preparation of assessment rolls and lists.

HOUSE BILL No. 511.

An Act to further amend Sections 614 and 615 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by increasing the penalty provisions and providing for fines and imprisonment

HOUSE BILL No. 680.

An Act to further amend Sections 4 and 5 of the act approved the twenty-eighth day of May, one thousand nine hundred fifteen, (P. L. 596), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions," by increasing the amount of pension in certain cases, increasing the contributions required from certain employes and establishing certain minimum and maximum pensions.

HOUSE BILL No. 771.

An Act authorizing deductions from the wages or salary of any Commonwealth employee for the purchase of United States Saving's Bonds.

HOUSE BILL No. 931.

An Act to further amend Section 719 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by changing the dog training period

HOUSE BILL No. 1005.

An Act requiring certain officers of the Commonwealth of Pennsylvania and its departments boards commissions and agencies and of the political subdivisions thereof to deduct from the salaries wages or other compensation payable by them to any elected or appointed officers or employes the premiums or other charges due from such persons under various contracts of group insurance when written authorization to make such deductions is given by any such persons and requiring the deductions so made to be paid directly to the association or corporation furnishing such group insurance.

HOUSE BILL No. 1163.

An Act to further amend subsection (b) of Section 2 of the act approved the twenty-ninth day of September one thousand nine hundred thirty-eight (P. L. 53) entitled as amended "An act relating to institutions of counties cities wards boroughs townships institution districts and other political subdivisions for the care maintenance and treatment of mental patients providing for the transfer to the Commonwealth for the care maintenance and treatment of mental patients of such institutions and all grounds lands buildings and personal property of such political divisions used for the care and maintenance of indigent persons connected with such mental institutions providing for the management and operation or closing and abandonment thereof and the maintenance of mental patients therein including the collection of maintenance in certain cases providing for the retransfer of certain property to counties cities wards boroughs townships institution districts and other political subdivisions under certain circumstances conferring and imposing upon the Governor the Department of Welfare the courts of common pleas and counties cities wards boroughs townships institution districts and other political subdivisions certain powers and duties prohibiting cities counties wards boroughs townships institution districts and other political subdivisions from maintaining and operating institutions in whole or in part for the care and treatment of mental patients and repealing inconsistent laws" by extending the time for the transfer to the Commonwealth of institutions used in the care and maintenance of indigent persons by certain political subdivisions.

HOUSE BILL No. 1325.

An Act to amend Section 730 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State Government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof of every State depository and every debtor or creditor of the Commonwealth" by requiring corporations companies associations and limited partnerships registered with the Department of Revenue to give notice of change in post office address.

HOUSE BILL No. 1349.

An Act to further amend Section 706 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State Government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by changing the date on which initial bonus reports shall be filed and such bonus paid by foreign corporations

SENATE BILL No. 306.

An Act to further amend section 1 and to amend section 5 of the act approved the twentieth day of May one thousand nine hundred thirty-seven (P. L. 728) entitled "An act providing for the creation of a Board of Arbitration of Claims arising from contracts with the Commonwealth providing for and regulating the procedure in prosecuting claims before such board defining the powers of the board and fixing the compensation of members and employees thereof providing that the awards of such board shall be final providing for the payment of awards and authorizing

ing an appropriation" by increasing per diem wages of members of the board allowing such members maintenance and traveling expenses permitting hearings at such places within the Commonwealth as the board shall determine

SENATE BILL No. 381.

An Act to further amend Section 1146 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by establishing minimum salaries for leaders and directors of general extension education schools and classes revising minimum salaries for teachers and supervisors employed in such programs and prescribing teacher and leader loads in certain cases

SENATE BILL No. 592.

A Supplement to the act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 575) entitled "An act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River and the improvement of the facilities for transportation across the river authorizing the Governor for these purposes to enter into an agreement with New Jersey creating The Delaware River Joint Commission and specifying the powers and duties thereof including the power to finance projects by the issuance of revenue bonds transferring to the new commission all the powers of the Delaware River Bridge Joint Commission and making an appropriation" authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a supplemental compact or agreement with the State of New Jersey amending Articles I II IV XI and XII of and adding a new article to the compact and agreement between the Commonwealth of Pennsylvania and the State of New Jersey authorized and made pursuant to the act herein supplemented by changing the name of The Delaware River Joint Commission to The Delaware River Port Authority and the method of appointment of commissioners removing the present Pennsylvania members of the commission extending the jurisdiction powers and duties of the Delaware River Port Authority and defining such additional jurisdiction powers and duties to take effect upon the enactment of substantially similar legislation by the State of New Jersey embodying the supplemental agreement between the two States in this act set forth and authorizing the Governor to apply on behalf of the Commonwealth to the Congress of the United States for its consent thereto

SENATE BILL No. 646.

An Act to amend the act, approved the twenty-seventh day of June, one thousand nine hundred thirty-nine (P. L. 1199), entitled "An act relating to the assessment of real and personal property and other subjects of taxation in counties of the first class; providing for the appointment of members of the board of revision of taxes by the judges of the courts of common pleas; providing for the appointment, by the board, of personal property assessors, real estate assessors and assistant real estate assessors, clerks and other employees; fixing the salaries of the members of the board, assessors and assistant assessors, and providing for the payment of salaries and expenses from the county treasury; prescribing the powers and duties of the board and of the assessors, the time and manner of making assessments, of the revision and notice of assessments and of appeals therefrom; prescribing the records of assessments; and repealing existing laws," by providing for the determination by the board of revision of taxes of appeals from personal property assessments subsequent to the time prescribed for such appeals in certain cases.

REPORTS FROM COMMITTEES

Mr. GRANVILLE E. JONES from the Committee on Public Health and Sanitation, reported as amended, House Bill No. 1205, entitled:

An Act defining clinicopathologic laboratory; regulating the operation of the same; requiring such laboratories to obtain permits and to be operated under the direct supervision of a duly licensed physician qualified in pathology or clinical pathology or other qualified persons imposing certain duties upon the Department of Health and providing penalties.

Mr. PENGLASE from the Committee on Motor Vehicles, reported as committed, House Bill No. 1294, entitled:

An Act to amend the title of, and the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1005), entitled "An act relating to and regulating tractors and trailers, and their operation; providing for their registration, and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of tractors and trailers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, and townships, within the Commonwealth, liability for damages caused by the negligent operation of tractors and trailers; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation; and providing for refunds," by deleting from said act all provisions relating to operators, operators' license, and trailers; and further providing for the equipment of tractors.

Mr. CORR from the Committee on Judiciary, reported as committed, House Bill No. 1330, entitled:

An Act to quiet title to real estate and to facilitate the alienation thereof, creating a conclusive presumption of payment, satisfaction or release and making unenforceable any claim for money charged against real estate under any deed, certain mortgages or any decree of any court of record of this Commonwealth, and correcting defects in title arising out of unrecorded deeds and breaks in chain of title and making claims thereunder invalid, by creating a conclusive presumption of release and satisfaction where such charges and mortgages mature, or become due and payable, and decrease or defects of record arise, occur, exist or are dated more than fifty years prior to the time of the institution of any proceeding hereunder to enforce payment, perfect, revive or continue the aforesaid lien charge or encumbrances or to enforce any right arising out of such a defect in title, unless an action is instituted to enforce such charges, mortgages and decrees as aforesaid against the present owners, or action is taken to enforce any right arising out of such a defect in title within one year after the effective date of this act.

Mr. SARRAF from the Committee on Public Health and Sanitation, reported as amended, House Bill No. 1376, entitled:

An Act to further amend subsection (a) of section two hundred seven and subsection (f) of section four hundred forty-eight and to amend section two thousand one hundred eleven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the

Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined" by prescribing the qualifications for the Secretary of Health and by reconstituting the Advisory Health Board and further prescribing its powers and duties.

Mr. TOLL from the Committee on Judiciary, reported as committed House Bill No. 1379, entitled:

An Act to authorize the revival of judgments entered in favor of the Commonwealth of Pennsylvania by filing a suggestion of nonpayment.

Mr. BOORSE from the Committee on Counties, reported as committed, House Bill No. 1470, entitled:

An Act to repeal the act, approved the thirteenth day of April, one thousand eight hundred sixty-eight (P. L. 1017), entitled "An act to provide for the collection of state, county, poor and military taxes in the county of Bedford," so far as it relates to Bedford County.

Mr. SCHMIDT from the Committee on Judiciary, reported as committed, House Bill No. 1512, entitled:

An Act relating to records of governmental departments or agencies or private businesses, institutions, professions or calling; authorizing the reproduction or recording thereof by any photographic, photostatic, microfilm, micro-card, miniature photographic or other similar process; providing for the admissibility of such reproductions in evidence and the disposition of the original records.

Mr. SAX from the Committee on Judiciary, reported as committed House Bill No. 1504, entitled:

An Act to amend the act, approved the twenty-sixth day of May, one thousand nine hundred forty-nine (P. L. 1828), entitled "An act concerning the investment powers and duties of guardians, committees, trustees, and other fiduciaries, except personal representatives, and prescribing the nature and kind of investments, which may be made and retained by such fiduciaries," by declaring the obligations of Redevelopment Authorities issued pursuant to the law of Pennsylvania to be legal investments for fiduciaries.

Mr. EWING from the Committee on Motor Vehicles, reported as committed, House Bill No. 1507, entitled:

An Act to further amend section seven hundred six and sub-section (c) of section nine hundred three of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of

this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners counties, cities, boroughs, incorporated towns, townships with the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds"; by increasing the fee for annual registration and the maximum gross weight allowed for certain two-wheeled semi-trailers.

Mr. LYONS from the Committee on Counties, reported as committed, House Bill No. 1523, entitled:

An Act to amend Section 10 of the act, approved the fifteenth day of May, one thousand eight hundred seventy-four (P. L. 186), entitled "An act declaring what offices are incompatible," by making elective county offices and members of the legislature incompatible.

Mr. SAX from the Committee on Judiciary, reported as amended, Senate Bill No. 636, entitled:

An Act to amend subsection (a) of Section 9 of the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" by authorizing investments in common stocks and similar securities of unincorporated associations meetings certain qualifications and eliminating the requirement that stock and similar securities must be listed on an exchange as to the stock and securities of banks and insurance and investment companies.

Mr. PAUL F. JONES from the Committee on Judiciary, reported as committed, Senate Bill No. 638, entitled:

An Act to amend the title and the act approved the third day of May one thousand nine hundred and nine (P. L. 408) as amended entitled "An act authorizing the merger and consolidation of certain corporations" by permitting the merger or consolidation of certain domestic corporations or the merger or consolidation of certain foreign and domestic corporations prescribing the procedure for and the effect of a merger or consolidation providing for payment of certain fees taxes and bonus and defining the rights powers and privileges of dissenting stockholders and of the surviving corporation in the case of a merger and of the new corporation in the case of a consolidation.

Mr. GUARNIERI from the Committee on Judiciary, reported as committed, Senate Bill No. 643, entitled:

An Act to further amend Section 1 of the act, approved the thirteenth day of May, one thousand nine hundred twenty-seven (P. L. 984), entitled "An act relating to transactions between a person acting on his own behalf and the same person acting jointly with others, and to make uniform the law relating thereto," by authorizing the conveyance of his or her interest by one tenant, by the entireties alone to the other and validating such conveyance heretofore made.

Mr. HOCKER from the Committee on Liquor Control, reported as committed, House Bill No. 1030, entitled:

An Act to further amend Section 643 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by prohibiting minors from delivering liquor or malt and brewed beverages.

Mr. TOMPKINS from the Committee on Judiciary, re-reported Senate Bill No. 190, entitled:

An Act relating to the change of corporate names of churches or religious corporations as a result of the union merger or consolidation of the national or international church body of which such corporation is an affiliate subsidiary or component part proving for the filing of a certificate of change of name by such corporations with the Department of State and the recording thereof in the county of incorporation and the effect thereof.

BILL ON FIRST READING

Mr. HOCKER asked and obtained unanimous consent for House Bill No. 1030 to be read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1030, entitled:

An Act to further amend Section 643 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by prohibiting minors from delivering liquor or malt and brewed beverages.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ANNOUNCEMENT

The SPEAKER. Immediately upon the call of a recess, there will be a Republican Caucus in the new House Caucus Room.

RECESS

The SPEAKER. If there is no objection, the Chair will declare a recess for fifteen minutes. The Chair hears none, and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Herbert P. Sorg) in the Chair.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. GIBSON asked and obtained permission for the Committee on Fisheries to meet during the session of the House.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. COOPER asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.
To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recall-

ing from the Governor House Bill No. 1059, Printer's No. 296, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

JOHN S. FINE.

RECONSIDERATION OF VOTE

Mr. DENNISON. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

Mr. MURRAY. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Jefferson Mr. Dennison, vote on the final passage of this bill?

Mr. DENNISON. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Lancaster Mr. Murray, vote on the final passage of this bill?

Mr. MURRAY. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. DENNISON. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question,

Will the House agree to the bill on third reading?

Mr. DENNISON. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Sec. 1 (Sec. 411), page 4, line 17, by inserting after the word "vehicle" the following: "trailer or semi-trailer."

Amend Sec. 1 (Sec. 411), page 4, line 17, by inserting after the word "or" the following: "ownership of a motor vehicle trailer or semi-trailer is transferred."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

REPORTS FROM COMMITTEES

Mr. KORNICK from the Committee on Fisheries. Reported as committed, House Bill No. 1525, entitled:

An Act to further amend subsection (e) of Section 302 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and or the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of

all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by further providing for the qualifications and term of office of president of the Pennsylvania Fish Commission.

Mr. GREER from the Committee on Judiciary, re-reported as amended, House Bill No. 195, entitled:

An Act requiring owners and operators of tourist camps having heated cabins to provide adequate chimneys or escape vents for harmful gases and imposing penalties and imposing duties on the Department of Labor and Industry and the Department of Justice.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, June 30, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 52, Printer's No. 413, for further amendments.

Accordingly, the original bill is herewith returned.

JOHN S. FINE.

RECONSIDERATION OF VOTE

Mr. SAX. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

Mr. MINTESS. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Philadelphia, Mr. Sax, vote on the final passage of this bill?

Mr. SAX. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Philadelphia, Mr. Mintess, vote on the final passage of this bill?

Mr. MINTESS. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. SAX. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question,

Will the House agree to the bill on third reading?

Mr. SAX. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend page 1, line 1 of the title, by inserting after the word "Commonwealth" and before the word "to" the following: "within a limited time period."

Amend Section 1, page 2, line 17, by striking out at the end of the line after the word "contents" the following: "in form approved by the State Department of."

Amend Section 1, page 2, line 18, by striking out at the beginning of the line before the word "and" the following: "Labor and Industry."

Amend Section 1, page 3, line 2, by inserting at the end

of the line after the word "ordinances" the following: "And provided further That any action under this act must be taken before any home rule charter becomes effective in any such cities."

Amend page 3 by striking out lines 16 to 19 inclusive. Amend Section 5, page 4, line 3, by striking out after the word "Section" and before the word "The" the following: "5" and inserting in lieu thereof the following: "4."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1290, entitled:

An Act to amend section one of the act approved the nineteenth day of May one thousand eight hundred and ninety-seven (P. L. 77) entitled "An act granting the permission and regulating the establishment and operation of bone boiling establishments and depositories of dead animals in the Commonwealth of Pennsylvania and providing the violations of the provisions of this act" by adding the requirement that permission to erect or operate such establishments in counties which have organized a county department of health or joint-county department of health must be obtained from the county department of health or joint-county department of health

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1300, entitled:

An Act to amend sections one two three and five as amended of the act approved the fifth day of June one thousand nine hundred and thirteen (P. L. 443) entitled "An act for the prevention of blindness by requiring the reporting of cases of ophthalmia neonatorum (inflammation of the eyes of infants) by physicians midwives and others and requiring the reporting of results of treatment of each case of said disease and fixing a penalty for violation thereof" by adding county departments of health or joint-county departments of health to the health authorities to which cases of ophthalmia neonatorum must be reported

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1301, entitled:

An Act to further amend section fifteen of the act approved the nineteenth day of June one thousand nine hundred and thirty-one (P. L. 589) entitled as amended "An act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering regulating barber shops and barber schools and apprentices and stu-

dents therein regulating compensation for service rendered conferring certain powers and duties on the Department of Public Instruction and providing penalties" by adding counties which have established a county department of health or joint-county department of health to the political subdivisions empowered to regulate barber shops by ordinances or regulations not inconsistent with law

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1309, entitled:

An Act to amend sections one and two as amended sections four five six seven and eight and sections nine and ten as amended of the act approved the twenty-eighth day of June one thousand nine hundred and twenty-three (P. L. 888) entitled "An act to safeguard human life and health throughout the Commonwealth by providing for the reporting quarantining and control of diseases declared communicable by this act or by regulations of the Department of Health providing for the prevention of infection therefrom and prescribing penalties" by changing the method of approval of communicable disease regulations by the advisory health board and by adding counties which have established a county department of health or joint-county department of health to the political subdivisions required or empowered to perform certain duties relating to the reporting quarantining and control of diseases declared communicable by law or regulation

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1311, entitled:

An Act to amend section four hundred forty-seven of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by deleting those provisions which require such counties to cooperate with the State Department of Health and boroughs and first class townships and deleting those provisions which prescribe the appointment of health officers the approval of appointments by the State Department of Health and the powers and duties of appointees

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1333, entitled:

An Act to amend sections five and eighteen of the act approved the second day of July one thousand nine hundred and thirty-five (P. L. 589) entitled "An act to safeguard human health and life by providing for the issuance of permits to and regulation of persons and entities selling milk and milk products conferring powers and imposing duties on the Secretary of Health the Advisory Health Board and otherwise providing for the administration of the act and imposing penalties" by adding counties which have established or joined in establishing county departments of health to those municipalities which may be constituted agents of the Secretary of Health for the purpose of issuance of milk permits and by adding county department of health regulations to those municipal ordinances not affected by the act

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1334, entitled:

An Act to amend section one of the act approved the seventh day of April one thousand nine hundred and twenty-seven (P. L. 144) entitled "An act authorizing boards of health to require roving bands or bands of nomads commonly called gypsies declared to be nuisances or menaces to health to leave municipalities and providing penalties" by adding county departments of health and joint-county departments of health as alternate health authorities which may make findings and issue orders under the act

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1377, entitled:

An Act to amend sections two four five and six of the act approved the second day of July one thousand eight hundred and ninety-five (P. L. 428) entitled "An act to regulate and license public lodging-houses in the different cities in this Commonwealth" by adding county departments of health and joint-county departments of health to the health authorities empowered by the act to render certificates make inspections and adopt rules and regulations

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1378, entitled:

An Act providing for the examination licensure and registration of persons firms or corporations engaged in the business or work of plumbing or house and building drainage and prescribing certain rules regulations and requirements for the construction of plumbing house and building drainage and cesspools in cities of the second class second class A and third class and imposing fines penalties and forfeitures for violation thereof and providing for administration of this act by county departments of health or joint-county departments of health in cities of the second class second class A and third class which are within the jurisdiction of such departments of health and repealing certain laws

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 604, entitled:

An Act authorizing the conversion into mutual life insurance companies of certain fraternal beneficial societies orders or associations or certain fraternal benefit societies incorporated under the laws of this Commonwealth outlining the procedure and defining the rights of dissenting certificate holders

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 445, entitled

An Act to amend Section 11 of the act approved the

twenty-seventh day of June one thousand nine hundred forty-seven (P. L. 1095) entitled "An act providing for the regulation of mining of anthracite coal by the open pit or strip mining method and for the conservation and improvement of lands affected directly or indirectly by such mining requiring operators to register pay a licensee fee and secure a permit to engage in strip mining and file a bond conditioned for compliance with this act requiring backfilling of stripping pits and leveling and planting lands affected to prevent erosion and the pollution of waters and to protect public health safety and welfare conferring powers and imposing duties upon the Department of Mines and the Department of Forests and Waters providing for appeals and imposing penalties and making appropriations" by clarifying the requirement for backfilling adjacent to highways.

The first section was read.

On the question,

Will the House agree to the section?

Mr. HELM offered the following amendment:

Amend Sec. 1 (Sec. 11), page 3, line 8, by inserting after the word "of" the following "[seventy-five (75) feet from the center line of any such public highway]."

Amend Sec. 1 (Sec. 11), page 3, lines 9 and 10, by underscoring both of said lines.

Amend Sec. 1 (Sec. 11), page 3, line 12, by inserting after the word "building" where it appears the second time in said line, the following "[In any case where the legal right of way of the highway shall be less than one hundred twenty (120) feet in width, the operator shall backfill for a distance of fifteen (15) feet beyond the boundary line of such right of way.]"

They were agreed to.

The section was agreed to as amended.

The second section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1171, entitled

An Act to further amend the act approved the first day of June one thousand nine hundred thirty-one (P. L. 299) entitled "An act requiring retail dealers in liquid fuels to state the rate of the liquid fuels tax separately from the price of such liquid fuels on liquid fuel price display signs and imposing a penalty" by requiring the posting of signs on liquid fuels dispensing devices stating the brand quality and price of liquid fuels prohibiting the posting of signs not conforming to prescribed standards and increasing penalties.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1312, entitled

An Act to provide for the better protection of life and health of the citizens of this Commonwealth by requiring and regulating the examination, licensure, and registration of persons, and registration of corporations, engaging in the care, preparation, and disposition of the bodies of deceased persons; and providing penalties; and repealing other laws.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1424, entitled

An Act to further amend Section 1101 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the provisions relating to restrictions of the right to use highways.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1439, entitled

An Act to amend Sections 4342 and 4343 of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by making certain city employes eligible for retirement after twenty years of service.

The first section was read.

On the question,

Will the House agree to the section?

Messrs. GUTENDORF and JUMP offered the following amendments:

Amend Section 1, page 2, line 4, by inserting after the word "thereto" the following "as reenacted and amended by the act approved the twenty-eighth day of June, one thousand nine hundred fifty-one (P. L.), Act No. 164."

Amend Section 1, page 2, line 4, by inserting after the word "hereby" the following "further."

Amend Section 1, (Sec. 4343), page 3, line 2, by striking out the word "persons" and inserting in lieu thereof "person."

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Messrs. GUTENDORF and JUMP offered the following amendment:

Amend Title, page 1, first line of Title, by inserting after the word "To" the following "further."

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1476, entitled:

An Act to further amend Article III of the act approved the seventh day of March one thousand nine hundred one (P. L. 20) entitled "An act for the government of cities of the second class" by fixing maximum hours of service for policemen and providing for compensation for extra services in emergencies.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1477, entitled:

An Act to further amend Section 1 of the act approved the thirtieth day of March one thousand nine hundred fifteen (P. L. 34) entitled "An act to promote the health and efficiency of firemen in cities of the second class by providing for a two-platoon system for firemen in the department of public safety of such cities" by further regulating the hours of duty of firemen in cities of the second class.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILLS PASSED OVER

There being no objection

Senate Bill No. 11, Printer's No. 409 and

Senate Bill No. 456, Printer's No. 173

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 477, entitled

An Act to amend Article X of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by providing for the appointment and removal of technical personnel, their qualifications, term of office, duties, salary and method of filling vacancies.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 505, entitled:

An Act to further amend the act, approved the fifth day of July, one thousand nine hundred forty-seven (P. L. 1217), entitled "An act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania; creating a State Public School Building Authority as a body corporate and politic with power to construct, improve and operate projects and to lease the same and to fix and collect fees, rentals and charges for the use thereof; authorizing school districts to enter into contracts to lease; authorizing and regulating the issuance

of bonds by said Authority; and providing for the payment of such bonds and the rights of the holders thereof; granting the right of eminent domain; increasing the powers and duties of the Department of Public Instruction; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act; and making an appropriation to said Authority to pay expenses incident to its formation," by authorizing the leasing of school buildings prior to completion; authorizing the issuance of bonds pursuant to resolutions or trust indentures and permitting certain moneys to be set aside for the benefit of particular bonds; limiting powers of Commonwealth to alter the provisions relating to security of the Authority and bondholders.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection

Senate Bill No. 684, Printer's No. 294

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 721, entitled

An Act authorizing and empowering the Pennsylvania Turnpike Commission to combine the turnpike and its extensions now constructed and to be constructed or parts thereof for financing purposes under the provisions of this act authorizing the issuance of turnpike revenue bonds of the Commonwealth notes or other obligations to pay the cost of such combined turnpike and its extensions authorizing the commission to refund any bonds notes or other obligations theretofore issued by the commission under the provisions of any act including the payment of any redemption premium thereon notwithstanding any limitations or restrictions as to time of refunding or rate of interest contained in any act heretofore approved whether or not any of the projects in respect of which such securities being refunded were issued are combined authorizing the commission to fix tolls from time to time for the use of the projects so combined authorizing the commission to construct and finance as a whole or in sections providing for preliminary or interim financing through the issuance of notes or other obligations constituting the same legal investments in certain instances and exempting the same from taxation providing for bonds to be given by each appointed member of the commission and the Secretary and Treasurer thereof conditioned upon the faithful performance of the duties of his office in the administration of the Pennsylvania Turnpike System and providing for salaries for the appointed members of the commission in lieu of the salaries heretofore authorized by law.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. EWING asked and obtained permission for the Committee on Cities and County—Second Class to meet during the session of the House.

BILL ON FINAL PASSAGE RECALLED FROM GOVERNOR

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 77, as follows:

An Act to further amend section two thousand one hundred three of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by further regulating the organization hours of service vacations and sick leaves of firemen

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two thousand one hundred three of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" as reenacted revised and amended by the act approved the twenty-eighth day of June one thousand nine hundred fifty-one (Act No. 164) is hereby further amended to read as follows

Section 2103 Platoon System Hours of Service Vacation Sick Leave The director of the department having charge of the fire bureau in each city shall divide the officers and members of companies of the uniformed fire force in the employ of such cities [or in the case of a volunteer fire department the] and any other firemen and drivers regularly employed and paid by the city excepting the chief engineer and assistant chiefs and those employed subjects to call into two bodies or platoons [one to perform day service and the other to perform night service] to perform service during such hours as the director shall fix except as herein otherwise provided The hours of day service shall not exceed ten commencing at eight o'clock in the morning the hours of night service shall not exceed fourteen commencing at six o'clock in the afternoon and hours of day service shall not exceed [sixty] fifty hours in any one calendar week and the hours of night service shall not exceed [eighty-four] seventy hours in any one calendar week unless the hours of day and night service shall be equalized in which case neither the hours of day or night service shall exceed [seventy-two] sixty in any one calendar week Provided That for the duration of any war in which the United States is engaged and six months thereafter the hours of service may exceed the number hereinbefore provided as the maximum number of hours of service and in such cases council shall provide for the payment of extra compensation for any hours of service at the same rate as paid for regular service in excess of such maximum hours of service The employees of such fire forces shall be allowed to have at least twenty-four consecutive hours of rest in every calendar week [and] to have an annual vacation of not less than fourteen working days and shall be entitled to fourteen days sick leave annually without diminution of the salary or compensation fixed by ordinance In cases of riot serious conflagration times of war public celebrations or other such emergency the chief engineer of the bureau of fire or the assistant chief deputy or chief officer in charge at any fire shall have the power to assign all the members of the fire force to continuous duty or to continue any member thereof on duty if necessary No member of [either] any of said shifts bodies or platoons shall be required to perform continuous day service or continuous night service for a longer consecutive period than two weeks nor be kept on duty continuously longer than ten hours in the day shifts bodies or platoons [of] or fourteen hours in the night shifts bodies or platoons excepting as may be necessary to equalize the hours of duty and service and also excepting in cases of emergency as above provided

Section 2 The provisions of this act shall become effective the first day of January one thousand nine hundred fifty-two

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jenkins,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Pengase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
Duffy,	Kubacki,	Pichney,	Weidner,
Dunn,	Lafore,	Pitzer,	Welsh,
Erb,	Lederer,	Polaski,	Wescott,
Ewing,	Leisey,	Polen,	Westrick,
Fenrich,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Filip,	Leven,	Readinger,	White,
Filo,	Light,	Reagan,	Williams,
Firmstone,	Limper,	Reese,	Wilt,
Flack,	Loftus,	Reidenbach,	Wood,
Frost,	Lopresti,	Reilly, J. M.,	Yeakel,
Gaffney,	Lovett,	Rigby,	Yester,
Geer,	Lutty,	Riley, R. L.,	Yetzer,
Gibson,	Lyons,	Robertson,	Young,
Gleason,	Madden,	Rose,	Ziegler,
Good,	Madigan,	Rosen,	Sorg,
	Markley,	Rovanssek,	Speaker

NAYS—1

DuBois,

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1181, as follows:

An Act to add Section 1207.1 to the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring

powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by granting jurisdiction to magistrates in summary proceedings in certain cases where minors are charged with violation of said act

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 The act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" is hereby amended by adding after Section 1207 thereof a new section to read as follows

Section 1207.1 Summary Proceedings Against Minors In any case where a magistrate has authority to impose a penalty in a summary proceeding for any violation of this act if the person charged with such violation is between sixteen (16) and eighteen (18) years of age both inclusive the magistrate shall have jurisdiction in such action to the same extent as he would have if the accused person was an adult except that in any case of default in payment of a fine and costs imposed upon such minor the matter shall be referred to the juvenile court

Section 2 All acts and parts of acts are hereby repealed in so far as they are inconsistent with the provisions of this act.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stimmel,
Breisch,	Hewitt,	Mills,	Stank,
Breth,	Hocker,	Mintess,	Stoner,

Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kil'ne,	Penglase,	Verna,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reldenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Riley, R. L.,	Yester,
Gaffney,	Lutty,	Robertson,	Yetzer,
Geer,	Lyons,	Rose,	Young,
Gibson,	Madden,	Rosen,	Ziegler,
Gleason,	Madigan,	Rovensek,	Sorg,
Good,	Markley,		Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of Senate Bill No. 245, as follows:

An Act to further amend subsection (a) of section 2 of the act approved the twenty-eighth day of June one thousand eight hundred ninety-five (P. L. 408) entitled as amended "A supplement to the twenty-fourth section of an act entitled 'An act to provide revenue by taxation approved the seventh day of June one thousand eight hundred and seventy-nine' approved the first day of June one thousand eight hundred and eighty-nine amending the twenty-fourth section by providing for the payment by the State Treasurer of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities towns townships and boroughs within this Commonwealth" by providing for the return of funds if not paid over within a certain time by the political subdivisions for auditing the fund and accounts receiving disbursements by the auditors of the political subdivisions and restricting payments to firemen and their dependents

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (a) of section 2 of the act approved the twenty-eighth day of June one thousand eight hundred ninety-five (P. L. 408) entitled as amended "A supplement to the twenty-fourth section of an act entitled 'An act to provide revenue by taxation approved the seventh day of June one thousand eight hundred and seventy-nine' approved the first day of June one thousand eight hundred and eighty-nine amending the twenty-fourth section by providing for the payment by the State Treasurer of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities towns townships and boroughs within this Commonwealth" as last amended by the act approved

the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1825) is hereby further amended to read as follows

Section 2 (a) On and after the first day of January one thousand nine hundred and nineteen and annually thereafter there shall be paid by the State Treasurer to the treasurers of the several cities towns townships and boroughs within the Commonwealth the entire net amount received from the two per centum tax paid upon premiums by foreign fire insurance companies. The amount to be paid to each of the treasurers of the several cities towns townships and borough shall be based upon the return of said two per centum tax upon premiums received from foreign fire insurance companies doing business within the said cities towns townships and boroughs and shall be proportionate to the premiums received by such companies on account of insurance written upon property located in such city borough town or township as shown by the report made to the Department of Revenue. Each city borough town or township receiving any payment from the State Treasurer hereunder shall forthwith pay the amount received to the relief fund association of or the pension fund covering the employees of the fire department or of such fire company or fire companies paid or volunteer now existing or hereafter organized in such city borough town or township as is or are engaged in the service of such city borough town or township and duly recognized as such by the council or commissioners or supervisors as the case may be of such city borough town or township. Such amount paid under the terms hereof shall be used to provide pension retirement disability or death benefits by saving and investing such amount or to purchase policies of insurance to procure said benefits to volunteer or paid firemen or to the dependents of such volunteer or paid firemen [In any] The auditors of the several cities towns townships and boroughs shall audit annually the funds and accounts in such political subdivisions receiving disbursement from the said entire net amount received from the two per centum tax and within thirty days of such audit shall make a complete report thereof to the Department of the Auditor General accompanied by an affidavit stating that such report is a true and correct statement of the funds and accounts audited in any borough town or township in which there is no fire department or fire company or companies the amount received by the treasurer of the borough town or township from said tax shall be forthwith paid to the relief fund association or pension fund of the fire department or fire company or companies of any near or adjacent city borough town or township the fire department or fire companies of which afford fire protection to the inhabitants of such borough town or township. Before payment of said tax to the treasurer of any such borough town or township the burgess in boroughs and the secretary of the board of supervisors in town or townships shall first certify to the Auditor General that the fire department or fire company or companies of such near or adjacent city borough town or township afford fire protection to the inhabitants of such borough town or township. Provided That if the fire department consists of paid and volunteer firemen and the paid firemen shall be covered by a pension fund then the two per centum tax aforesaid shall be divided equally between the relief fund association of the volunteer firemen and the pension fund for the paid firemen. Warrants for the above purposes shall be drawn by the Auditor General payable to the treasurers of the several cities towns townships and boroughs in accordance with this act whenever there are sufficient funds in the State Treasury to pay the same. All such fire insurance companies shall instruct their agents to place upon the said policies the exact city borough town or township wherein the insured property is located.

All monies distributed under the terms hereof that are not paid over for the purposes set forth herein within one year after receipt thereof by the treasurers of the several cities boroughs towns and townships shall be returned to the Department of the Auditor General and shall be forthwith applied to surplus in the foreign fire insurance tax

fund by the Auditor General Provided however that this provision shall not apply to taxes levied under the terms hereof for the years 1945 1946 and 1947.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Gutendorf,	McCullough,	Scanlon,
Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Guarnieri,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mintess,	Stimmel,
Breth,	Hocker,	Monroe,	Stoner,
Brown,	Hoggard,	Moore, C. E.,	Swartz,
Buchin,	Hunter,	Moore, H. A.,	Swope,
Byrne,	Jenkins,	Moran,	Tahl,
Cella,	Johnson,	Muldowney,	Taylor,
Clapper,	Jones, G. E.,	Munley,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Murray,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Musto,	Toll,
Conway,	Jones, T. H. W.,	Najaka,	Tompkins,
Cooper,	Jump,	Naugle,	Toomey,
Corr,	Kamyk,	Needham,	VanSant,
Costa,	Keller,	Olsen,	Varallo,
Coyle,	Kent,	Peta,	Varner,
Dairymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Petrosky,	Wachhaus,
Dennison,	Kolankiewicz,	Pettigrew,	Wargo,
Dougherty,	Kornick,	Pfaff,	Waterhouse,
Dowling,	Kratz,	Pichney,	Watkins,
DuBois,	Kubacki,	Pitzer,	Weidner,
Duffy,	Lafore,	Polaski,	Welsh,
Dunn,	Lederer,	Polen,	Wescott,
Erb,	Leisey,	Price, H. W. Jr.,	Westrick,
Ewing,	Leonard, L.,	Price, R. A.,	Whalley,
Fenrich,	Leonard, W. C.,	Readinger,	Wheeler,
Ferster,	Leven,	Reagan,	White,
Filip,	Light,	Reese,	Williams,
Filo,	Limper,	Reidenbach,	Wilt,
Firmstone,	Loftus,	Reilly, J. M.,	Wood,
Flack,	Lopresti,	Rigby,	Yeakel,
Frost,	Lovett,	Riley, R. L.,	Yester,
Gaffney,	Lutty,	Robertson,	Yetzer,
Geer,	Lyons,	Rose,	Young,
Gibson,	Madden,	Rosen,	Ziegler,
Gleason,	Madigan,	Rovansek,	Sorg,
Good,	Markley,		

Speaker

NAYS—1

Mills,

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILL ON FINAL PASSAGE POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. STIMMEL.

The House resumed the consideration on final passage of Senate Bill No. 244, as follows:

An Act to further amend the act approved the twelfth day of May one thousand nine hundred forty-three (P. L. 259) entitled as amended "An act providing for the payment by the State Treasurer of one-half of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns and townships and for the payment thereof into police pension funds and in certain cases into the Municipal Employees' Retirement System and for Pension Annuity Contracts and in certain other cases into the State Employees' Retirement Fund for certain purposes" by redefining pension annuity contract vesting certain [equities benefits dividends or] rights under pension annuity contracts in the municipality or in the policemen [or their dependents] providing for deductions to defray expenses for auditing providing for return of funds if not used within a certain time by the various political subdivisions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The definition of "Pension Annuity Contract" in Section 1 of the act approved the twelfth day of May one thousand nine hundred forty-three (P. L. 259) entitled as amended "An act providing for the payment by the State Treasurer of one-half of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns and townships and for the payment thereof into police pension funds and in certain cases into the Municipal Employees' Retirement System and for Pension Annuity Contracts and in certain other cases into the State Employees' Retirement Fund for certain purposes" as added by the act approved the sixth day of April one thousand nine hundred fort-five (P. L. 160) is hereby amended to read as follows

Section 1

"Pension Annuity Contract" means any contract made by a municipality or any Municipal Employees' Retirement Fund or Police Pension Fund of a municipality with an insurance or other authorized company to provide pension retirement or disability benefits to the policemen employed by such municipality or death benefits to the [dependents of] beneficiaries designated by such policemen. The municipality shall be the owner of all rights under the contract except the rights to designate the beneficiary to change the beneficiary and to receive the death pension and retirement benefits thereunder when the employment of any policeman is terminated other than by death or retirement the municipality shall apply the value of such contract to provide for the policeman death pension retirement or disability benefits in accordance with the terms and conditions of the contract

Number of policemen whether of a participating municipality or of the Pennsylvania State Police means the average number of policemen employed by any such municipality or in the Pennsylvania State Police as the case may be during the year preceding the receipt of the tax by the Commonwealth

Section 2 The eighth paragraph of Section 1 of said act as last amended by the act approved the twenty-seventh day of May one thousand nine hundred forty-nine (P. L. 1901) is hereby further amended to read as follows

Section 1

On and after the first day of January one thousand nine hundred and forty-nine and annually thereafter there shall be paid by the State Treasurer to the treasurers of the several municipalities within the Commonwealth and to the State Employees' Retirement Fund for State police pension and retirement purposes the entire amount received from the two per centum tax paid upon premiums by foreign-casualty insurance companies. Provided That there shall be deducted from the entire amount now received and to be received the sum of sixty thousand dollars (\$60,000) to be allocated to the Department of the Auditor General to defray costs and expenses of auditing the funds and accounts receiving disbursement from said entire amount and the department of the Auditor General

shall make such audits of the funds and accounts receiving disbursements from said entire amount any and all sums of said allocation not utilized in making said audits shall be returned to the general fund for distribution in accordance with the terms of formula III of the act herein amended The amounts to be distributed shall be allocated in accordance with the following formula

Section 3 Said act is hereby amended by adding immediately following Section 1.1 thereof a new section to read as follows

Section 1.2 All moneys distributed under the terms hereof that are not used for the purposes set forth herein within one year after receipt thereof by the treasurers of the several cities boroughs towns and townships shall be returned to the general fund for distribution in accordance with the terms of formula III of the act herein amended

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarrafa,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnar,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBols,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Fillip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yezzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. MADIGAN.

The House resumed the consideration on final passage of House Bill No. 1288, as follows:

An Act to further amend clause fifth of subsection (a) of Section 3 of the act approved the thirteenth day of May one thousand nine hundred nine (P. L. 520) entitled "An act relating to food defining food providing for the protection of the public health and the prevention of fraud and deception by prohibiting the manufacture or sale the offering for sale or exposing for sale or the having in possession with intent to sell of adulterated misbranded or deleterious foods prescribing certain duties of the Dairy and Food Commissioner in reference thereto and providing penalties for the violation thereof" by changing the amount of sulphur dioxide which may be used in the preparation of certain foods

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause fifth of subsection (a) of Section 3 of the act approved the thirteenth day of May one thousand nine hundred nine (P. L. 520) entitled "An act relating to food defining food providing for the protection of the public health and the prevention of fraud and deception by prohibiting the manufacture or sale the offering for sale or exposing for sale or the having in possession with intent to sell of adulterated misbranded or deleterious foods prescribing certain duties of the Dairy and Food Commissioner in reference thereto and providing penalties for the violation thereof" as last amended by the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1127) is hereby further amended to read as follows

Section 3 (a) That for the purpose of this act an article of food shall be deemed to be adulterated

* * * * *

Fifth If it contains any added sulphurous acid sulphur dioxide or sulphites benzoic acid or benzoates or other preservatives except as hereafter provided or if it contains any added boric acid or borates salicylic acid or formaldehyde hydrofluoric acid or fluorides fluoborates fluosilicates or other fluorine compounds saccharin or other artificial sweetening agents except as hereafter provided metallic salts betanaphthol hydronaphthol abrasol asapol pyroligeneous acid or other ingredients deleterious to health or if in the case of confectionery it contains any of the substances mentioned in this paragraph or any mineral substance or injurious color or flavor alcoholic liquor or any other ingredients not herein mentioned deleterious to health Providing That this act shall not be construed to prohibit the use of harmless colors of any kind in confectionery or in fruits used in fruit cake when used for coloring and not for any fraudulent purpose And provided further That nothing in this act shall be construed to prohibit the use of common salt sugar pure ocrn syrup pure glucose vinegar distilled vinegar spices or their essential oils alcohol (except in confectionery) edible oils edible fats wood smoke applied directly as generated or proper refrigeration And provided further That in the manufacture of confectionery the use of alcohol shall be permitted as it may be found in customary alcoholic tinctures or extracts used for flavoring purposes only and as a solvent for glazes and that oil of sweet birch or methylsalicylic ester may be used as a substitute for oil of wintergreen as a flavor And provided further [That in the preparation of dried fruits and molasses sulphur dioxide either free or in simple combination may be used in the proportion of not in excess of twenty-five hundred (\$2500) parts a million and that

when any dried fruits and molasses are used in any foods or food products or contain as a part of or as an ingredient in any food the sulphur dioxide in such dried fruits and molasses shall not exceed the proportion of fifty (50) parts a million] That in the preparation of certain specific food items hereinafter designated sulphur dioxide either free or in simple combination may be present not in excess of twenty hundred (2000) parts per million in dried fruits or molasses three hundred (300) parts per million in pre-cooked dehydrated or dried potatoes two hundred (200) parts per million in fresh or frozen apples apricots peaches pears or potatoes if peeled sliced or cut one hundred fifty (150) parts per million in "maraschino" cherries glazed or decorative fruits all tolerances being allowed for and Provided further That when any dried fruit or molasses is used in any foods or food products or is contained as a part of or as an ingredient in any food the sulphur dioxide in such dried fruits or molasses shall not exceed the proportion of two hundred (200) parts per million and that sodium benzoate may be used in the preparation of those articles of food in which it has heretofore been generally used in quantities not exceeding one-tenth (1-10) of one per centum or benzoic acid equivalent thereto And provided further That when any quantity of sulphur dioxide or sodium benzoate is used in any article of food the fact that sulphur dioxide or sodium benzoate has been used in the preparation thereof shall be plainly stated on each package of such food And provided further That any article of food containing saccharin or any artificial sweetening agent may be manufactured transported or sold if it contains no added sugar honey or other natural sweetening agent and the name of the artificial sweetening agent followed by the word "sweetened" is placed upon the label each time the name of the article of food is mentioned in type no smaller than the largest type on said label Said label shall also contain such appropriate warning statement as shall be prescribed by the Department of Agriculture

On the question recurring,

Shall the bill pass finally?

Mr. WESTRICK. Mr. Speaker, for the past several weeks we have heard a great deal of complaint about the harm that this particular bill would do. I am wondering if we could not have a statement from Mr. Madigan as to the good that might be accomplished with this proposal. I think we have a right to know definitely just what this bill is going to do.

Mr. ANDREWS. Mr. Speaker, before the sponsor of the bill replies to the gentleman from Cambria I would like to supplement what the gentleman from Cambria said.

I ask that the sponsor of this bill inform this House as to where the bill originated, why it originated, who wants it passed and why.

Mr. MADIGAN. Mr. Speaker, I sponsored this bill by request. It is a departmental bill. The demand for this legislation came from processors of fruits and vegetables as a preservative. The technical details of the bill—I am not familiar with them, Mr. Speaker, and at this time I would like to yield to the gentleman from York County, Mr. Goodling.

Mr. GOODLING. Mr. Speaker, in answer to the question of the gentleman on the other side of the House, I would like to say that I personally voted against this bill two or three weeks ago because I was not familiar with the provisions of it. Since that time I have tried to get more information and I have now concluded that it is a desirable piece of legislation.

To give a direct answer to the gentleman from Cambria, Mr. Andrews, I would like to read just one paragraph of a letter I received from the man who would be re-

sponsible for the enforcement of this particular piece of legislation were it to be enacted into law. I went to him and asked for this information and this is the paragraph that I think will answer the gentleman's question:

The specific wording of amounts permitted in House Bill No. 1288 are sufficient in our opinion to safeguard Pennsylvania consumers from the standpoint of public health as well as from fraud and deception. This small tolerance of sulphur dioxide in the products enumerated will make possible, as well as legally control a new type of business undertaking which is spreading rapidly and will continue to spread in the use of Pennsylvania potatoes and apples. Processors in adjoining States, as well as our own processors, have not had a yardstick as to a permissible amount of sulphur dioxide. This amendment would be specific in the maximum that could be used in these products.

I would like to add further, Mr. Speaker, that at the present time our Federal laws do allow the use of sulphur dioxide. I believe I am correct in stating that there are 46 other States that also allow its use.

As stated in this particular paragraph that I just read, the pared apple and the pared potato business is becoming a growing and large industry in Pennsylvania. The use of this sulphur dioxide in these two particular products with which I am more familiar is used strictly to prevent discoloration. It does not change the flavor or the food value in the fruits or the potatoes as used here. If there were any harmful effects to this CO₂ (SO₂), I personally do not believe that the Federal government would allow its use.

Just recently the United States Army put out a ruling stating that all processed potatoes of any kind, before being delivered to the army must be treated with CO₂ (SO₂). So far as I know no research has ever been made that would show that the use of CO₂ (SO₂) in the amount specified in this bill would be harmful to the human being.

As I stated previously, we are definitely trying to protect the Pennsylvania industry here, and for that reason I think the bill should pass.

Mr. PITZER. Mr. Speaker, when this bill was before the House before I did vote for the bill. At that time it was stated on the floor that our canners in Adams County did not use sulphur dioxide in the freezing of their cherries and apples.

I yesterday morning contacted the canners in my county, and they are very much interested in this bill. After all, this is a Department of Agriculture bill, and it does open the road for a new market for apples and potatoes. Therefore, I would ask the Members of the House to vote favorably on this bill.

Mr. LOPRESTI. Mr. Speaker, I am genuinely concerned with the health of the people of Pennsylvania, and particularly the children of Pennsylvania.

There is one phase of this processing which disturbs my mind; whether or not it is applicable, I do not know. For some years pickle processors have been packing pickles in a plioilm bag. You open up the bag and dispose of the water and take out the pickle and eat it. Now then, it is proposed under this bill to permit fresh apples, fresh peaches and fresh pears to be placed in a bag surrounded with this particular sulphur dioxide. You go into a store and buy a bagful of these apples

and take them home, and perhaps your child will eat the whole bagful before the day is over.

I am wondering and would like to know before I can intelligently vote on this bill, whether or not if a child ate a bagful of apples which were preserved with sulphur dioxide, it would injure its health, especially if that particular course were to be pursued over a period of several weeks.

You bring home these fresh peeled apples, fresh peeled peaches and the kid opens a bag of them and eats them. Now if that is going to injure its health, I certainly want to vote against this bill. If that is not the case; if these fresh frozen products are not going to be sold so that children can consume them immediately, I would have no objection.

In potatoes it does not make much difference. Potatoes are generally treated, cooked or in some way the sulphur dioxide disappears. However, when it comes to fresh fruits, if they are going to be eaten immediately, then of course, some harm might come.

If there is anyone in the House who is prepared to answer that question to my satisfaction I might vote for the bill; otherwise I must vote against it.

Mr. SMITH. Mr. Speaker, several weeks ago the Minority Leader wished the title of "Doctor" upon me, and I certainly do not want to let him down at this time.

Maybe I can answer the gentleman's question in this way—I understand today that in dried fruits we are allowed in Pennsylvania up to 2500 parts to a million. The way I can say it—this bill goes up to 200 parts on frozen or dehydrated vegetables. All I can say is I can remember, and I think probably everyone in this House can remember, when they were kids it would be nothing for us to go into a corner grocery store and buy a box of raisins. When we were buying that box of raisins and eating those raisins without soaking them, without washing them, we were eating up to 2500 parts per million. I am a very healthy individual—about the only thing it did to me was make me lose my hair. I do not know what else it would do to children but I do not suppose that is too great a liability—so as far as I can answer the question, I know that I have eaten dried fruits so therefore, I have eaten 2500 parts per million.

Mr. LOPRESTI. Mr. Speaker, does the gentleman from Philadelphia, Mr. Smith, know for sure that sulphur dioxide is used in raisins? I know that it is used in dried peaches, dried apricots and other dried fruits but whether or not it is used in raisins, I do not know. I have some doubts on that.

Mr. SMITH. Mr. Speaker, I cannot answer that specifically except by saying that I have been told, I mentioned raisins, and the gentleman with whom I talked agreed that it was in raisins.

Something I would also like to bring out that has not been brought out is that there are 46 states in this nation today that work on the formula we are offering in this bill. There are only two states that do not have it on frozen foods.

Mr. LOPRESTI. Mr. Speaker, on the frozen foods I find no objection; but unfortunately this bill goes further than frozen and dried foods.

As I pointed out a while ago, on the frozen and on the dried I do not object, because generally there is some

additional processing necessary. But when you go to "fresh peeled and frozen"—the bill also includes fresh peeled—those are the particular items to which I object: the fresh peeled apples, peaches and pears, and until such time as we can have assurance that eating them without further processing, without washing them would do no harm, I cannot see how we are safe in voting for this bill.

Mr. GOODLING. Mr. Speaker, it has been thirty years since I have studied any chemistry at all and I was just subjected to it in a very minor way. I never learned too much about it but I did make a very serious mistake and I want to clear the record on that particular thing. Instead of saying SO₂ I believe I said CO₂. We certainly do not want to add carbon dioxide to any of our dried fruits.

In answer to the question of the gentleman, Mr. Lopresti, I want to repeat what I said, and I think he has probably heard this, if this were harmful in any way, shape or form, I cannot conceive of the United States Army insisting that it be added to potatoes which they purchase; processed potatoes, that is. The type of potatoes they use are not washed before they are used, as I remember.

Mr. LOPRESTI. Mr. Speaker, I happened to be an Army Cook in the last World War and I know a little bit about Army potatoes. I know a little bit about dehydrated potatoes because we had a special course on them. All the Army potatoes that are peeled and dried must be soaked, under Army orders, before they are used. We do not feed the soldiers raw potatoes; we generally cook them.

Mr. STONER. Mr. Speaker, I would like to say that I am personally acquainted with Dr. Haeger. He has a staff of very fine experts in the food line, and I know that anything he would recommend we are safe in voting for.

Mr. MORAN. Mr. Speaker, I believe we should have a statement from our friend here who is a member of the medical profession, Dr. Sarraf, on this question so we will thoroughly understand it, whether this is injurious to the health of people or not.

Mr. SARRAF. Mr. Speaker, I have been sitting back on this debate and listening, trying to get an intelligent viewpoint on the thing myself.

I am not a biological chemist; I am a doctor. One thing I can say is this: this bill was brought before the House, debated, and defeated, brought back and now we are ready to vote on it a second time.

I have never received a note from the medical profession, any hospital association, any food house, any chemical house that was opposed to this legislation. So that is all the knowledge I have of this type of legislation; I wish I had more. If you want my personal viewpoint, I do not think that this will injure anybody.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—148

Amarando,
Andrews,
Banker,
Barkdoll,
Baumunk,

Flack,
Frost,
Geer,
Gibson,
Gleason,

Madden,
Madigan,
Markley,
Mazza,
McConnell,

Sax,
Scanlon,
Schmidt,
Scott,
Seyler,

Bear,	Goodling,	McCormack,	Shoemaker.
Beaver,	Graybill,	McCullough,	Shotwell,
Blair,	Greenwood,	McGee,	Smith,
Bolton,	Greer,	McInroy,	Snider,
Bomberger,	Guarnieri,	McKinney,	Sollenberger,
Boorse,	Guthrie,	McMillen,	Spencer,
Bower,	Hall,	McNally,	Stimmel,
Breisch,	Hamilton, W. H.,	Metz,	Stoner,
Brown,	Harney,	Miller, H. G.,	Tahl,
Bucchin,	Haudenschild,	Miller, J. C.,	Taylor,
Byrne,	Helm,	Mintess,	Thompson, E. F.,
Cella,	Hocker,	Moore, C. E.,	Thompson, R. L.,
Clapper,	Hunter,	Moore, H. A.,	Tompkins,
Cochran,	Jenkins,	Moran,	Toomey,
Conway,	Johnson,	Muldowney,	VanSant,
Cooper,	Jones, G. E.,	Murray,	Varallo,
Corr,	Jones, J. M.,	Naugle,	Varner,
Costa,	Jones, P. F.,	Penglase,	Wachhaus,
Coyle,	Jones, T. H. W.,	Peta,	Wargo,
Dalrymple,	Keller,	Pettigrew,	Watkins,
Davis,	Kent,	Pfaff,	Weidner,
Dennison,	Kline,	Pichney,	Welsh,
Dougherty,	Kohl,	Pitzer,	Wescott,
Dowling,	Kolankiewicz,	Polen,	Whalley,
DuBols,	Kratz,	Price, H. W. Jr.,	White,
Duffy,	Lafore,	Reagan,	Williams,
Dunn,	Leisey,	Reilly, J. M.,	Wilt,
Erb,	Leonard, L.,	Riley, R. L.,	Wood,
Ewing,	Leven,	Rosen,	Yeakel,
Ferster,	Light,	Royer,	Young,
Filo,	Limper,	Rubin,	Ziegler,
Firmstone,	Lyons,	Sarra,	Sorg,

Speaker

NAYS—43

Beech,	Jump,	Mikula,	Reese,
Berkstresser,	Kamyk,	Mills,	Robertson,
Bloom,	Kornick,	Monroe,	Rovansek,
Clendenning,	Kubacki,	Munley,	Schuster,
Fenrich,	Leonard, W. C.,	Musto,	Swope,
Filip,	Lopresti,	Najaka,	Toll,
Gaffney,	Lovett,	Needham,	Westrick,
Gutendorf,	Lutty,	Petrosky,	Wheeler,
Hamilton, R. K.,	Maxwell,	Polaski,	Yester,
Headlee,	McDermitt,	Price, R. A.,	Yetzer,
Hoggard,	Mihm,	Readinger,	

NOT VOTING—16

Boles,	Hersch,	Olsen,	Stank,
Breth,	Hewitt,	Reidenbach,	Swartz,
Good,	Lederer,	Rieby,	Verona,
Hagerty,	Loftus,	Rose,	Waterhouse,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

PERMISSION TO ADDRESS HOUSE

Mr. FILO asked and obtained unanimous consent to address the House.

Mr. Speaker, I just want to state that the fact that all the undertakers voted for this bill, and the employees connected with the undertaking business establishments voted for this bill, is just a coincidence.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 74, as follows:

An Act to amend section two thousand five hundred five of the act approved the tenth day of March one thousand nine hundred forty-nine (P L 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing

the laws relating thereto" by changing the basis for payments an account of school nurses

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two thousand five hundred five of the act approved the tenth day of March one thousand nine hundred forty-nine (P L 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended to read as follows

Section 2505 Payments on Account of School Nurses Every school district and every vocational school district shall be paid by the Commonwealth for every school year on account of the employment of properly certificated school nurses an amount equal to one reimbursement unit for each nurse having the care of fifteen hundred or more pupils in first class first class A and second class districts twelve hundred fifty or more pupils in third class districts and one thousand or more pupils in fourth class districts in average daily membership in the districts' public schools and for each nurse having the care of less than fifteen hundred such pupils in first class first class A and second class districts less than twelve hundred fifty such pupils in third class districts and less than one thousand such pupils in fourth class districts the fractional part of one reimbursement unit equal to the number of such pupils under her care divided by fifteen hundred twelve hundred fifty or one thousand respectively The reimbursement provided for by this section shall be paid by the Department of Health out of any money appropriated to said department for administering the provisions of Article fourteen of this act

And said bill have been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBols,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,

Dunn, Erb, Ewing, Fenrich, Ferster, Fillp, Filo, Firmstone, Flack, Frost, Gaffney, Geer, Gibson, Gleason, Good,	Lederer, Leisey, Leonard, L., Leonard, W. C., Leven, Light, Limper, Loftus, Lopresti, Lovett, Lutty, Lyons, Madden, Madigan, Markley,	Polaski, Polen, Price, H. W. Jr., Price, R. A., Readinger, Reagan, Reese, Reidenbach, Reilly, J. M., Rigby, Riley, R. L., Robertson, Rose, Rosen, Rovanssek,	Wescott, Westrick, Whalley, Wheeler, White, Williams, Wilt, Wood, Yeakel, Yester, Yetzer, Young, Ziegler, Sorg, Speaker
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NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 124, as follows:

An Act to amend section one thousand twenty-four of the act approved the tenth day of March one thousand nine hundred forty-nine (P L 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by increasing compensation and mileage rates for attendance at conventions for the election of county superintendents

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand twenty-four of the act approved the tenth day of March one thousand nine hundred forty-nine (P L 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended to read as follows

Section 1024 Compensation and Mileage Every school director attending a convention for the election of a county superintendent shall be paid the sum of [four dollars (\$4)] eight dollars (\$8) per day and mileage at the rate of [four cents (4c)] six cents (6c) per mile for each mile necessary to be traveled between the to be paid by the school district in which the director resides by a proper order drawn on the treasury of such district

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando, Andrews, Banker, Barkdoll, Baumunk, Bear, Beaver, Beech, Berkstreaser, Blair, Bloom, Boles, Bolton,	Goodling, Graybill, Greenwood, Greer, Guarnieri, Gutendorf, Guthrie, Hagerty, Hall, Hamilton, R. K., Hamilton, W. H., Harney, Haudensfield,	Maxwell, Mazza, McConnell, McCormack, McCullough, McDermitt, McGee, McInroy, McKinney, McMillen, McNally, Metz, Mihm,	Royer, Rubin, Sarraf, Sax, Scanlon, Schmidt, Schuster, Scott, Seyler, Shoemaker, Shotwell, Smith, Snider,
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Bomberger, Boorse, Bower, Breisch, Breth, Brown, Bucchin, Byrne, Cella, Clapper, Clendenning, Cochran, Conway, Cooper, Corr, Costa, Coyle, Dalrymple, Davis, Dennison, Dougherty, Dowling, DuBois, Duffy, Dunn, Erb, Ewing, Fenrich, Ferster, Fillp, Filo, Firmstone, Flack, Frost, Gaffney, Geer, Gibson, Gleason, Good,	Headlee, Helm, Hersch, Hewitt, Hocker, Hoggard, Hunter, Jenkins, Johnson, Jones, G. E., Jones, J. M., Jones, P. F., Jones, T. H. W., Jump, Kamyk, Keller, Kent, Kline, Kohl, Kolankiewicz, Kornick, Kratz, Kubacki, Lafore, Lederer, Leisey, Leonard, L., Leonard, W. C., Leven, Light, Limper, Loftus, Lopresti, Lovett, Lutty, Lyons, Madden, Madigan, Markley,	Mikula, Miller, H. G., Miller, J. C., Mills, Mintess, Monroe, Moore, C. E., Moore, H. A., Moran, Muldowney, Munley, Murray, Musto, Najaka, Naugle, Needham, Olsen, Penglase, Peta, Petrosky, Pettigrew, Pfaff, Pichney, Pitzer, Polaski, Polen, Price, H. W. Jr., Price, R. A., Readinger, Reagan, Reese, Reidenbach, Reilly, J. M., Rigby, Riley, R. L., Robertson, Rose, Rosen, Rovanssek,	Sollenberger, Spencer, Stank, Stimmel, Stoner, Swartz, Swope, Tahl, Taylor, Thompson, E. F., Thompson, R. L., Toll, Tompkins, Toomey, VanSant, Varallo, Varner, Verona, Wachhaus, Wargo, Waterhouse, Watkins, Weidner, Welsh, Wescott, Westrick, Whalley, Wheeler, White, Williams, Wilt, Wood, Yeakel, Yester, Yetzer, Young, Ziegler, Sorg, Speaker
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NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 223, as follows:

An Act designating October fifteenth of each year "Poetry Day" and providing for the observance thereof

Poetry belongs to no age or language Among the arts it is second to none It presents a picture as real as any artist's canvas or sculptor's masterpiece It gives expression and meaning to countless inarticulate emotions It has rhythm and motion and music

A knowledge and appreciation of poetry is not only an essential element of a normal education but as well an invaluable source of inspiration benefit and enjoyment throughout life There never was a time when poetry and what it stands for was more important

In recognition of this and to do honor to both authors and their poetic works most of the states of the Union observe the fifteenth day of October of each year or another appropriate day as Poetry Day therefore

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Governor shall annually issue his Proclamation designating and setting apart October fifteenth as Poetry Day and calling on the people of the Commonwealth the public schools and other educational institutions to observe the day with appropriate exercises and otherwise to the end that a firmer knowledge and deeper appreciation of the value of poetic expression may be engendered

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—118

Amarando,	Greer,	Madigan,	Rubin,
Andrews,	Gutendorf,	Maxwell,	Sarra,
Barkdoll,	Guthrie,	Mazza,	Sax,
Baumunk,	Hall,	McCormack,	Scanlon,
Bear,	Hamilton, R. K.,	McDermitt,	Schmidt,
Beech,	Hamilton, W. H.,	McGee,	Scott,
Berkstresser,	Harney,	McNally,	Seyler,
Blair,	Haudenschild,	Mikula,	Shoemaker,
Bloom,	Hoggard,	Miller, H. G.,	Smith,
Boles,	Hunter,	Miller, J. C.,	Snider,
Bolton,	Jenkins,	Mintess,	Sollenberger,
Breisch,	Johnson,	Moore, C. E.,	Spencer,
Breth,	Jones, G. E.,	Moore, H. A.,	Stank,
Bucchin,	Jones, P. F.,	Moran,	Swartz,
Byrne,	Jump,	Muldowney,	Swope,
Cella,	Kamyk,	Munley,	Tahl,
Clapper,	Keller,	Najaka,	Taylor,
Glendening,	Kent,	Needham,	Thompson, E. F.,
Cochran,	Kline,	Pettigrew,	Thompson, R. L.,
Conway,	Kohl,	Pfaff,	Toll,
Cooper,	Kolankiewicz,	Pichney,	Toomey,
Corr,	Kratz,	Pitzer,	Varner,
Costa,	Lafore,	Polaski,	Verona,
Dalrymple,	Lederer,	Polen,	Wachhaus,
Dowling,	Leonard, W. C.,	Price, H. W. Jr.,	Wargo,
Erb,	Light,	Price, R. A.,	Watkins,
Ferster,	Limper,	Readinger,	Williams,
Flack,	Loftus,	Reese,	Yetzer,
Frost,	Lopresti,	Robertson,	Young,
Goodling,	Lovett,		

NAYS—73

Banker,	Gleason,	McCullough,	Stimmel,
Beaver,	Graybill,	McInroy,	Stoner,
Bomberger,	Greenwood,	McKinney,	Tompkins,
Boorse,	Hagerty,	McMillen,	VanSant,
Bower,	Headlee,	Metz,	Weidner,
Brown,	Helm,	Mihm,	Welsh,
Davis,	Hocker,	Monroe,	Wescott,
Dennison,	Jones, J. M.,	Murray,	Westrick,
Dougherty,	Jones, T. H. W.,	Musto,	Whalley,
DuBols,	Kornick,	Naugle,	Wheeler,
Duffy,	Kubacki,	Penglase,	White,
Dunn,	Lelsey,	Petrosky,	Wilt,
Ewing,	Leonard, L.,	Reilly, J. M.,	Wood,
Fenrich,	Leven,	Riley, R. L.,	Yeakel,
Filip,	Lutty,	Rovansek,	Yester,
Filo,	Lyons,	Royer,	Ziegler,
Firmstone,	Madden,	Schuster,	Sorg,
Gaffney,	Markley,	Shotwell,	Speaker
Gibson,	McConnell,		

NOT VOTING—16

Coyle,	Hersch,	Peta,	Rose,
Geer,	Hewitt,	Reagan,	Rosen,
Good,	Mills,	Reidenbach,	Varallo,
Guarnieri,	Olsen,	Rigby,	Waterhouse,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 356, as follows:

An Act to further amend the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor

providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" by extending the provisions thereof to school districts for limited purposes requiring that bonds of authorities organized by school districts be sold at public sale changing provisions for incorporation withdrawal from the joinder in Authorities amendment of articles of incorporation boards of Authorities and citizenship of members thereof and providing for extensions of corporate existence transfers of existing facilities to Authorities and conveyances of projects upon termination or assumption of liabilities

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (f) of Section 2 of the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" as amended by the act approved the twelfth day of June one thousand nine hundred forty-seven (P. L. 571) is hereby further amended to read as follows

Section 2 Definitions The following terms whenever used or referred to in this act shall have the following meanings except in those instances where the context clearly indicates otherwise

* * * * *

(f) The term "municipality" shall mean any county city town borough [or] township or school district of the Commonwealth of Pennsylvania

Section 2 Subsections A and C of Section 3 and subsection B of Section 3.1 of the said act are hereby amended to read as follows

Section 3 Method of Incorporation A Whenever the municipal authorities of any municipality singly or of [one] two or more municipalities jointly shall desire to organize an Authority under this act they shall adopt a resolution or ordinance signifying their intention to do so

[In the event that such resolution or ordinance sets forth the proposed articles of incorporation in full it shall not be required (any law to the contrary notwithstanding) in publishing such resolution or ordinance under the provisions of existing law to publish such proposed articles of incorporation in full but it shall be sufficient compliance with such law in such publication to set forth briefly the substance of such proposed articles of incorporation and to refer to the provisions of this act] Thereafter the municipal authorities of such municipality or municipalities shall cause a notice of such resolution or ordinance to be published at least one time in the legal periodical of the county or counties in which such Authority is to be organized and at least one time in a newspaper published and of general circulation in such county or counties Said notice shall contain a brief statement of the substance of said resolution or ordinance including the substance of such articles making reference to this act and shall state that on a day certain not less than three days after publication of said notice articles of incorporation of the proposed Authority will be filed with the Secretary of the Commonwealth of Pennsylvania No such municipality shall be required (any law to the contrary notwithstanding) to make any other publication of such resolution or ordinances under the provisions of existing law The aforesaid publication of such notice shall be sufficient compliance with such laws

* * * * *

C If the Secretary of the Commonwealth finds that the articles of incorporation conform to law he shall forthwith but not prior to the day specified in the aforesaid notice endorse his approval thereon and when all proper fees and charges have been paid shall file the articles and issue a certificate of incorporation to which shall be attached a copy of the approved articles Upon the issuance of such certificate of incorporation by the Secretary of the Commonwealth the corporate existence of said Authority shall begin [when such certificate has been recorded in the office for the recording of deeds in the county where the principal office of the Authority is to be located] Said certificate of incorporation shall be conclusive evidence of the fact that such Authority has been incorporated but proceedings may be instituted by the Commonwealth to dissolve any Authority which shall have been formed without substantial compliance with the provisions of this section

Section 3.1 Municipalities Withdrawing from and Joining in Joint Authorities.

* * * * *

B On or before the day specified in the notice the municipal authorities shall file such application with the Secretary of the Commonwealth together with proof of publication of the notice hereby required In the case of a municipality seeking to become a member of the Authority the application shall set forth all of the information required in the case of original incorporation in so far as it applies to the incoming municipality including the name and address and term of office of the first member or members of the board of the Authority from the incoming municipality and if there is to be a reapportionment of representation or revision of the terms of office of the members of the board the names addresses and terms of office of all the members of the board as so reapportioned or revised The application in all cases shall be executed by the proper officers of the withdrawing or incoming municipality under its municipal seal and shall be joined in by the proper officers of the governing body of the Authority and in the case of a municipality seeking to become a member of the Authority also by the proper officers of each of the municipalities that are then members of the Authority pursuant to resolutions by the municipal authorities of such municipalities

Section 3 Subsection A of Section 3.2 of said act as added by the act approved the twenty-sixth day of April one thousand nine hundred forty-nine (P. L. 761) is hereby amended to read as follows

Section 3.2 Amendment of Articles A An Authority in the manner hereinafter provided may from time to time amend its articles

(1) To adopt a new name

(2) To add a provision therein increasing its term of existence to a date not exceeding fifty years from the date of approval of the articles of amendments or to modify any provision thereof limiting its terms of existence by increasing such term to such a date

(3) To change add to or diminish its powers or purposes or to set forth different or additional powers or purposes

(4) To increase or decrease the number of members of the board of the Authority to reapportion the representation on the board of the Authority and to revise the terms of office of such members all in such manner as shall not be inconsistent with the provisions of section seven of this act

Section 4 Subsection A of Section 4 of said act as amended by the act approved the twelfth day of June one thousand nine hundred forty-seven (P. L. 571) is hereby further amended to read as follows

Section 4 Purposes and Powers General A Every Authority incorporated under this act shall be a body corporate and politic and shall be for the purpose of acquiring holding constructing improving maintaining and operating owning leasing either in the capacity of lessor or lessee projects of the following kind and character buildings to be devoted wholly or partially for public uses including public school buildings and for revenue-producing

purposes transportation marketing shopping terminals bridges tunnels flood control projects highways parkways traffic distribution centers parking spaces airports and all facilities necessary or incident thereto parks recreation grounds and facilities sewers sewer systems or parts thereof sewage treatment works including works for treating and disposing of industrial waste steam heating plants and distribution systems incinerator plants water-works water supply works water distribution systems swimming pools playgrounds lakes low head dams hospitals motor buses for public use when such motor buses are to be used within any municipality and subways Provided That an Authority created by a school district or school districts shall have the power only to acquire hold construct improve maintain operate and lease public school buildings and other school projects acquired constructed or improved for public school purposes The purpose and intent of this act being to benefit the people of the Commonwealth by among other things increasing their commerce and prosperity and not to unnecessarily burden or interfere with existing business by the establishment of competitive enterprises none of the powers granted by this act shall be exercised in the construction improvement maintenance extension or operation of any project or projects which in whole or in part shall duplicate or compete with existing enterprises serving substantially the same purposes The municipality or municipalities organizing such an Authority may in the resolution or ordinance signifying their intention so to do or from time to time by subsequent resolution or ordinance specify the project or projects to be undertaken by the said Authority and no other projects shall be undertaken by the said Authority than those so specified If the municipal authorities organizing an Authority fail to specify the project or projects to be undertaken then the Authority shall be deemed to have all the powers granted by this act

Section 5 Clause (a) of subsection B of Section 4 of said act as amended by the act approved the twelfth day of June one thousand nine hundred forty-seven (P. L. 571) is hereby further amended to read as follows

Section 4 Purposes and Powers General * * * * *

B Every Authority is hereby granted and shall have and may exercise all powers necessary or convenient for the carrying out of the aforesaid purposes including but without limiting the generality of the foregoing the following rights and powers

(a) To have existence for a term of fifty years [as a corporation] and for such further period or periods as may be provided in articles of amendment approved under subsection E of section three point two

Section 6 Subsection A of section 5 of said act is hereby amended to read as follows

Section 5 Purposes and Powers Bond A The bonds of any Authority hereinabove referred to and authorized to be issued shall be authorized by resolution of the board thereof and shall be of such series bear such date forty years from their respective dates bear interest at or dates mature at such time or times not exceeding such rate or rates not exceeding six per cent per annum payable semi-annually be in such denominations be in such form either coupon or fully registered without coupons carry such registration exchangeability and interchangeability privileges be payable in such medium of payment and at such place or places be subject to such terms of redemption not exceeding one hundred five per cent of the principal amount thereof and be entitled to such priorities in the revenues or receipts of such authority as such resolution or resolutions may provide the bonds shall be signed by such officers at the authority shall determine and coupon bonds shall have attached thereto interest coupons bearing the facsimile signature of the treasurer of the authority all as may be prescribed in such resolution or resolutions any such bonds may be issued and delivered notwithstanding that one or more of the officers signing such bonds or the treasurer whose facsimile signature shall be upon the coupon or any thereof shall have ceased to be such officer

or officers at the time when such bonds shall actually be delivered

Said bonds except bonds issued by an authority organized by a school district may be sold at public or private sale for such price or prices as the authority shall determine provided that the interest cost to maturity of the money received for any issue or said bonds shall not exceed six per centum per annum pending the preparation of the definite bonds interim receipts may be issued to the purchaser or purchasers of such bonds and may contain such terms and conditions as the authority may determine

Bonds issued by authorities organized by school districts may be sold only at public sale to the highest responsible bidder after public notice by advertisement once a week for three weeks in at least one newspaper or general circulation published in the county in which the authority maintains its principal office No bid for such bonds at less than their par value shall be accepted

Section 7 Subsection A of Section 7 of said act as amended by the act approved the twelfth day of June one thousand nine hundred forty-seven (P L 571) and as last amended in part by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 850) is hereby further amended to read as follows

Section 7 Governing Body A The powers of each Authority shall be exercised by a governing body (herein called the "Board") composed as follows

(a) If the Authority is incorporated by one municipality the board shall consist of five member [each of whom shall be a citizen of such municipality] or in case of an Authority one or more projects of which extends or is to extend into or is leased or is to be leased to such number of members not less than five as shall be more than one municipality the board shall consist of thereto The governing body of such municipality shall set forth in the articles of incorporation or amendment appoint the members of the board whose terms of office shall commence on the date of appointment and one of whom shall serve for one year one for two years one for three years one for four years and one for five years from the January first next succeeding the date of incorporation and if there be more than five members of the board their terms shall be staggered in a similar manner Thereafter whenever a vacancy has occurred or is about to occur by reason of the expiration of the term of any member the said governing body shall appoint [as] a member of the board [a citizen of the municipality for which the Authority] for a term of five years to succeed the member whose term has expired or is about to expire

(b) If the Authority is incorporated by two or more municipalities the board shall consist of a number of members at least equal to the number of municipalities incorporating the Authority but in no event less than five When one or more additional municipalities join an existing Authority each of such joining municipalities shall have [one member on the board The first of such members shall be appointed immediately upon the admission of the municipality into the Authority for a full term of years equal to that fixed for the other members of the board] such membership on the board as the municipalities then members of the Authority and the joining municipalities may determine by appropriate resolutions Such member or members representing the joining municipality or municipalities shall be appointed immediately upon the admission of such municipality or municipalities into the Authority for the term of years provided in the application for membership required by section three point one of this act

The members of the board each of whom shall be a citizen of the municipality by which he is appointed or a citizen of a municipality into which one or more of the projects of the Authority extends or is to extend or to which one or more of said projects has been or is to be leased shall be appointed their terms staggered and vacancies filled and where [the number of] two or more municipalities [joining is less than five] are

members of the Authority shall be apportioned in such manner as the articles of incorporation the amendments thereof or the application for membership required by section three point one of this act shall provide No member shall be appointed for a term longer than five years

Section 8 Subsection A of Section 9 Section 14 and subsection (B) of Section 18 of said act as amended by the act approved the twelfth day of June one thousand nine hundred forty-seven (P L 571) are hereby further amended to read as follows

Section 9 Transfer of Existing Facilities to Authority A Any municipality school district or owner may and they are hereby authorized to sell lease lend grant [or] convey transfer or pay over to any Authority with or without consideration any project or any part or parts thereof or any interest in real or personal property or any funds available for building construction or improvement purposes including the proceeds of bonds previously or hereafter issued for building construction or improvement purposes which may be used by the Authority in the construction improvement maintenance or operation of any project Any municipality or school district is also authorized to transfer assign and set over to any Authority any contracts which may have been awarded by said municipality or school district for the construction of projects not begun or if begun not completed The territory being served by any project or the territory within which such project is authorized to render service at the time of the acquisition of such project by an Authority shall include the area served by the project and the area in which the project is authorized to serve at the time of acquisition and any other area into which the service may be extended subject to the limitations of subsection A of section four of this act

Section 14 Termination of Authority When any Authority shall have finally paid and discharged all bonds which together with the interest due thereon shall have been secured by a pledge of any of the revenues or receipts of a project it may (subject to any agreements concerning the operation or disposition of such project) convey such project to the municipality or municipalities creating the Authority or where the project is a public school [building] project to the school district [in which it is located] or school districts to which such project was leased When any Authority shall have finally paid and discharged all bonds issued and outstanding and the interest due thereon and settled all other claims which may be outstanding against it it may convey all its property to the municipality or municipalities or where any of such property is [a public school building] public school property then to the school district [in which it is located] or school districts to which the project was leased and may then terminate its existence A certificate requesting the termination of the existence of the Authority shall be filed in the office of the Secretary of the Commonwealth submitted to the municipality or municipalities creating the Authority If the certificate is approved by the municipality or municipalities [creating the Authority by its ordinance or ordinances] then the certificate endorsed with such approval shall be filed with the Secretary of the Commonwealth and thereupon the said secretary shall note the termination of existence on the record of incorporation and return the certificate with his approval shown thereon to the board which shall cause the same to be recorded in the office of the recorder of deeds of the county if the Certificate of Incorporation of such Authority shall have been recorded therein pursuant to the requirements of law in effect at the time of the incorporation of such Authority Thereupon the property of said Authority shall pass to the municipality or municipalities or the school district or districts as the case may be and the Authority shall cease to exist

Section 18 Conveyance by Authorities to Municipalities or School Districts of Established Projects * * * *

(B) If a public school [building] project shall have been [established as a project] undertaken under this act and the school district [in which it is located desires]

or school districts to which such project has been leased desire to acquire the same such school district or school districts may be appropriate resolution signify [its] a desire to do so and thereupon the Authority shall convey such public school [building] project to such school district or school districts by appropriate instrument upon the assumption by the latter of all the obligations incurred by the Authority with respect to that project

Section 9 The provisions of this act shall be come effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 390, entitled:

An Act requiring all buildings under construction which are to be fifty feet or more in height to be equipped with an elevator for the use of building construction workmen and providing penalties.

On the question,

Will the House agree to the bill on third reading?

Mr. PENGLASE. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Title, page 1, line 1 of Title, by inserting after the word "construction" the following: "or alteration."

Amend Title, page 1, line 2 of Title, by striking out the words: "fifty feet or more in height" and inserting in lieu thereof: "five stories or more in height."

Amend Title, page 1, last line of Title, by inserting after the word "workmen" the following: "imposing certain duties upon the Department of Labor and Industry."

Amend Sec. 1, page 1, line 1, by inserting after the figure "1" the following: "Elevators Required for Buildings Under Construction or Alteration.—"

Amend Sec. 1, page 1, line 2, by inserting after the word "construction" the following: "or alteration."

Amend Sec. 1, page 2, line 4, by inserting after the word "construction" the following: "or alteration."

Amend Sec. 1, page 2, line 6, by inserting after the word "materials" the following: "in accordance with the regulations of the Department of Labor and Industry for elevators, escalators, dumbwaiters and hoists."

Amend Sec. 2, page 2, line 7, by inserting after the figure "2" the following: "Definition.—"

Amend Sec. 3, page 2, lines 9 to 15, inclusive, by striking out all of said lines.

Amend the Bill, page 2, by inserting between lines 15 and 16 the following:

"Section 3. Enforcement.—It shall be the duty of the Department of Labor and Industry to enforce the provisions of this act.

"Section 4. Procedure in Prosecutions.—Prosecutions for violations of the provisions of this act, or the rules and regulations of the department, may be instituted by the department, and shall be in the form of summary proceedings before an alderman, magistrate or justice of the peace. Upon conviction, after a hearing, the penalties hereinafter provided for shall be imposed, and shall be final, unless an appeal be taken to a court of proper jurisdiction in the manner prescribed by law.

"Section 5. Penalties.—Any person who shall violate any of the provisions of this act, or the rules and regulations of the department, as herein provided for, shall for the first offense, be penalized by a fine of not more than one hundred dollars and costs, and, upon nonpayment thereof, imprisonment in the county jail for not more than ten days, and for each subsequent offense shall be penalized by a fine of not more than two hundred dollars and costs, and, upon nonpayment thereof, imprisonment in the county jail for not more than thirty days.

"All fines collected under this act shall be forwarded to the Department of Labor and Industry, who shall transmit the same to the State Treasury, through the Department of Revenue."

Amend Sec. 4, page 2, line 16, by striking out the figure "4" and inserting in lieu thereof: "6. Effective Date.—"

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,
Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILL PASSED OVER

There being no objection

House Bill No. 488, Printer's No. 476
was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 576, as follows:

An Act to further amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by permitting certain districts to make their own enumeration for per capita tax purposes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 675 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" as amended by the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 937) is hereby further amended to read as follows

Section 675 Certification of Assessments etc Districts Second Class In order to enable the board of school directors in school districts of the second class to levy and assess the necessary school taxes required by such school district each year the city clerk or other proper official required by law so to do shall annually on or before the first day of April in each year at the expense of the city furnish to each school district of the second class for its use to be retained by it a properly certified duplicate of the last adjusted valuation of all real estate personal property and except when directed by resolution of the board of school directors not to so furnish a list of all residents or inhabitants made taxable in such school district of the second class stating the name of each taxable the valuation and kind of property assessed All of such real estate personal property and residents or inhabitants are hereby made taxable for school purposes in each such school district of the second class The properly certified duplicate herein required to be furnished each school district of the second class at the expense of the city shall consist of a bound book printed and indexed according to the form to be submitted by the secretary of the board of school directors of each such school district to the city clerk or other proper official on or before the first day of January of each year Provided That in all cases where a school district of the second class is not located wholly within the boundary lines of a city the county commissioners or other proper officials in the county shall at the expense of the county furnish to the school district a properly certified duplicate of the last adjusted valuation of all real estate personal property and except when directed by resolution of the board of school directors not to so furnish a list of residents or inhabitants made taxable for county purposes in such school district

Section 2 Sections 677 and 680 of said act are hereby amended to read as follows

Section 677 Certification of Assessments etc Districts Third and Fourth Class (a) In order to enable the board of school directors in each district of the third class other than school districts of that class which are located wholly within the boundary lines of cities of the third class and

where such third class school districts comprise the same territory as such city of the third class in which the same is so located and in each district of the fourth class to assess and levy the necessary school taxes required by such district each year the county commissioners or other proper officials in each county shall on or before the first day of April in each year at the expense of the county furnish to each school district of the third class other than school districts of that class which are located wholly within the boundary lines of cities of the third class and where such third class school districts comprise the same territory as such city of the third class in which the same is so located and to each district of the fourth class therein for its use to be retained by it a properly certified duplicate of the last adjusted valuation of all real estate personal property and residents or inhabitants made taxable for county purposes in such school districts stating the name of each taxable and the valuation description and kind of property and except when directed by resolution of the board of school directors not to so furnish a list of the residents or inhabitants assessed All of such real estate personal property and residents or inhabitants are hereby made taxable for school purposes in each school district of the third and fourth class

(b) In order to enable the board of school directors in all school districts of the third class which are located wholly within the boundary lines of any city of the third class and where such third class school district comprises the same territory as such city of the third class in which the same is so located to levy and assess the necessary school taxes required by such school district each year the city clerk or other proper official shall annually on or before the first day of April in each year at the expense of the city furnish to each school district of the third class mentioned in this subsection for its use to be retained by it a properly certified duplicate of the last adjusted valuation of all real estate personal property and except when directed by resolution of the board of school directors not to so furnish a list of all residents or inhabitants made taxable in such school district of the third class mentioned in this subsection stating the name of each taxable the valuation and kind of property assessed All of such real estate personal property and residents or inhabitants are hereby made taxable for school purposes in each such school district of the third class The properly certified duplicate herein required to be furnished each of such school districts of the third class at the expense of the city shall consist of a bound book or books printed and indexed according to the form to be submitted by the secretary of the board of school directors of each school district to the city clerk or other proper official on or before the first day of March of each year

Section 680 List of Residents for Per Capita Tax Purposes

(a) In order that the board of school directors of each school district of the second third or fourth class may assess levy and collect a per capita tax of not less than one dollar nor more than five dollars on each resident or inhabitant over twenty-one years of age in the district it shall be the duty of the proper assessors in each such school district to prepare a list of residents or inhabitants in such school district over twenty-one years of age and return the same with the other taxable property in the district as provided by law In each school district all such lists of residents or inhabitants shall be included and certified in the list of taxable property to be certified to the board of school directors in each such school district as herein provided Assessors whose assessment district includes the whole or parts of more than one school district shall return separate lists of residents and inhabitants of each such school district

(b) The board of school directors of any school district of the second or third class within any city of the third class may by resolution provide for the preparation of the list of residents or inhabitants over twenty-one years of age to be used in the assessment levy and collection of the per capita tax in such district by employees to be appointed and paid by it and directing every other assessing authority not to furnish such list to the school

district during the period of its effectiveness A copy thereof shall be sent to such other assessing authorities

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toil,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Relly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 878, as follows:

An Act to amend the act approved the thirteenth day of June one thousand nine hundred eleven (P. L. 903) entitled "An act to prevent frauds against carriers of passengers for hire within this Commonwealth and pre-

scribing penalties for the breach of the provisions hereof" by changing penalties and defining magistrate The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections one and two of the act approved the thirteenth day of June one thousand nine hundred eleven (P. L. 903) entitled "An act to prevent frauds against carriers of passengers for hire within this Commonwealth and prescribing penalties for the breach of the provisions hereof" are hereby amended to read as follows

Section 1 Be it enacted &c That from and after the passage of this act every person being a passenger for hire who shall upon demand by the conductor agent or person authorized to make such demand refuse payment of the lawful fare due and payable for his conveyance upon any steamboat or steam railroad car or upon any electric or street railroad car or upon any public conveyance whatsoever used for carrying passengers for hire within this Commonwealth or who shall fraudulently and knowingly fail to make or by artifice avoid the payment of such lawful fare shall [be guilty of a misdemeanor and upon conviction shall be fined] upon summary conviction before a magistrate be sentenced to pay a fine of not more than five dollars (\$5.00) or imprisoned not more than ten (10) days or either or both at the discretion of the [court] magistrate

Section 2 Every person being a passenger for hire to whom has been issued a [transfer] non-transferable ticket [giving or purporting to give to such passenger the right of transfer to and] valid in full or part payment of fare for passage upon any other public conveyance operated upon the same or any other line or route or any person into whose possession any such [transfer] ticket may come who shall sell barter give away or otherwise transfer the same and every person who shall offer for passage any such [transfer] ticket which was not issued to any person so offering it shall [be guilty of a misdemeanor and upon conviction shall be fined] upon summary conviction before a magistrate be sentenced to pay a fine of not more than five dollars (\$5.00) or imprisoned not more than ten (10) days or either or both at the discretion of the [court] magistrate

Section 2 Said act is hereby amended by adding thereto after section two a new section to read as follows

Section 3 The term "magistrate" as used in this act includes a justice of the peace alderman magistrate or any other officer having by law the powers of a committing magistrate

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,

Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Fillo,	Light,	Reagan,	Williams,
Firmstone,	Limper,	Reese,	Wilt,
Flack,	Loftus,	Reidenbach,	Wood,
Frost,	Lopresti,	Reilly, J. M.,	Yeakel,
Gaffney,	Lovett,	Rigby,	Yester,
Geer,	Lutty,	Riley, R. L.,	Yetzer,
Gibson,	Lyons,	Robertson,	Young,
Gleason,	Madden,	Rose,	Ziegler,
Good,	Madigan,	Rosen,	Sorg,
	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 984, as follows:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for exceptions to compulsory attendance
The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clauses (3) and (4) of Section 1330 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" are hereby amended to read as follows

Section 1330 Exceptions to Compulsory Attendance The provisions of this act requiring regular attendance shall not apply to any child who

(3) Has attained the age of fifteen (15) years and is engaged in farm work on a farm owned or operated by his parents or persons in loco parentis or domestic service in [a private] the home of his parents or persons in loco parentis on a permit issued by the school board or the designated school official of the school district of the child's residence [in accordance with regulations which the Superintendent of Public Instruction is hereby authorized to prescribe]

(4) Has attained the age of fourteen (14) years and is engaged in farm work on a farm owned or operated by his parents or persons in loco parentis or domestic service in [a private] the home [on a permit issued as provided in clause (3) of this section] of his parents or persons in loco parentis and who has satisfactorily com-

pleted either in public or private schools the equivalent of the highest grade of the elementary school organization prevailing in the public schools of the district in which he resides [if the issuance of such a permit has first been recommended by the county or district superintendent of schools having supervision of the schools of the district where such child resides or by the principal of the private school where such child is enrolled and the reason therefor has been approved by the Superintendent of Public Instruction]

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, I would prefer that the House be not in such a hurry, that we approach this bill with a greater degree of deliberation.

The bill before us presents a basic and fundamental issue. That issue is the right of individual conscience to secure exemption from the operation of the general law.

Over a period of a great many years, and as a result of an unending struggle there was first written into the law of Great Britain the principle that anything that one person could do, a group of people could do. If that is true, if that is the correct legal principle then it should be equally true that what a group, be that group large or small, may legally do because of conscience, an individual should be able to do.

In the realm of conscience there are no privileged classes. Your conscience is as dear to you as the conscience of any religious group may be. If because of conscientious objections we modify our general law in the case of a group of ten, in the case of a group of a thousand, in the case of a group of ten thousand we are equally bound to recognize the reign of conscience in the case of the individual.

It has been deemed fit by the people of this Commonwealth to write certain rules, regulations, stipulations into the law concerning the education of our youth.

Now, if any group anywhere in the Commonwealth can say "I do not like those rules and regulations; I want an exemption," then I say to you that any individual anywhere in the Commonwealth has the same right to say that for and on behalf of his children he wants an exemption. In order to secure a special privilege in matter of education must I necessarily be a member of a particular religious group?

The issue presented, as I say, is basic and fundamental. Either we have a general law regarding the education of our youth or we do not have. And if we are going to grant exemptions to any group, large or small, then I say that under any reasonable interpretation of legalistic procedure we should grant the same exemption to any individual. If we do that, if we give to the individual the right because of conscience to exclude himself from the practices of the Commonwealth regarding education we have no compulsory educational law at all. And so, on the basis of principle, I am opposed to this measure.

ANNOUNCEMENT BY SPEAKER

The SPEAKER. The Chair has been requested to announce by the Director of the Pennsylvania State Council of Civil Defense, Mr. Richard Gerstell, that there will

be an Air Raid Warning Signal today, July 10, 1951, at 3:00 p. m. Eastern Daylight Time.

On the first signal the Members, Officers, Employees of the House and Members of the Press are requested to proceed from the Hall of the House thence down the stairway at House elevator to the basement corridors along the Capitol Cafeteria and remain there until the all clear signal sounds.

Visitors present in the House will follow the directions of the Air Raid Wardens.

Mr. HARRY W. PRICE, Jr. Mr. Speaker—

Mr. FILO. Mr. Speaker—

The SPEAKER. Will the gentleman from Mifflin, Mr. Price, yield to the gentleman from Allegheny, Mr. Mr. Filo?

Mr. HARRY W. PRICE, Jr. I will, Mr. Speaker.

The SPEAKER. The Chair recognizes the gentleman from Allegheny, Mr. Filo. For what purpose does the gentleman rise?

Mr. FILO. Mr. Speaker, relative to the statement that you made. To me the statement appears to be a publicity stunt just to get their hands on \$20 million for Civilian Defense—

The SPEAKER. The gentleman is out of order. The only question before the House is, Shall House Bill 984 pass finally?

Mr. FILO. Mr. Speaker, may I make a brief statement after the bill has been passed?

The SPEAKER. The gentleman will be recognized at a later time.

On the question recurring,

Shall House Bill 984 pass finally?

Mr. HARRY W. PRICE, Jr. Mr. Speaker, it appears to me that the gentleman from Cambria, Mr. Andrews certainly has the wrong interpretation of this bill.

This bill does not involve any class distinction, it does not involve any special privileges for any group of people. All this bill does is to permit the local authorities on the school boards to grant work certificates. That is all the bill does. Under the present set-up work certificates are approved by the local school boards and then further approved by the Department in Harrisburg.

This bill eliminates the process of going to Harrisburg for final approval and leaves it up entirely to the local school boards, or at the local level. In short it is a form of home rule, giving the authority to the local boards who in many cases are familiar with the problems involved.

On the question recurring,

Shall the bill pass finally?

(The roll was called to and including the name of Mr. Swope when the Air Raid Warning Signal was sounded and the Members of the House and visitors proceeded, as directed, to the basement of the Capitol Building.

Following the All-Clear signal the Members returned to the House)

The SPEAKER (Herbert P. Sorg) in the Chair.

The SPEAKER. Will the House give its unanimous consent to the taking up of other business before the completion of the calling of the roll that was in progress when the Air Raid Warning Signal sounded? Is there objection? The Chair hears none, and consent is granted.

SENATE MESSAGES

APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE BILL NO. 238

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments non-concurred in by the House of Representatives, to House Bill No. 238, entitled:

An Act to amend Section 256 of the act approved the second day of May one thousand nine hundred twenty-five (P L 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundry rivers of the Commonwealth" by authorizing fish wardens to make certain arrests with warrants under certain circumstances

And has appointed Messrs. Wolfe, Mahany and Neff a committee of conference to confer with a similar committee of the House of Representatives already appointed on the subject of the differences existing between the two houses in relation to said bill.

APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE BILL NO. 730

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments non-concurred in by the House of Representatives, to House Bill No. 730, entitled:

An Act to further amend Section 501 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by regulating the issuance of resident and non-resident hunters' licenses and tags for antlerless deer for the hunting of antlerless deer and eliminating the provisions for special permits for antlerless deer and for abrogation of open season on antlerless deer

And has appointed Messrs. Berger, Hare and McMennamin a committee of conference to confer with a similar committee of the House of Representatives already appointed on the subject of the differences existing between the two houses in relation to said bill.

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, July 10, 1951

Resolved, (if the House of Representatives concur), that when the Senate adjourns this week, it reconvene on Monday, July 16, 1951, at two o'clock p. m., Eastern Standard Time; and when the House of Representatives adjourns this week, it reconvene on Monday, July 16, 1951, at three thirty o'clock p. m., Eastern Standard Time.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate? It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

QUESTION OF PERSONAL PRIVILEGE

Mr. FILO. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state it.

Mr. FILO. Mr. Speaker, I would like to make a brief statement regarding the proceedings here in the last—

The SPEAKER. The gentleman from Allegheny, Mr. Filo, asks unanimous consent to address the House. Will the House give its unanimous consent? Is there objection? The Chair hears objection and consent is not granted.

Mr. FILO. Mr. Speaker, I ask for a roll call.

The SPEAKER. A roll call is not necessary. Unanimous consent is required to address the House.

Mr. FILO. I ask for a division.

The SPEAKER. For the information of the gentleman it will be necessary to suspend Rule 14 for the purpose of securing permission to address the House without unanimous consent.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1104, as follows:

An Act to amend subsection (a) of Section 1402 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by authorizing the giving of medical and dental examinations to children prior to enrollment in the first grade

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (a) of Section 1402 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended to read as follows

Section 1402 Medical and Dental Examination Required (a) All children of school age during the time they are members of the first third fifth seventh ninth and eleventh grades in any school teachers janitors cooks and other cafeteria help and all others employed at schools shall at least once in every two years be given a complete medical and dental examination by medical and dental examiners appointed by the Secretary of Health in fourth class districts and by medical and dental examiners appointed or approved by him in first second and third class districts Teachers and all other school employes shall be given a complete medical examination every two years Examinations herein provided may be made during the three (3) months period immediately preceding enrollment in the first grade Children so examined shall not be required to undergo an examination during the time they are members of the first grade

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,

Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnar,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1209, as follows:

An Act relating to marriage and amending revising consolidating and changing the law relating thereto

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 License Necessary to Marry No person shall be joined in marriage in this Commonwealth until a marriage license shall have been obtained from the clerk of the orphans' court of any county A license so issued shall authorize a marriage ceremony to be performed in the county where the license is issued or in any other county of this Commonwealth Prior to issuance of said license the clerk of the orphans' court shall be satisfied as to the identity of one or both of the applicants

Section 2 Application for License to Marry No license to marry shall be issued by any clerk of the orphans' court except upon written and verified application made by both of the parties intending to marry Such application shall contain a statement of the full Christian name and surname of the male and female applicant color occupation birth place residence and ages of the parties whether the marriage contemplated is the first second or other

marriage and that neither of the contracting parties is afflicted with transmissible disease together with the full Christian name and surname residence color occupation and birth place of their parents including the maiden name of the mother together with such other facts as may be necessary to determine whether any legal impediment to the proposed marriage exists

Section 3 Waiting Period After Application for License
No license to marry shall be issued until after three days from the day of making application therefor except in case of emergency or extraordinary circumstances when a judge of the orphans' court or a master duly appointed by said court may authorize a license to be issued at any time before the expiration of said three days

Section 4 Restrictions on The Issue of Marriage License
No license to marry shall be issued by any clerk of the orphans' court

(a) Until there shall be in the possession of the clerk of the orphans' court a statement or statements signed by a duly licensed physician of the Commonwealth of Pennsylvania or any commissioned medical officer in the United States Army or Navy or any physician of the Public Health Service of the Federal Government that each applicant within thirty days of the application for the marriage license has submitted to an examination to determine the existence or non-existence of syphilis which examination has included a standard serological test or tests for syphilis and that in the opinion of the examining physician the applicant is not infected with syphilis or if so infected is not in a stage of that disease which is likely to become communicable The physician's statement shall be accompanied by a statement from the person in charge of the laboratory making the test or from some other person authorized to make such statement setting forth the name of the test the date it was made the name and address of the physician to whom a report was sent and the exact name and address of the physician to whom a report was sent and the exact name and address of the person whose blood was tested but not setting forth the result of the test and such other facts as the Department of Health may deem necessary to determine whether the applicant is infected with syphilis in a stage of that disease likely to become communicable

(b) If either of the applicants for a license is under the age of sixteen years except in special cases where a judge of the orphans' court shall have discretion to authorize a license to be issued by the clerk of the orphans' court where one or both applicants are under the age of sixteen years

(c) If either of the applicants is under the age of twenty-one years unless the consent of a parent or guardian shall be personally given before the clerk or be certified under the hand of a parent or guardian attested by two adult witnesses and in the latter case the signature of the parent or guardian shall be acknowledged before an officer authorized by law to take acknowledgments When any such minor has no guardian and a judge of the orphans' court is absent or not accessible for any reason the clerk of the orphans' court or a duly appointed assistant clerk of said court may appoint for such minor a guardian pro hoc vice

(d) If either of the applicants for a license is an imbecile epileptic of unsound mind or under guardianship as a person of unsound mind or as a feeble minded person

(e) If either applicant is or has been within five years preceding the time of the application an inmate of any institution for the insane or home for the indigent persons unless it satisfactorily appears that the cause for such condition has been removed and that the male applicant is able to support a family.

(f) If at the time of making application either of the applicants is under the influence of intoxicating liquor or narcotic drug

(g) To a person (divorced by his or her former spouse on the grounds of adultery) for the marriage of such person to the person with whom the crime of adultery

was committed during the lifetime of the former husband or wife

(h) To applicants who are of kin of the degree of first cousins

(i) To applicants within the prohibited degrees of consanguinity and affinity which are as follows

Degrees of Consanguinity

A man may not marry his mother

Do.....do..... father's sister
Do.....do..... mother's sister
Do.....do..... sister
Do.....do..... daughter
Do.....do..... the daughter of his son or daughter

A woman may not marry her father

Do.....do..... father's brother
Do.....do..... mother's brother
Do.....do..... brother
Do.....do..... son
Do.....do..... the son of her son or daughter

Degrees of Affinity

A man may not marry his father's wife

Do.....do..... son's wife
Do.....do..... wife's daughter
Do.....do..... the daughter of his wife's son or daughter
A woman may not marry her mother's husband
Do.....do..... daughter's husband
Do.....do..... husband's son
Do.....do..... the son of her husband's son or daughter

Section 5 Tests for Syphilis Physician's Statement Appeals Filing

(a) For the purpose of this act a standard serological test for syphilis shall be a test approved by the State Department of Health and shall be made at a laboratory approved to make such tests by the State Department of Health Such laboratory tests as are required to be made by this act shall on request of the physician submitting the sample and on his certificate that the applicant is unable to pay be made without charge by the State Department of Health

(b) Any applicant for a marriage license having been denied a physician's statement as required by this act shall have the right of appeal to the Department of Health of the Commonwealth of Pennsylvania for a review of the case and the said department shall after appropriate investigation issue or refuse to issue a statement in lieu of the physician's statement required by section one of this act

(c) The statements of the physician who examined the applicant and the laboratory which made the serological test shall be uniform throughout the State and shall be upon forms provided therefor by the State Department of Health These forms shall be filed by the clerk of the orphans' court separately from the applications for marriage licenses and shall be regarded as absolutely confidential by any and every person whose duty it may be to obtain make transmit or receive such information or report

Section 6 Examination of Applicants Each of the applicants for a marriage license shall appear in person before the clerk of the orphans' court of the county in which the license is to be issued or before an alderman magistrate or justice of the peace of that county or in any county of this Commonwealth At the time of such appearance the applicant or both of them if they appear together shall be examined under oath or affirmation as to

(a) The legality of the contemplated marriage

(b) Any prior marriage or marriages and its or their dissolution

(c) All the information required to be furnished on the application for license as prepared and approved by the Department of Health and

(d) The restrictions set forth in section four of this act
The application or applications shall thereupon be com-

pleted in accordance with such examination and duly sworn or subscribed to by the applicant or applicants.

Upon the completion of any application or applications taken before an alderman magistrate or justice of the peace such application or applications shall be promptly transmitted to the clerk of the orphans' court of the county in which the license is to be issued.

The clerk of the orphans' court wherein the license is sought when properly completed applications on behalf of each of the parties to the proposed marriage have been taken before him or duly forwarded to him by an alderman magistrate or justice of the peace shall if there is no legal objection to the marriage grant a license. Such license shall not be granted until after three days from the date of the most recent of the two applications therefor.

The clerk of the orphans' court shall provide application blanks upon request to aldermen magistrates and justices of the peace.

Section 7 Orphans' Court to Pass Upon Refusal of Clerk to Issue License

In those cases where the right to a license is not made to appear the clerk of the orphans' court shall refuse to issue the same. At once upon such refusal he shall certify the proceedings to the orphans' court of the county without formality or expense to the applicants for license who shall be notified by the clerk of such action.

Such application for a license to marry shall thereupon at the earliest possible time be heard by a judge of said court without a jury in court or in chambers during the term or in vacation as the case may be. The finding of the court that a license ought to issue or ought not to issue shall be final and the clerk of the orphans' court shall act in accordance therewith.

The true intent of this section is to secure for applicants a hearing before the orphans' court without affirmative action by said applicants and to give notice to them of such hearing its time and place without delay or expense.

Section 8 Recording Application and Consent Certificate. The applications for license and all consent certificates shall be immediately recorded by the clerk of the orphans' court in a book provided for that purpose at the cost of the county which shall be called the marriage docket and shall be a public record open to inspection or examination by the public at all times during business hours. Any person may make a copy or abstract of the entries contained in the said marriage license docket for the purpose of publication in any regularly published daily or weekly newspaper and it shall be lawful to publish said copy or abstract in any regularly published daily or weekly newspaper printed within the Commonwealth.

Section 9 Form of Marriage Licenses. Marriage Certificates (a) The marriage license as issued by the clerk of the orphans' court shall not be valid for a longer period than sixty days from the date of issue and shall be in form substantially as follows to wit:

Commonwealth of Pennsylvania }
County of } SS No

To any person authorized by law to solemnize marriage. You are hereby authorized to join together in holy state of matrimony according to the laws of the Commonwealth of Pennsylvania A B of full age and never heretofore married and C D likewise of full age and never heretofore married.

Given under my hand and seal of the orphans' court of said county of at this day of one thousand

If either of said parties is not of full age of twenty-one years then in lieu of the words "of full age" his or her age shall be stated and the fact of consent of parent or guardian shall likewise be stated and if either of said parties shall have been married previously to the issuing of such license then in lieu of the words "never previously

married" the number of times he or she shall have been previously married and the mode by which said prior marriage or marriages was or were dissolved shall be stated and if by divorce or death the date or dates shall be noted thereon. If either of said parties is under the age of sixteen years and a judge of the orphans' court shall have authorized the license to be issued then in lieu of the words "of full age" his or her age shall be stated and the fact that a judge authorized the license to issue shall likewise be stated in addition to the consent of a parent or a guardian.

(b) The license shall have appended to it two certificates numbered to correspond with said license (one marked original and one marked duplicate) which shall be in form substantially as follows:

I hereby certify that on the day of one thousand at Pennsylvania and were by me united in marriage in accordance with license issued by the clerk of the orphans' court of county Pennsylvania numbered

Signed
(Title of person solemnizing marriage)

Section 10 Forms Where Marriage Ceremony Performed by Parties to Marriage. In all cases in which the parties intend solemnizing their marriage themselves no such marriage shall take place until the clerk of the orphans' court shall certify their right so to do in a declaration in substantially the following form:

To A B and C D No

Legal evidence having been furnished to me in accordance with law this certifies that I am satisfied that there is no legal impediment to you joining yourselves together in marriage.

Signed
Clerk of the Orphans' Court

In lieu of the certificate before set forth there shall be appended to such declaration two certificates numbered to correspond to the declaration of the clerk of the orphans' court in the following form:

We hereby certify that on the day of one thousand nine hundred and we united ourselves in marriage at in the county of Pennsylvania having first obtained from the clerk of the orphans' court of county Pennsylvania a declaration numbered that he was satisfied that there was no existing legal impediment to our so doing.

A B
C D

We the undersigned were present at the solemnization of the marriage of A B and C D as set for in the foregoing certificate.

D E
E F

Section 11 Persons Qualified to Solemnize Marriages. The chief justice and each justice of the Supreme Court the president judge and each judge of the Superior Court each judge of the court of common pleas judge of the orphans' court judge of a county court judge of a municipal court magistrate alderman justice of the peace mayor of any city and burgess of any borough of this Commonwealth and every minister priest or rabbi of any regularly established church or congregation is hereby authorized to solemnize marriages between such persons as produce a marriage license issued by the clerk of the orphans' court.

Every religious society religious institution or religious organization in this Commonwealth may join together in marriage such persons as are members of the said society institution or organization or when one of such persons is a member of such society institution or organization according to the rules and customs of the society institution or organization to which either of them belong.

Section 12 Returns of Marriages. The certificate marked "original" shall be by the person solemnizing the marriage be duly signed and be given to the parties contracting the

marriage and the certificate marked "duplicate" shall by the person or by a member of the religious society institution or organization solemnizing the marriage be duly signed and returned to the clerk of the orphans' court who issued the license within ten days after the solemnizing of said marriage. If the marriage was solemnized by the parties themselves the certificate marked "original" shall be signed by the parties to the marriage and be attested by two witnesses and be retained by the parties contracting the marriage and the certificate marked "duplicate" shall be signed by the parties to the marriage and be attested by the same two witnesses and be returned to the clerk of the orphans' court issuing the same within ten days.

The clerk of the orphans' court upon receiving the "duplicate" certificate shall record the same upon the marriage license docket and file the certificate with the marriage license application.

Section 13 Marriage License Needed To Officiate No person qualified to perform marriages shall officiate at a marriage ceremony without the parties having obtained a license properly issued by the clerk of the orphans' court authorizing the right to marry.

Section 14 Marriages Within Degrees of Consanguinity and Affinity All marriages within the prohibited degrees of consanguinity or affinity as set forth in this act are hereby declared voidable to all intents and purposes but when any of said marriages shall not have been dissolved during the life time of the parties the unlawfulness of the same shall not be inquired into after the death of either of the parties thereto.

Section 15 Marriages During Existence of Former Marriage If a person during the life-time of a husband or wife with whom a marriage is in force enters into a subsequent marriage pursuant to the requirements of this act and the parties thereto live together thereafter as husband and wife and such subsequent marriages was entered into by one or both of the parties in good faith in the full belief that the former husband or wife was dead or that the former marriage had been annulled or terminated by a divorce or without knowledge of such former marriage they shall after the impediment to their marriage has been removed by death of the other party to the former marriage or by annulment or divorce if they continue to live together as husband and wife in good faith on the part of one of them he held to have been legally married from and after the removal of such impediment.

Section 16 Preparation of Forms Applications for licenses to marry consent certificates marriage licenses and other necessary forms shall be supplied to the clerk of the orphans' court by the county commissioners at the expense of the county and shall be uniform throughout the Commonwealth as prepared by the Department of Health. Statements of physicians and laboratories relative to examination for syphilis as prepared by the Department of Health shall be furnished from time to time to the several clerks of the orphans' courts of this Commonwealth.

Section 17 Fees The fee to be charged by the clerk of the orphans' court in various counties for issuing a marriage license or declaration and for returns thereof to the Department of Health shall be three dollars and fifty cents of which shall be for the use of the clerk of the orphans' court of the county where such license is issued and fifty cents for the use of the Commonwealth. All moneys collected by the said clerk for the use of the Commonwealth shall on or before the tenth day of the following month be transmitted to the State Treasurer to be placed in the General Fund for the use of the Commonwealth.

Section 18 Certified Copies of Records Evidence A certified copy of the record of a marriage license under the hand of the clerk of the orphans' court and the seal of said court or under the hand of the Secretary of Health and the seal of the Department of Health shall be received in all courts of this Commonwealth as prima facie evidence of said marriage between the parties therein named.

Section 19 Penalties (a) Any clerk of the orphans' court who shall wilfully issue a marriage license in any manner except as provided for in this act or who shall refuse or neglect to enter upon the marriage license docket any marriage license application or any marriage license issued from his office immediately after it is issued or to enter any consent certificate or authorization of a judge of the orphans' court or shall fail to keep the marriage license docket open for inspection or examination by the public or shall prohibit or prevent any person from making a copy or abstract of the entries in the marriage license docket for the purpose of publishing the same in any regularly published daily or weekly newspaper shall upon conviction in a summary proceeding be sentenced to pay a fine not exceeding fifty dollars (\$50.00) and costs for each offense.

(b) Any applicant for a marriage license physician or representative of a laboratory who shall misrepresent any of the facts described by paragraph (a) of section four of this act or any licensing officer failing to receive the statements prescribed by said paragraph or who shall have reason to believe that any of the facts thereon have been misrepresented and shall nevertheless issue a marriage license or any person who shall disregard the confidential character of the information or reports required by said paragraph or any other person who shall otherwise fail to comply with the provisions of said paragraph shall upon conviction thereof in a summary proceeding in the county wherein such offense was committed be sentenced to pay a fine of not less than twenty dollars (\$20.00) nor more than one hundred dollars (\$100.00) and the costs of prosecution and upon failure to pay such fine and costs shall be imprisoned not less than ten (10) days nor more than thirty (30) days.

(c) Any person solemnizing a marriage who shall neglect or refuse to return the "duplicate" certificate of marriage of the clerk of the orphans' court within ten (10) days after the marriage was solemnized shall upon conviction thereof in a summary proceeding be sentenced to pay a fine of fifty dollars (\$50.00) and costs.

(d) If any person shall solemnize any marriage ceremony or shall be a party or an attesting witness to the same without the parties to the marriage having first obtained the proper license as provided for in this act he she or thy so officiating contracting or attesting shall upon conviction in a summary proceeding be sentenced to pay a fine not exceeding fifty dollars (\$50.00).

(e) Any person who shall knowingly perform a marriage ceremony between parties when either of said parties is intoxicated shall be guilty of a misdemeanor and upon conviction thereof shall pay a fine of fifty dollars (\$50.00) or be imprisoned not exceeding sixty (60) days or both.

(f) Any alderman magistrate or justice of the peace who shall knowingly insert or permit to be inserted any false statement in any application for marriage license shall upon conviction in a summary proceeding be sentenced to pay a fine not exceeding fifty dollars (\$50.00).

(g) All fines and penalties collected pursuant to this act shall be for the use of the county in which the marriage license was issued.

Section 20 Statistics Each clerk of the orphans' court shall furnish the Department of Health not later than the tenth day of each month with a transcript or record of each marriage license issued and each return of the election of a marriage received or filed in his office during the preceding calendar month.

The transcripts or records required to be furnished shall be made by the clerk of the orphans' court on forms prepared from time to time by the Department of Health and shall contain such information as the department may require. The forms so prepared shall be furnished to the clerks of the orphans' court by the Department of Health.

The records so furnished to the Department of Health shall be public records open to inspection during business hours. The Department of Health shall from time to time compile and publish statistics from such records for public information.

Section 21 Short Title This act shall be known and may be cited as the "Marriage Law"

Section 22 The following acts and parts of acts are hereby repealed as specifically indicated

Section five six and nine of the act approved the thirteenth day of March one thousand eight hundred and fifteen (P L 150) entitled "An act concerning divorces" so far as supplied by this act

Section two of the act approved the tenth day of April one thousand eight hundred and forty-nine (P L 549) entitled "An act to prevent the killing of deer at certain seasons in Union County and relative to marriage certificates" absolutely

Section four of the act approved the eighth day of May one thousand eight hundred and fifty-four (P L 663) entitled "An act to protect certain domestic and private Rights and prevent abuses in the sale and Use of Intoxicating Drinks" absolutely The act approved the twenty-third day of June one thousand eight hundred and eighty-five (P L 146) entitled "An act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry" absolutely

The act approved the twenty-third day of May one thousand eight hundred and eighty-seven (P L 170) entitled "An act to amend section three of the act entitled 'An act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry' approved the twenty-third day of June one thousand eight hundred and eighty-five" absolutely

The act approved the first day of May one thousand eight hundred and ninety-three (P L 27) entitled "An act to amend an act entitled 'An act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry' approved the twenty-third day of June Anno Domini one thousand eight hundred and eighty-five relating to the county wherein to secure the license" absolutely

The act approved the twenty-second day of May one thousand eight hundred and ninety-five (P L 99) entitled "An act requiring clerks of orphans' court to keep marriage license dockets open for inspection by the public and allow copies or abstracts of the same to be made for publication and providing a penalty for non-compliance" absolutely

The act approved the eighteenth day of June one thousand eight hundred and ninety-five (P L 202) entitled "An act to amend the first section of an act entitled 'An act to amend an act entitled 'An act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry'' approved the first day of May Anno Domini one thousand eight hundred and ninety-three relating to the county wherein to secure the license" absolutely

The act approved the twenty-fourth day of June one thousand nine hundred and one (P L 597) entitled "An act making it unlawful for first cousins to be joined in marriage and declaring all marriages contracted after the first day of January Anno Domini one thousand nine hundred and two in violation of this act void" absolutely

The act approved the twenty-seventh day of March one thousand nine hundred and three (P L 80) entitled "An act to further amend an act entitled 'An act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry' approved the twenty-third day of June one thousand eight hundred and eighty-five" absolutely

The act approved the twenty-fourth day of March one thousand nine hundred and five (P L 58) entitled "An act to further amend an act entitled 'An act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry' approved the twenty-third day of June one thousand eight hundred and eighty-five empowering notaries public to inquire of parties intending to marry touching the legality of their contemplated marriage and administer oaths to them" absolutely

The act approved the sixth day of May one thousand nine hundred and nine (P L 446) entitled "A act to amend

the first section of an act entitled 'An Act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry' approved the twenty-third of June Anno Domini eighteen hundred and eighty-five by increasing license fee' absolutely

The act approved the twenty-fourth day of July one thousand nine hundred and thirteen (P L 1013) entitled "An act regulating the issuance of licenses to marry prohibiting the issuance of such licenses to certain persons regulating the time during which licenses shall be valid and the time when returns shall be made of marriages solemnized to the clerk of the orphans' court and prescribing the duties of the clerk of the orphans' court absolutely

The act approved the twenty-eighth day of May one thousand nine hundred and fifteen (P L 636) entitled "An act to amend section three of an act approved the twenty-third day of June one thousand eight hundred eighty-five entitled 'An act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry' as amended" absolutely

The act approved the eleventh day of May one thousand nine hundred and twenty-one (P L 494) entitled "A supplement to the act approved the twenty-third day of June one thousand eight hundred and eighty-five (P L 146) entitled 'An act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry' imposing an additional license fee for the use of the Commonwealth" absolutely

The act approved the second day of May one thousand nine hundred and twenty-five (P L 494) entitled "An act fixing the fee to be charged for the issuing of marriage licenses" absolutely

The act approved the twenty-fourth day of March one thousand nine hundred and twenty-seven (P L 64) entitled "An act establishing the minimum marriageable age at sixteen years and providing for certain exceptions thereto" absolutely

The act approved the seventh day of May one thousand nine hundred and thirty-five (P L 152) entitled "An act to amend section one of the act approved the twenty-fourth day of July one thousand nine hundred and thirteen (P L 1013) entitled 'An act regulating the issuance of licenses to marry prohibiting the issuance of such licenses to certain persons regulating the time during which licenses shall be valid and the time when returns shall be made of marriages solemnized to the clerk of the orphans' court and prescribing the duties of the clerk of the orphans' court' by requiring three days to elapse between the application for and the issuance of the license" absolutely

The act approved the seventeenth day of May one thousand nine hundred and thirty-nine (P L 148) entitled "An act regulating the issuance of marriage licenses prohibiting the issuance thereof to persons infected with syphilis in certain stages requiring each applicant to produce certain evidence of freedom from such disease imposing duties upon the Department of Health and the clerk of the orphans' court of the various counties and imposing penalties" absolutely

Sections thirty and thirty-one of the act approved the twenty-first day of May one thousand nine hundred and forty-three (P L 414) entitled "An act relating to vital statistics and to make uniform the law with reference thereto" absolutely

The act approved the ninth day of March one thousand nine hundred and forty-five (P L 41) entitled "An act to amend section one of the act approved the seventeenth day of May one thousand nine hundred thirty-nine (P L 148) entitled 'An act regulating the issuance of marriage licenses prohibiting the issuance thereof to persons infected with syphilis in certain stages requiring each applicant to produce certain evidence of freedom from such disease imposing duties upon the Department of Health and the clerk of the orphans' court of the various counties and imposing penalties' authorizing a medical officer of the United States Public Health Service or a medical officer of the United States Army or a medical officer of the

United States Navy to make serological tests and make statements" absolutely

Section six of the act approved the sixteenth day of May one thousand nine hundred and forty-five (P L 577) entitled "An act for the prevention control and cure of venereal diseases by requiring certain persons to submit a physical examination and blood tests providing for the treatment of certain persons requiring reports to be made to the State Department of Health imposing duties upon and authorizing and directing the Secretary of Health to make rules and regulations and to disseminate certain information regulating the advertisement and restricting the sale of certain drugs and remedies and imposing penalties" absolutely

The act approved the tenth day of June one thousand nine hundred and forty-seven (P L 492) entitled "An act to further amend section one of the act approved the twenty-fourth day of July one thousand nine hundred thirteen (P L 1013) entitled 'An act regulating the issuance of licenses to marry prohibiting the issuance of such licenses to certain persons regulating the time during which licenses shall be valid and the time when returns shall be made of marriages solemnized to the clerk of the orphans' court and prescribing the duties of the clerk of the orphans' court' by permitting a master duly appointed by the orphans' court to authorize the issuance of marriage licenses in cases of emergency or extraordinary circumstances" absolutely

The act approved the tenth day of June one thousand nine hundred and forty-seven (P L 521) entitled "An act to further amend section one of the act approved the twenty-third day of June one thousand eight hundred eighty-five (P L 146) entitled 'An act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry' providing that such licenses may be procured in any county validating all marriages heretofore contracted thereunder" absolutely

All acts and parts of acts inconsistent with this act are hereby repealed

Section 23 The provisions of this act shall become effective the first day of January one thousand nine hundred and fifty-two

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsich,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoeard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,

Coyle,	Kent,
Dalrymple,	Kline,
Davis,	Kohl,
Dennison,	Kolankiewicz,
Dougherty,	Kornick,
Dowling,	Kratz,
DuBols,	Kubacki,
Duffy,	Lafore,
Dunn,	Lederer,
Erb,	Lelsey,
Ewing,	Leonard, L.,
Fenrich,	Leonard, W. C.,
Ferster,	Leven,
Fillip,	Light,
Filo,	Limper,
Firmstone,	Loftus,
Flack,	Lopresti,
Frost,	Lovett,
Gaffney,	Lutty,
Geer,	Lyons,
Gibson,	Madden,
Gleason,	Madigan,
Good,	Markley,

Olsen,	Varner,
Penglase,	Verona,
Peta,	Wachhaus,
Petrosky,	Wargo,
Pettigrew,	Waterhouse,
Pfaff,	Watkins,
Pichney,	Weidner,
Pitzer,	Welsh,
Polaski,	Wescott,
Polen,	Westrick,
Price, H. W. Jr.,	Whalley,
Price, R. A.,	Wheeler,
Readinger,	White,
Reagan,	Williams,
Reese,	Wilt,
Reidenbach,	Wood,
Reilly, J. M.,	Yeakel,
Rigby,	Yester,
Riley, R. L.,	Yetzer,
Robertson,	Young,
Rose,	Ziegler,
Rosen,	Sorg,
Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection,

House Bill No. 1218, Printer's No. 544 was passed over at the request of the SPEAKER

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1228, as follows:

An Act establishing The Pennsylvania State School for the Deaf providing for its operation and maintenance by the Department of Public Instruction and for the admission of pupils thereto and the expense of maintaining the acquisition of a site by The General State Authority or the use of land now owned by the Commonwealth the conveying of Commonwealth owned land to The General State Authority and the erection or construction and the furnishing and equipping of buildings and structures by The General State Authority and the leasing thereof by the Commonwealth and conferring powers and imposing duties on district and county superintendents of schools

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Establishment Purpose Name There is hereby established as a part of the free public school system of the Commonwealth a school for the purpose of training and educating deaf children The name and title of the school shall be "The Pennsylvania State School for the Deaf"

Section 2 Supervision by Superintendent of Public Instruction The Superintendent of Public Instruction subject to the approval of the State Council of Education shall

(1) Have the control and care of the buildings and grounds owned and used by the State for the school for the deaf

(2) Subject to the approval of the Governor appoint a president principal or superintendent of the school who shall subject to the authority of the Superintendent of Public Instruction administer the school and if deemed advisable a business manager

(3) On nomination by the president principal or superintendent from time to time appoint such officers and employees as may be necessary

(4) Fix the salaries of the employes of the school in conformity with the standards established by the Executive Board

(5) Make rules and regulations for the government and management of the school and the admission of pupils thereto

(6) Prescribe the courses which shall at all times include the combined method of instruction including oral lip reading and manual methods

Section 3 Persons Admitted Deaf persons of suitable age and capacity for instruction who are legal residents of this State and not over twenty-one years of age shall be entitled to the priveleges of the school without the payment of any tuition charge for the time not exceeding fourteen years or as the State Council of Education shall determine In the event that more persons apply for admission at one time than can properly accommodated the council so apportion the number received that each county is represented therein in the ratio of its deaf population to the total deaf population of the State

Section 4 Application for Admission Application for admission shall be made to the State Council of Education by a parent guardian or friend of a proposed pupil in the manner directed by the council The council shall require that the application be accompanied by a certificate from the district or county superintendent having supervision over the school district in which the applicant shall reside stating

(1) That the applicant is a legal resident of the school district claimed as his residence

(2) The age circumstances and capacity of the proposed pupil and

(3) The ability or inability of the proposed pupil or his parent or guardian to pay any part of the expense of his care and maintenance

Section 5 Expense of Maintaining Pupil Whenever the State Council of Education is satisfied that the resources of a person applying for admission to the school or who is a pupil thereat or those of his parent or guardian are sufficient to defray either the whole or part of the expense of maintenance of the pupil the council may require the parent or guardian to pay either the whole or such portion thereof as it shall deem just and equitable

Section 6 Acquisition of Site The Superintendent of Public Instruction with the approval of the Governor shall select for acquisition by The General State Authority with funds of the Authority a tract of land centrally located well supplied with water and capable of being properly sewerred and drained for the erection and construction and the furnishing and equipping thereon of The Pennsylvania State School for the Deaf to accommodate not less than one thousand (100) pupils The title to the lands so acquired shall be approved by the Attorney General If it shall be found that the Commonwealth owns State forest lands or other lands suitable in whole or in part for such use such lands may be designated by the Superintendent of Public Instruction with the approval of the Governor and the department board or commission having possession and control of the same and used for such purpose Any additional lands necessary may be selected and acquired as hereinbefore provided

Section 7 Erection of Buildings etc Plans and Specifications The buildings and other structures necessary for The Pennsylvania State School for the Deaf shall be erected constructed furnished and equipped by The General Authority The plans and specifications of the school shall in any event be subject to the approval of the Department of Public Instruction and shall provide for suitable buildings and an adequate water supply system sewage treatment works heat and electric power plant or plants service lines and other necessary equipment structures and improvements The buildings shall be on the cottage plan of modern design plain and substantial and capable of extension as the needs of the school may require

Section 8 Conveyance to and Leasing from General State Authority If land owned by the Commonwealth is to be used the Department of Property and Supplies shall convey the land to The General State Authority

and upon the completion and equipment of the building and structures shall with the approval of the Governor enter into a lease for not more than ninety-nine (99) years with The General State Authority to acquire the use of the buildings and structures and any lands connected therewith and the furnishings and equipment thereof for the purpose of having the same managed and operated by the Department of Public Instruction

Section 9 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenig,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dairymple,	Kühne,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kormick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Yeakel,
Flack,	Lopresti,	Relly, J. M.,	Yester,
Frost,	Lovett,	Rigby,	Yetzer,
Gaffney,	Lutty,	Riley, R. L.,	Young,
Geer,	Lyons,	Robertson,	Ziegler,
Gibson,	Madden,	Rose,	Sorg,
Gleason,	Madigan,	Rosen,	Speaker
Good,	Markley,	Rovanssek,	

Wood,

NAYS—1

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 1246, Printer's No. 679
was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1292, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P L 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for reports of sales of vehicles to nonresidents the transportation of dangerous substances and the inspection of dealers' premises further regulating the administrative powers of the department the licensing suspension and revocation of operators and operating privileges and the operation and equipment of vehicles changing certain fees and powers and jurisdiction of peace officers magistrates aldermen and justices of the peace and prescribing additional enforcement and penal provisions

On the question,

Will the House agree to the bill on third reading?

Mr. DENNISON. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend title, page 3, line 1, by striking out the word "and" and adding to the last line of the title the words: "and making uniform the interpretation and construction of the law."

Amend page 73 by adding, after line 19, the following:

Section 41 Article XII of said act is hereby amended by adding immediately following Section 1216 thereof a new section to read as follows:

Section 1216.1. Uniformity of Interpretation:—This act shall be so interpreted and construed as to effectuate its general purpose to make uniform the law throughout this Commonwealth and all the subdivisions thereof.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1372, as follows:

An Act to amend Section 308 of the act approved the fifth day of May one thousand nine hundred thirty-three (P L 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by further regulating the method of approval of the borrowing of money and disposition of real estate by nonprofit corporations by the members thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 308 of the act approved the fifth day of May one thousand nine hundred thirty-three (P L 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" is hereby amended to read as follows

Section 308 Procedure to Borrow Money and to Acquire or Dispose of Real Estate Unless its articles or by-laws provide for the approval of another body a nonprofit corporation shall not borrow money or purchase sell lease away or otherwise dispose of any real estate unless and until a resolution authorizing the same shall have been approved by a majority of the members of the corporation who are then present in person or by proxy and entitled to vote thereat at a regular or special meeting duly convened upon proper notice of this purpose A resolution of the members authorizing the borrowing of money need not specify the particular sums rates of interest or times of maturity of the loans but such items may be agreed upon and authorized by the directors of the corporation Every nonprofit corporation may mortgage sell lease away or otherwise dispose of any of its real estate without application to and the authorization or confirmation of any court except in those cases where the Revised Price Act of one thousand nine hundred seventeen approved the seventh day of June one thousand nine hundred seventeen (P L 388) and its amendments and supplements confers jurisdiction upon the orphans' court or the court of common pleas of a particular county to authorize or confirm the selling leasing conveying upon ground rent or mortgaging of real estate by a corporation All proceeds derived by a nonprofit corporation from any loan sale lease ground rent or mortgage shall be

faithfully and specifically used for or applied to the lawful activities of the corporation and in case such proceeds are derived from any real estate subject to a trust the trust shall be impinged upon such proceeds

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsach,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Buchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Flipp,	Light,	Reagan,	Williams,
Flo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1380, as follows:

An Act to further amend the title and section four of the act approved the twenty-fourth day of June on ethou-

sand nine hundred thirty-seven (P L 2045) entitled as amended "An act relating to the support of indigent persons providing for the support of such persons by certain relatives and for the recovery of public moneys expended for care and assistance from the property and estates of such persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" by further defining the liability of property for expenses incurred for support maintenance assistance and burial

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P L 2045) entitled as amended "An act relating to the support of indigent persons providing for the support of such persons by certain relatives and for the recovery of public moneys expended for care and assistance from the property and estates of such persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure" is hereby further amended to read as follows

An Act

Relating to the support of indigent persons providing for the support of such persons by certain relatives and for the recovery of public moneys expended for care and assistance from the property and estates of [such] certain persons providing for guardians of the person and property of such persons providing for the arrest and seizure and sale of the property of deserters and providing procedure

Section 2 Section four of said act clause (a) of which was amended by the act approved the ninth day of June one thousand nine hundred thirty-nine (P L 310) is hereby further amended to read as follows

Section 4 Property of [Indigent] Persons Liable for Expenses Incurred for Support and Assistance (a) The real and personal property of any [indigent] person shall be liable for the expenses of his support maintenance assistance and burial and for the expenses of the support maintenance assistance and burial of the spouse and minor children of such property owner incurred by any public body or public agency if such property was owned during the time such expenses were incurred or if [the right to ownership of such property existed or was acquired during the time such expenses were incurred] a right or cause of action existed during the time such expenses were incurred from which the ownership of such property resulted Any public body or public agency may sue the owner of such property for moneys so expended and any judgment obtained shall be a lien upon the said real estate of such [indigent] person and be collected as other judgments except as to the real and personal property comprising the home and furnishings of such [indigent] person which home shall be subject to the lien of such judgment but shall not be subject to execution on such judgment during the lifetime of the [indigent] person surviving spouse or dependent children

(b) An claim for the expenses of support maintenance assistance and burial of [an indigent] a person and for the support maintenance assistance and burial of his spouse and minor children held by any public body or public agency shall have the same force and effect against the real and personal estate of a deceased [indigent] person as other debts of a decedent and shall be ascertained and recovered in the same manner

Section 3 This act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. LOPRESTI. Mr. Speaker, I desire to ask the sponsor of the bill a few questions in explanation of the bill.

The SPEAKER. Will the gentleman from Indiana, Mr. McMillen, permit himself to be interrogated?

Mr. McMILLEN. I shall, Mr. Speaker.

Mr. LOPRESTI. Mr. Speaker, I desire to have an explanation of the purpose of the bill and what is sought to be accomplished by it.

Mr. McMILLEN. Mr. Speaker, in answer to the gentleman from Cambria, I wish to state that the purpose of this bill is to expedite in many cases the collection or the repayment of funds which have been expended for the care of people on the part of the Commonwealth.

If you take the bill itself you will find that the word "indigent" on page 3—Do you have a copy of the bill?

Mr. LOPRESTI. I have not.

Mr. McMILLEN. You will find they are taking out the word "such" and putting in the word "certain" which eliminates the reference back in the title to the words "indigent persons."

We have found in the process of collecting money for the Commonwealth that some of the courts have held that it is improper to consider an indigent person a person with property and as such when the department has attempted to collect on real estate owned by a person who received public assistance, the courts have thrown the case out. In many cases it has cost the taxpayers a considerable amount of money.

Also you will find that by putting in the words "certain persons" which means anyone who should draw public assistance and who owns property and who has given one of the bonds that is required, it makes it a much simpler reference. It does not need to recite past cases as I am told.

It is a matter of expediting and clarification of the present law.

Mr. LOPRESTI. As I understand the bill the purpose is to collect from husbands for support given to a wife or minor children. As I understand the present law a husband or a spouse is always responsible for the support, under our laws that now exist, of the wife and of the minor children. I am just trying to figure out the necessity for this bill.

I do not know of any reason why the Department could not sue the spouse and I do not know why it will be eliminated under this particular bill or how it will be eliminated.

Mr. McMILLEN. Well it is true that they may sue but there have been cases and there have been court tests of this particular part of the law, which have resulted in the courts throwing out the cases entirely; saying that the Commonwealth can not come back and sue a supposedly indigent person, because on the face of the facts an indigent person should be one who has no assets.

Mr. LOPRESTI. I still do not get the point. We are now attempting to collect from people who are not indigent and we can collect from them under the law by filing a suit. After this bill is passed we will still have to file that suit, will we not?

Mr. McMILLEN. Not necessarily.

Mr. LOPRESTI. Is this going to give the Commonwealth the right to go and attach the man's property without filing a suit?

Mr. McMILLEN. We have already that power if he has signed the bond.

The question comes up here as to whether the indigent person, when you leave the word "indigent" in here—the question is how can you sue or collect from an indigent person, because they are supposed to be those people without any assets. As a result of that type of reasoning, which I think is false, cases have been lost. This is only to make a clarification and make it more certain that that particular type of thought and thinking cannot prevail.

I agree with you that it seems sort of foolish to even have this bill here. But nevertheless the facts are that some courts have rules on this particular phase and the Commonwealth has lost.

Mr. LOPRESTI. Is the gentleman prepared to give us the cases in which the courts have ruled that way.

Mr. McMILLEN. I am sorry I cannot quote you the cases. I regret that I cannot do that.

Mr. LOPRESTI. I want to get back to this question again. Is it the opinion of the gentleman that a claim can be filed without suit being brought against a spouse?

Mr. McMILLEN. If you have this bond you automatically have a lien on the property. Of course collection cannot be enforced on any real estate pledge under this bond or that might be owned by the individuals who signed the bond or during the lifetime of the spouse or any minor children, there cannot be any collection on this bond. The law specifically states that. But by the same token when the bond is on the record that individual who received assistance cannot pass his property on to someone else and short-change the Commonwealth who acted as his banker at that particular time.

Mr. LOPRESTI. Mr. Speaker, that is true regardless of whether we pass this bill or not. If a person signs a bond you enter the judgment regardless of whether this particular act is passed. Is that correct?

Mr. McMILLEN. That is right, Mr. Speaker.

Mr. LOPRESTI. So this act will not help us in any case where there is a bond signed?

Mr. McMILLEN. Except to clarify the thinking that has existed among some judges who have ruled on this case.

I am reliably informed by the Department of Public Assistance that this will simplify the matter; this will take away chance for this particular type of thinking to exist or decisions to be rendered.

The SPEAKER. The Members are reminded to address their remarks to the Chair.

Mr. LOPRESTI. One other question, Mr. Speaker. The bill mentions spouse or minor children. Does the gentleman think it can be construed to make a man responsible for support given to a wife who has left him perhaps for several months or years before and living with someone else, would this bill automatically make him responsible and liable for it?

Mr. McMILLEN. I would think under the present law he is liable. If he is not legally divorced from the woman, whether she is living with him or not, whether there are minor children and wherever there are minor children the man is still liable for their support.

I would say that is true under the present law, so that is not changed here. What is the difference whether a

man is living with his children or away from them? He is morally responsible for their care and support as long as they are minor children. He is legally responsible.

Mr. LOPRESTI. Mr. Speaker, I was careful to avoid mentioning the children. I am talking about the wife who goes away.

In a great many cases when she attempts to recover the court will not permit her to recover for support. Perhaps if the Commonwealth were to go in, they likewise would refuse to grant the support order for a judgment.

Under this act, is it possible that courts could say in all cases the husband would be liable even though she had gone and left for a year, or two years or five years before that?

Mr. McMILLEN. I would say yes, Mr. Speaker.

Mr. LOPRESTI. Mr. Speaker, under this bill he would be always liable?

Mr. McMILLEN. Well I think the gentleman is right now. I do not think there is any question about that. In fact I cannot see any reason why he should not be.

Why should a man and a wife be allowed to separate and become a charge on the Commonwealth and the man go free. That is unthinkable to leave a situation exist that way.

Mr. LOPRESTI. Mr. Speaker, of course there are a lot of circumstances where a wife has no claim on a husband. Some situations might arise where the wife perhaps is more wealthy in her own rights than the husband and it might be he that deserves the support rather than she.

Mr. McMILLEN. Mr. Speaker, of course if he were to die or something, the property would go to her and he still continues to be liable for the support and the care of the minor children in the family as long as any of them live and use that as their home.

Mr. LOPRESTI. Mr. Speaker, in other words this bill is merely to clarify and to eliminate certain court decisions which are contrary to what the law should be but we do not know what those decisions are or where or when they came about?

Mr. McMILLEN. Mr. Speaker, I regret that I do not have them titled so that I could give the gentleman the page and number to refer to, but that in the information that was given to me.

Mr. LOPRESTI. I thank the gentleman, Mr. Speaker.

Mr. LOVETT. Mr. Speaker, may I interrogate the gentleman from Indiana, Mr. McMillen?

The SPEAKER. Will the gentleman permit himself to be interrogated?

Mr. McMILLEN. Mr. Speaker, so I may get away from this microphone while there is just one patch still on my face, that is all that is necessary.

Mr. LOVETT. Mr. Speaker, listening to the debate, it sounded somewhat to me as though there were cases where the court possibly feels that a person receiving old age assistance and owning a home is not entitled to receive assistance.

Mr. McMILLEN. Mr. Speaker, no, I cannot agree with that.

Mr. LOVETT. Mr. Speaker, on what grounds then is it that the State cannot collect? Why does the court throw out certain cases and rule that the Commonwealth is not entitled to collect?

Mr. McMILLEN. Mr. Speaker, they rule on the basis of the argument that anyone who is indigent to begin with is one who does not possess any assets and therefore, from a technical point of view, you cannot reap a return from someone who has nothing to begin with.

Mr. LOVETT. Mr. Speaker, in other words, anyone who has anything is not entitled to assistance.

Mr. McMILLEN. Mr. Speaker, I would not make that statement because you may own a home and it could happen to you or me or anyone else through the years of our lives at sometime where we could own our own little home, but because of lack of work or any number of things, we would find it necessary to appeal to someone to help us financially for a short time.

We were certainly entitled to help and assistance but we were also just as morally obligated to repay those people who helped us when we again got ourselves financially in shape to do it.

The thing is that this property which you are assigning in the bond becomes actually your bank account and the State becomes the banker and keeps handing you money. It does not matter. In the acceptance of relief, when you are getting relief, the State does not put any limit on you.

You may draw \$5,000 worth of assistance and yet your property may be worth only \$2000 or your property may be worth \$4000; on the other hand you may draw only \$150, \$200 or \$300. They put no limit on you. They become your banker in effect; but in return you are asked to return the assistance which you received. I believe in that principle.

Mr. LOVETT. Mr. Speaker, possibly the gentleman and I agree on certain principles here, but the question resolves itself into the position where you have certain cases where people have received assistance who do have property and the court ruled that you cannot now collect from that property. Is that correct?

Mr. McMILLEN. Mr. Speaker, that appears to be the situation that has arisen.

Mr. LOVETT. Then Mr. Speaker, unless the gentleman gives to us the particular ruling of the court as to why they make such a ruling, I say we revert back to the very point where certain courts may say that just because people own a home—

Mr. McMILLEN. Mr. Speaker, the gentleman is getting back to another point, he is not getting to the point that they did receive assistance and the Commonwealth made no distinction.

That was purely a technical argument on the part of the court. The court did not say that they were not entitled to it, or they should not get it. The fact is they did get it, and the State is trying to receive its money back, and because of this technical ruling, they are stopped and cannot go on and collect.

Mr. LOVETT. Mr. Speaker, and what is this technical ruling that the court makes?

Mr. McMILLEN. Mr. Speaker, I have told the gentleman that it is purely a technicality, an interpretation of what the word "indigent" means. That is all there is to it.

Mr. LOVETT. Mr. Speaker, in other words, we have certain cases in the state of Pennsylvania in which people who own property have received assistance. After their death, the children become of age, the Commonwealth moves in and collects back what they paid providing

there is enough revenue there to be paid back, to fill that debt?

Mr. McMILLEN. Mr. Speaker, that is right.

Mr. LOVETT. Mr. Speaker, then we also have other cases in the Commonwealth of Pennsylvania where the same condition exists but through some technicality of the court, they do not do it.

Mr. McMILLEN. Mr. Speaker, that is right. It is purely a technical interpretation and not all judges, not all courts make the same interpretation. So we take out the word "indigent" and we put in the words "certain persons" which means any and all who draw public assistance. We not only do that but we go on in the bill and we state that this property is liable for maintenance, assistance and burial and for the expenses of the support, maintenance, assistance and burial of the spouse and minor children of such property owner. It leaves no question. No court can take any other interpretation from the act.

Mr. LOVETT. Mr. Speaker, may I say to the gentleman, Mr. McMillen, that maybe he and I do not agree 100 percent on certain principles.

I personally have always felt that the home of an individual is something sacred to themselves and that there should not be any attachment on that home. Our courts ruling in some of these cases have felt possibly the same way.

If this particular bill is closing up or putting teeth into the law for something that I do not believe in in the first place, I certainly do not feel that I should support the legislation.

Mr. McMILLEN. Mr. Speaker, I am sure the gentleman believes in helping people. I know his kind nature. Over the years in my experience with him here I know that is his inclination. But I dare say, Mr. Speaker, that the gentleman from Westmoreland does not feel that he should continually pay out to his neighbors, or anyone, money which he does not feel he will be repaid. They may be in difficulty, but there is a limit to his resources. The same thing is true with the Commonwealth.

I believe very thoroughly, very firmly in the principle of having committed the home, real estate, property or whatever it is, of an individual to repay the debt that they owe to the Commonwealth.

It is interesting to note that over the years this thing has meant a lot to Pennsylvania.

I would like to read into the record, so that we might have some knowledge of this, what the reimbursement program really means to Pennsylvania. Here is a digest of 3,970 claims; 3,530 cases where the agreement method had been used. The legal costs incurred came to \$5,751 or \$1.63 per claim for collection.

In 440 cases in which court action was taken, where you had to go in and make a legal entry, the legal costs amounted to \$24,082, or the claim by legal action jumped from \$1.63 per case to \$54.73 per case. There alone is a savings for the Commonwealth.

The total collections over the period of years has amounted to \$23,069,978.08. At the present time there are 64,247 agreement cases on record. If we were to use the average amount of each claim of \$545 each, we would find that there is a potential return to the Commonwealth of \$35,000,000. That is not any mean figure, especially at a

time like this when we are trying to find money to pay for the absolute necessities of government.

Taking care of people is one of the absolute necessities; but on the other hand, if you turn this thing loose and you do not have any restrictions, you will find that you will need more money than you need right now.

Many of the states took out this requirement and it is interesting to note today that 30 states in the United States require his reimbursement. We find in going over this that the states of Indiana, Utah, Nevada, Nebraska show a direct effect of the lien provisions. In those states the Legislature reenacted lien laws after previously repealing the law.

In Indiana, for example, it was felt that the absence of the lien provision encouraged many adult children to fail to support their parents, and as a consequence the assistance load was extremely heavy. The belief seems to be borne out by the fact that when the new lien law became effective the public assistance case load dropped 10 percent within a very short time.

There are two things involved here. One is to make people conscious of their moral obligations and to make them know or to help them understand that the Legislature in general is willing to help, but in return they have an obligation to repay. There are many more facts and figures which could be presented to the case but I think it has gone far enough now.

Mr. LOVETT. Mr. Speaker, on this question that we are debating here, there are two problems in my mind.

One is a case of receiving public assistance, and it is a case of receiving old-age assistance. I know that the membership of this house possibly, if we had an opportunity to vote to make an out-right pension for old people in Pennsylvania, would support such legislation without any strings tied to it at all.

This particular problem here deals with both the issues. We find no fault in the case of public assistance where there is property and where there has been a bond signed that the State possibly should be reimbursed for the money that they spent in those cases, but in cases of old people who are past the age of 65 or whatever the age limit is in which you received old-age assistance, that is difficult. I know that we receive all kinds of mail in the interests of the old people of Pennsylvania to enact an old-age pension not an old-age assistance. The only pension that you have in Pennsylvania is the blind pension, but we should have in Pennsylvania an old-age pension with no strings attached. The point that I am raising here is that this particular piece of legislation deals with both those questions and you cannot separate them. Therefore, I am opposed to this piece of legislation for that reason and that reason alone.

I believe in helping the old, the aged, I believe in helping people when they are out of work and cannot find employment to help themselves. I believe that if they are young and there is a means or paying back I find no fault with that. But in case of the old people I say honestly and truthfully to you that we as Members of the legislature should at some time pass an out-right old-age pension in Pennsylvania.

Mr. EDWIN F. THOMPSON. Mr. Speaker, I do not rise in opposition to the bill, but I do wish to make a statement that I feel may throw some light on the subject.

We find dentists, physicians, undertakers and so forth who have to care for these people who cannot care for themselves, have to do it through the welfare organization or through pensions or through institutions of that type in taking care of the indigent or the aged.

I find that the people are not informed as to what they are entitled to. I feel that it is the problem of the Welfare Department and their visitors. The reason is that they do not know just what they are entitled to and just what, under the circumstances, the people of Pennsylvania are trying to do for them.

I believe the educational side has been neglected. For an instance we could offer hundreds of specific cases where people come and say that you are entitled to give them this and that. Under the public assistance, the aged and the Welfare Department program they do not pay for it neither do they provide for it.

For instance if we are going to make a plate, they demand gold and under what imagination do they permit their constituents to go to a dentist demanding that they must have gold. We feel it is ornamental when it comes to a plate. We feel it is ornamental unless it is otherwise conservation of human structure.

Therefore, I feel a lot of our problems have been within the Department, that their visitors do not explain to their constituents what they are entitled to, and what the people of Pennsylvania through the Welfare organization are trying to do. It is a minimum and not a maximum. It is just trying to keep the fellow out of his pains and his misery and to tide him over so he might be able to do better for himself. I think if these things were carried home to our Welfare organizations, a lot of people would stop giving a lot of other people headaches.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—110

Andrews,	Frost,	Markley,	Shotwell,
Banker,	Geer,	McConnell,	Smith,
Barkdoll,	Gibson,	McCormack,	Sollenberger,
Baumunk,	Gleason,	McCullough,	Spencer,
Bear,	Goodling,	McInroy,	Stimmel,
Beech,	Graybill,	McKinney,	Stoner,
Blair,	Greenwood,	McMillen,	Swartz,
Bloom,	Greer,	Metz,	Swope,
Bolton,	Gutendorf,	Miller, H. G.,	Tahl,
Bomberger,	Guthrie,	Miller, J. C.,	Thompson, E. F.,
Bower,	Hall,	Mintess,	Thompson, R. L.,
Brelsch,	Hamilton, W. H.,	Moore, C. E.,	Tompkins,
Brown,	Harney,	Moore, H. A.,	Toomey,
Cella,	Haudenschild,	Murray,	VanSant,
Clapper,	Helm,	Naugle,	Varner,
Clendenning,	Hocker,	Pichney,	Wachhaus,
Costa,	Johnson,	Pitzer,	Watkins,
Dalrymple,	Jones, T. H. W.,	Price, H. W. Jr.,	Weidner,
Davis,	Keller,	Readinger,	Wescott,
Dennison,	Kent,	Reagan,	Whalley,
Dowling,	Kline,	Reilly, J. M.,	White,
DuBois,	Kratz,	Riley, R. L.,	Wilt,
Dunn,	Lafore,	Robertson,	Wood,
Erb,	Lelsey,	Royer,	Yeakel,
Ewing,	Leonard, W. C.,	Rubin,	Young,
Ferster,	Light,	Sax,	Ziegler,
Firmstone,	Lyons,	Scott,	Sorg,
Flack,	Madigan,	Shoemaker,	Speaker

NAYS—74

Amarando,	Hersch,	McDermitt,	Reese,
Beaver,	Hoggard,	McGee,	Reidenbach,
Berkstresser,	Hunter,	McNally,	Rovaneck,

Breth,	Jones, J. M.,	Mikula,	Sarra,
Bucchin,	Jones, P. F.,	Mills,	Scanlon,
Byrne,	Jump,	Monroe,	Schmidt,
Cochran,	Kamyk,	Moran,	Schuster,
Conway,	Kohl,	Muldowney,	Seyler,
Corr,	Kolankiewicz,	Munley,	Snider,
Dougherty,	Kornick,	Musto,	Stank,
Duffy,	Kubacki,	Najaka,	Taylor,
Fillip,	Leonard, L.,	Needham,	Toll,
Filo,	Leven,	Penglase,	Wargo,
Gaffney,	Limper,	Peta,	Welsh,
Good,	Lopresti,	Petrosky,	Westrick,
Guarnieri,	Lovett,	Pettigrew,	Wheeler,
Hagerty,	Lutty,	Pfaff,	Williams,
Hamilton, R. K.,	Maxwell,	Polaski,	Yester,
Headlee,	Mazza,	Polen,	Yetzer,

NOT VOTING—23

Boles,	Hewitt,	Madden,	Rose,
Boorse,	Jenkins,	Mihm,	Rosen,
Cooper,	Jones, G. E.,	Olsen,	Varallo,
Coyle,	Lederer,	Price, R. A.,	Verona,
Fenrich,	Loftus,	Rigby,	Waterhouse,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

HOUSE BILL NO. 984

(Proceedings on House Bill 984 continued)

The SPEAKER. If there is no objection, the Chair will return to the calling of the roll on the question, Shall the bill pass finally, on House Bill 984, which was interrupted when the Air Raid Warning Signal sounded. The Clerk will continue calling the roll beginning with the name preceding the last one called.

(The Clerk continued the calling of the roll beginning with the name of Mr. Swope.)

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—117

Banker,	Gleason,	Madden,	Seyler,
Barkdoll,	Goodling,	Madigan,	Shoemaker,
Baumunk,	Graybill,	Markley,	Smith,
Bear,	Greenwood,	McConnell,	Sollenberger,
Beech,	Greer,	McCormack,	Spencer,
Berkstresser,	Gutendorf,	McCullough,	Stimmel,
Blair,	Guthrie,	McInroy,	Stoner,
Bloom,	Hagerty,	McMillen,	Swartz,
Bolton,	Hall,	Metz,	Swope,
Bomberger,	Hamilton, R. K.,	Mikula,	Tahl,
Bower,	Hamilton, W. H.,	Miller, H. G.,	Thompson, E. F.,
Brelsch,	Harney,	Miller, J. C.,	Tompkins,
Brown,	Haudenschild,	Mintess,	Toomey,
Cella,	Helm,	Moore, H. A.,	VanSant,
Clapper,	Hewitt,	Murray,	Varner,
Clendenning,	Hocker,	Najaka,	Wachhaus,
Cooper,	Johnson,	Naugle,	Waterhouse,
Costa,	Jones, T. H. W.,	Pichney,	Weidner,
Dennison,	Jump,	Pitzer,	Wescott,
Dowling,	Keller,	Polaski,	Westrick,
DuBois,	Kent,	Polen,	Whalley,
Flack,	Kohl,	Price, H. W. Jr.,	White,
Erb,	Kratz,	Reagan,	Wilt,
Ewing,	Lafore,	Reilly, J. M.,	Wood,
Ferster,	Lelsey,	Robertson,	Yeakel,
Firmstone,	Light,	Royer,	Yetzer,
Flack,	Loftus,	Rubin,	Young,
Frost,	Lovett,	Sax,	Ziegler,
Geer,	Lyons,	Scott,	Sorg,
Gibson,			Speaker

NAYS—63

Amarando,	Hoggard,	McDermitt,	Riley, R. L.,
Andrews,	Hunter,	McKinney,	Rovanssek,
Bucchin,	Jones, G. E.,	McNally,	Sarraff,
Cochran,	Jones, J. M.,	Mihm,	Scanlon,
Conway,	Jones, P. F.,	Mills,	Schmidt,
Corr,	Kamyk,	Monroe,	Schuster,
Coyle,	Kline,	Moran,	Snider,
Dalrymple,	Kolankiewicz,	Munley,	Stank,
Davis,	Kornick,	Musto,	Taylor,
Dougherty,	Kubacki,	Penglase,	Thompson, R. L.,
Fenrich,	Leonard, L.,	Peta,	Toll,
Filip,	Leven,	Petrosky,	Wargo,
Filo,	Limper,	Pettigrew,	Watkins,
Gaffney,	Lutty,	Pfaff,	Welsh,
Guarnieri,	Maxwell,	Price, R. A.,	Wheeler,
Headlee,	Mazza,	Readinger,	Yester,

NOT VOTING—27

Beaver,	Hersch,	Muldowney,	Rose,
Boles,	Jenkins,	Needham,	Rosen,
Boorse,	Lederer,	Olsen,	Shotwell,
Breth,	Leonard, W. C.,	Reese,	Varallo,
Byrne,	Lopresti,	Reidenbach,	Verona,
Duffy,	McGee,	Rigby,	Williams,
Good,	Moore, C. E.,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1402, as follows:

An Act providing for appeals to the court of common pleas from the decisions ruling and findings of Civil Service Boards and Commissions in cities

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 All decisions rulings and findings of the Civil Service Board or Commission in any city shall be subject to appeal to the court of common pleas of the county in which the city is located The appeal may be taken by any employe aggrieved thereby at any time within thirty days after the decision ruling or finding has been entered of record

Section 2 All acts and parts of acts are hereby repealed in so far as they are inconsistent with the provisions of this act

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows

YEAS—207

Andrews,	Goodling,	Maxwell,	Royer,
Amarando,	Graybill,	Mazza,	Rubin,
Banker,	Greer,	McConnell,	Sarraff,
Barkdoll,	Greenwood,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,

Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	Williams,
Filip,	Light,	Reagan,	White,
Filo,	Limper,	Reese,	Willt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovanssek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1404, as follows:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the addition to the tax duplicates of school districts of the third and fourth class of properties occupied during the fiscal year of the school district in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended by adding after Section 677 a new section to read as follows

Section 677.1 Additions to Duplicates Whenever in third and fourth class school districts five or more family units are occupied in new housing developments after September first and such units are not included in the tax duplicate of the school district the board of school directors may notify the authority responsible for assessments in the city or county of the boards desire to place such properties on the tax duplicate Such authority shall direct the assessor in the district to inspect and assess subject to the right of appeal and adjustment provided by the

act of Assembly under which assessments are made all taxable property in the district not included in the duplicate and to give notice of such assessments within ten days to the authority responsible for assessments the school district and the property owner Such property shall then be added to the duplicate and shall be taxable for school purposes for that proportionate part of the fiscal year of the school district during which the property was occupied Any occupancy during the month shall be computed as though the property had been occupied on the first of the month A certified copy of the additions to the duplicate shall be furnished by the board of school directors to the tax collector for the district and within ten days thereafter the tax collector shall notify the owner of the property of the taxes due the school district

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kilne,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted

in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1479, as follows:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by requiring certain vehicles and combinations of vehicles to be constructed or equipped to prevent throwing of road surface substances from their rear wheels beyond certain limits

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" is hereby amended by adding immediately following section eight hundred twenty thereof a new section to read as follows

Section 820.1 Every commercial motor vehicle and every combination of a commercial motor vehicle and trailer or of a truck tractor and semi-trailer when used on a highway shall be so constructed or equipped as to bar water or other road surface substances thrown from the rear wheels of such vehicle or combination at tangents exceeding twenty-two and one-half (22½) degrees measured from the road surface from passing in a straight line to the rear of such vehicle or combination

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a

magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 2 This act shall become effective the first day of the registration year commencing in one thousand nine hundred fifty-two

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchia,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Firmstone,	Limper,	Reese,	Wilt,
Flack,	Loftus,	Reidenbach,	Wood,
Frost,	Lopresti,	Reilly, J. M.,	
Gaffney,	Lovett,	Rigby,	
Geer,	Lutty,	Ribley, R. L.,	
Gibson,	Lyons,	Robertson,	
Gleason,	Madden,	Rose,	
Good,	Madigan,	Rosen,	
	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 265, as follows:

An Act to amend clause (a) of section one thousand one hundred seventy-six of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for military leaves for employes of school districts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (a) of section one thousand one hundred seventy-six of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended to read as follows

Section 1176 Leave of Absence (a) Any employe of any school district who shall have been regularly employed by said school district for [a] any period [of not less than one year prior thereto and who shall volunteer or be called for military or naval service by the United States of America in time of war or during a state of national emergency shall within thirty (30) days after the receipt of notice to said effect send a copy of such notice to the secretary of the school board by which he is employed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchia,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,

Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 343, as follows:

An Act to further amend section eleven of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending service allowance of certain employees

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section eleven of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as last amended by the act approved the fifth day of July one thousand nine hundred forty-seven (P. L. 1352) is hereby further amended to read as follows

Section 11 In computing the length of service of a contributor for retirement purposes under the provisions of this act full credit shall be given to each contributor by the retirement board for each school year of service as an employe as defined in section one paragraph seven of this act and for each school year or fraction thereof for which credit is not otherwise provided for in this act and during which the contributor was [a member of the American Expeditionary Force in the World War or in activities connected therewith approved by the retirement board or who were] either granted a commission enlisted or drafted into the Army Navy Marine Corps [or the] Enlisted Nurses Corps or other branch of the military forces of the United States during World War I and for each school year during which the contributor was prior to the eighteenth day of July one thousand nine hundred seventeen a teacher instructor or supervisor in any state or semi-state orphan school Under such rules and regulations as the retirement board shall adopt each employe shall file with the retirement board a detailed statement of all such service rendered by him or her As soon as practicable thereafter the retirement board shall verify such statement as to prior service and shall issue to

each employe a certificate certifying to the aggregate length of his or her prior service Such certificate shall be final and conclusive as to his or her prior service unless thereafter modified (a) by the retirement board upon application by employe or (b) by the State Superintendent of Public Instruction upon application by the employe or by the retirement board provided such application for modification be made to said State Superintendent of Public Instruction within one year after the issuance of a certificate or a modified certificate by the retirement board A certificate for prior service issued to a present employe shall certify the total number of completed years of prior service allowances for said present employe [to and including the thirtieth day of June nineteen hundred nineteen The time during which an employe is absent without pay shall not be counted in computing the prior service the total service or the average of a contributor unless allowed by the employer by whom said contributor was employed at the time said leave absence was granted and further unless said allowance is approved by the retirement board]

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Cree,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Botes,	Harney,	Meiz,	Smith,
Bolton,	Haudenshield,	Mihm,	Slider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Herscht,	Miller, J. C.,	Stank,
Brelscht,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reldenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 501, as follows:

An Act to further amend the title of and the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 951) entitled as amended "An act defining and providing for the licensing and regulation of private academic schools conferring powers and imposing duties on the Department of Public Instruction and imposing penalties" by exempting therefrom schools for the blind deaf and dumb receiving State appropriations and certain other private schools The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title clause (1) of Section 1 and Section 2 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 951) entitled as amended "An act defining and providing for the licensing and regulation of private academic schools conferring powers and imposing duties on the Department of Public Instruction and imposing penalties" as amended by the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 997) are hereby further amended to read as follows

An Act

Defining and providing for the licensing and regulation of private academic schools conferring powers and imposing duties on the [Department of Public Instruction] State Board of Private Academic Schools and imposing penalties

Section 1 The following words and phrases of this act shall have the meanings ascribed to them

(1) "Private Academic School" or "school" shall mean a school maintained or classes conducted for the purpose of offering instruction for a consideration profit or tuition to five or more pupils at one and the same time or to twenty-five or more pupils during any school year the purpose of which is to educate an individual generally or specially or to prepare an individual for more advanced study and shall include all schools engaged in such education except private trade schools private business schools [and] private correspondence schools private music schools private dance schools private art schools private dramatic art schools private schools of charm or poise private driver training schools or any type of private school which is nonacademic in character

Section 2 The provisions of this act shall not apply to colleges or universities schools maintained or classes conducted by employers for their own employes where no fee or tuition is charged schools or classes owned and operated by or under the authority of bona fide religious institutions or by the Commonwealth of Pennsylvania or any political subdivision thereof or schools for the blind deaf and dumb receiving Commonwealth appropriations or schools accredited by accrediting associations approved by the State Council of Education but such schools may choose to apply for a license and upon approval and issuance thereof shall be subject to the provisions of this act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Beal,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsach,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dairymple,	Kline,	Pengase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBols,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 533, as follows:

An Act concerning contributions among joint tortfeasors release of tortfeasors defining the rights and duties of contribution in such cases making uniform the law with reference thereto and repealing inconsistent legislation The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 For the purpose of this act the term "joint tortfeasors" means two or more persons jointly or

severally liable in tort for the same injury to persons or property whether or not judgment has been recovered against all or some of them

Section 2 (1) The right of contribution exists among joint tortfeasors (2) A joint tortfeasor is not entitled to a money judgment for contribution until he has by payment discharged the common liability or has paid more than his pro rata share thereof (3) A joint tortfeasor who enters into a settlement with the injured person is not entitled to recover contribution from another joint tortfeasor whose liability to the injured person is not extinguished by the settlement

Section 3 The recovery of a judgment by the injured person against one joint tortfeasor does not discharge the other joint tortfeasors

Section 4 A release by the injured person of one joint tortfeasor whether before or after judgment does not discharge the other tortfeasors unless the release so provides but reduces the claim against the other tortfeasor in the amount of the consideration paid for the release or in any amount of the consideration paid for the release or in any amount or proportion by which the release provides that the total claim shall be reduced if greater than the consideration paid

Section 5 A release by the injured person of one joint tortfeasor does not relieve him from liability to make contribution to another tortfeasor unless the release is given before the right of the other tortfeasor to secure a money judgment for contribution has accrued and provides for a reduction to the extent of the pro rata share of the released tortfeasor of the injured person's damages recoverable against all the other tortfeasors

Section 6 This act does not impair any right of indemnity under existing law

Section 7 This act shall be so interpreted and construed as to effectuate its general purpose to make uniform the law of those states that enact it

Section 8 This act shall be known and may be cited as the "Uniform Contribution Among Tortfeasors Act"

Section 9 The act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 1075) entitled "An act to provide for contribution among tortfeasors" is hereby repealed

All other acts and parts of acts are hereby repealed in so far as inconsistent with the provisions of this act

Section 10 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Browa,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swaze,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,

Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Fillp,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Luffy,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. TAHL asked and obtained permission for the Committee on City and County—First Class to meet during the session of the House.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. DALRYMPLE asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

RESOLUTION

CONDOLENCE

Messrs. DALRYMPLE, BLAIR, WATERHOUSE, KOLANKIEWICZ, TAYLOR, BYRNE and BEAVER offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, July 10, 1951.

It is with deep sorrow that we learn of the passing of Mrs. Mary Polaski, widow of Michael Polaski and mother of our fellow member, Julian Polaski, who died at her home in Erie, Pennsylvania on Thursday morning, the 28th day of June, after a prolonged illness.

Mrs. Polaski is survived by three sons, Leo, Frank and Julian, four daughters, Irene, Dorothy, Theresa and Anna, and three grandchildren.

In addition three brothers, the Rev. Stanley Orlemanski of Springfield, Massachusetts, the Rev. Charles Orlemanski of New Kensington, Pennsylvania, and the Rev. Anthony Orlemanski of Cleveland, Ohio, and three sisters, Hattie and Louise Orlemanski of Springfield, Massachusetts, and Mrs. Anna Kryzan of Youngstown, Ohio, survive her.

Resolved, That the members of the House of Representatives extend their heartfelt sympathy to the family of Mrs. Mary Polaski upon the death of their mother and sister; and be it further

Resolved, That a copy of this resolution be transmitted by the Chief Clerk of the House to the family of Mrs. Polaski.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. COOPER asked and obtained permission for the Committee on Banking and Building and Loan Associations to meet during the session of the House.

EUROPEAN EXCHANGE STUDENTS WELCOMED

The SPEAKER. The Chair is pleased to welcome to the Hall of the House thirty-eight Exchange Students from European countries who have been attending High Schools and Preparatory Schools in the United States and are now on the American Field Service Tour for International Exchange Students.

They are under the direction of Mr. Steve Galatti.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. TOLL asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

REPORTS FROM COMMITTEES

Mr. WHITE from the Committee on Labor Relations, reported as amended, House Bill No. 978, entitled:

An Act to amend the act, approved the thirty-first day of July, one thousand nine hundred forty-one (P. L. 616), entitled "An act defining, regulating and providing for the licensing and registration of employment agents, and their representatives, including private employment agents, theatrical employment agencies and nurses" refistries; providing for revocation and suspension of licenses and registrations subject to appeal and for their reinstatement; defining the powers and duties of the Department of Labor and Industry and the Department of Public Instruction; providing penalties, and repealing existing laws" by changing the provisions thereof, and the rights, obligations, license fees and procedure therein.

Mr. EDWIN F. THOMPSON from the Committee on City and County—First Class, reported as committed, House Bill No. 1432, entitled:

An Act to further amend Section 1 of the act, approved the eleventh day of July, one thousand nine hundred twenty-three (P. L. 1032), entitled "An act providing for the abatement of nuisances caused by the improper grading or defective paving or encroaching fences in alleys, in cities of the first class; for the establishment of lines and grades for, and the grading, paving, or repaving of said alleys, and the grading of private alleys hereafter laid out; and for apportioning the cost, and for the filing of liens therefor," by giving property owners a longer period of time in which to abate nuisances.

Mr. READINGER from the Committee on Liquor Control, reported as amended, House Bill No. 1506, entitled:

An Act to amend the act approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 90), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto; regulating and restricting the manufacture purchase, sale, possession, consumption, importation, transportation, furnish-

ing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by further providing for transfers of certain liquor licenses.

Mr. WILT from the Committee on Cities and County—Second Class, reported as committed, Senate Bill No. 591, entitled:

An Act to amend subsection (e) of Section 2 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 626) entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class creating and prescribing the powers and duties of a Board of Property Assessment Appeals and Review imposing duties on certain county and city officers abolishing the board for the assessment and revision of taxes in such counties the board to hold other offices or positions or engage in certain businesses.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. HELM asked and obtained permission for the Committee on Labor Relations to meet during the session of the House.

RESOLUTION CONGRATULATIONS

Messrs. EWING, COOPER, HAUDENSHIELD and RONALD L. THOMPSON offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, July 10, 1951.

Our young and personable reading clerk, John F. Mathias, like hosts of men before him has let down his guard, has unstopped his ear—and the arrow of romantic love has winged its singing way deep into his heart to the accompaniment of the siren appeal of rapturous happiness.

Clara Jean Hayes, the lovely recipient of Jack's ardor and devotion, has sought sanctuary with him in a castle of thralldom, impregnable to the raucous voices of the world and abounding with the sweet whispers of ecstasy.

Clara and Jack have been aware of their mutual love for five years and on June 23rd, in the Rectory of St. Lukes R. C. Church, Carnegie, Pennsylvania, the Reverend Father Heyl made submission complete. Thus, two of the nicest people in the world became one of the grandest.

Jack and Clara both attended and were graduated at the Carnegie High School. Jack separately found his way to Kiski and then spent two years at Dickinson, before joining our group at Harrisburg. Clara is employed by the Hagen Corporation in Pittsburgh.

Without a doubt, Clara and Jack were the happiest people at their wedding, although it is a certain conjecture that the proudest were the parents of Clara and Jack; therefore be it

Resolved, That the members of the House of Representatives congratulate Jack on his successful quest of Carnegie's fairest and express to Clara our commendation of her intuitive appreciation of a man of parts and quality; and be it further

Resolved, That in view of our certainty that their life together will be happy and blissful, we of the House hereby pledge ourselves to draft another resolution at

the proper time embodying our congratulations on their celebration of the golden wedding anniversary; and be it further

Resolved, That a copy of this resolution be transmitted to Mr. and Mrs. John F. Mathias.

The SPEAKER. The Chair recognizes the Reading Clerk.

The READING CLERK. Mr. Speaker, I have been told by many of you gentlemen that it is a nice life; some of you say "You poor fellow," but I always say, everyone has to learn for himself, so that is what I am doing.

MEMBER WELCOMED

The SPEAKER. The Chair is very pleased to welcome back to the House the gentleman from Luzerne, Mr. Flack, and to observe his wonderful recovery.

INTERROGATION

Mr. ANDREWS. Mr. Speaker, I desire to interrogate the Majority Leader.

The SPEAKER. Will the gentleman from Philadelphia, Mr. Smith, permit himself to be interrogated?

Mr. SMITH. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, I would like to know whether the negotiations between the warring factions that have temporarily interrupted the deliberations of this General Assembly have reached the point where the Members of this House can safely begin to plan their summer vacations?

Mr. SMITH. Mr. Speaker, summer being almost over, I am afraid they had better plan an early fall vacation.

Mr. ANDREWS. Mr. Speaker, do I understand that as yet the administration and the negotiating committees have been unable to develop any terminal facilities for this Session?

Mr. SMITH. Mr. Speaker, I have to answer the gentleman by saying that the negotiating committee has met today for the first time. As the gentleman probably knows, a committee like that can and does take probably one or two meetings to function correctly, and anything can happen almost any time.

Mr. ANDREWS. Mr. Speaker, does that mean that we are justified in crediting some of the reports that have been current, to the effect that we will probably meet next week and then there will be a recess after that?

Mr. SMITH. Mr. Speaker, the only reason that we would have a recess the week following next would be that that is Primary Election week, and I am quite sure

that there are Members on both sides of the House that would find it difficult or be unable to be present in their seats.

Mr. ANDREWS. Mr. Speaker, will there be a recess during Primary Week?

Mr. SMITH. Mr. Speaker, there will be, yes.

Mr. ANDREWS. Mr. Speaker, will there be a recess for more than one week?

Mr. SMITH. Mr. Speaker, as far as I know at this time we are not planning on having a recess more than Primary week.

Mr. ANDREWS. Mr. Speaker, one further question. Is there any reason to believe that this House, this General Assembly will be able to adjourn sine die before the middle of August?

Mr. SMITH. Mr. Speaker, I would hope that we would be able to adjourn sine die by the middle of August, yes.

Mr. ANDREWS. Mr. Speaker, is that the best information that the Majority Leader can give the Members of this House and the public at this time, that he can only hope we will adjourn sine die by the middle of August?

Mr. SMITH. Mr. Speaker, I can only give the gentleman my own personal opinion on that. It is pretty hard to predict anything in the future, but I would say that I personally hope we can adjourn by the middle of August.

Mr. ANDREWS. Mr. Speaker, I thank the gentleman for his sad and discouraging news.

COMMITTEE MEETINGS

Game and Forestry, Mr. Goodling, Chairman, Room 331, Wednesday, July 11, at 9:45 a. m.

Highways, Mr. Royer, Chairman, Room 329, Wednesday, July 11, at 9:00 a. m.

Municipal Corporations, Mr. Boorse, Chairman, Room 521, Wednesday, July 11, at 9:00 a. m.

Public Utilities, Mr. Costa, Chairman, Room 329, Wednesday, July 11, at 9:30 a. m.

Townships, Mr. Reagan, Chairman, Room 522, Wednesday, July 11, at 9:30 a. m.

All times are Eastern Standard Time.

ADJOURNMENT

Mr. HAGERTY. Mr. Speaker, I move that this House do now adjourn until Wednesday, July 11, 1951, at 10:00 a. m. EST.

The motion was agreed to, and (at 4:52 p. m. EST) the House adjourned.

Legislative Journal.

Session 1951.

139th of the General Assembly.

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HARRISBURG, PA., WEDNESDAY, JULY 11, 1951.

No. 68.

SENATE

WEDNESDAY, July 11, 1951.

The Senate met at 9:00 o'clock, a. m., Eastern Standard Time.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

PRAYER

In the absence of the Chaplain, the prayer was offered by the gentleman from Lancaster, SENATOR KESSLER.

Mr. KESSLER. O God, our heavenly Father, a source of all power, we thank Thee for the opportunity we have of meeting here today to serve our Commonwealth. We seek Thy guidance in our proceedings, and we ask Thy help in helping us to do the job right. In Christ's name we ask it. Amen.

JOURNAL APPROVED

The PRESIDENT pro tempore. A quorum of the Senate, being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. SNOWDEN, further reading was dispensed with, and the Journal was approved.

LEAVES OF ABSENCE

Mr. FLEMING asked and obtained leave of absence for Mr. WOOD.

Mr. HARE asked and obtained leave of absence for Mr. CHAPMAN, because of illness.

The PRESIDENT pro tempore. At this time the Chair calls to the rostrum the gentleman from Cumberland, Mr. WADE, to preside.

The PRESIDING OFFICER (George N. Wade) in the Chair.

NOMINATION BY THE GOVERNOR

REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 11, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Wm. H. Preston, Main Street, Hydetown, Crawford County, for appointment as Justice of the Peace in and for the Borough of Hydetown, Crawford County, until the first Monday of January, 1952, vice Nelson Burns, deceased.

JOHN S. FINE.

HOUSE MESSAGES

SENATE BILL NO. 244 RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 244, entitled:

An Act to further amend the act approved the twelfth day of May one thousand nine hundred forty-three (P. L. 259) entitled as amended "An act providing for the payment by the State Treasurer of one-half of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns and townships and for the payment thereof into police pension funds and in certain cases into the Municipal Employees' Retirement System and for Pension Annuity Contracts and in certain other cases into the State Employees' Retirement Fund for certain purposes" by redefining Pension Annuity Contract vesting certain (equities benefits dividends or) rights under pension annuity contracts in the municipality or in the policemen (or their dependents) providing for deductions to defray expenses for auditing providing for return of funds if not used within a certain time by the various political subdivisions.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDING OFFICER. The bill as amended will appear on the Calendar.

SENATE BILL NO. 245 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 245, entitled:

An Act to further amend subsection (a) of section 2 of the act approved the twenty-eighth day of June one thousand eight hundred ninety-five (P. L. 408) entitled as amended "A supplement to the twenty-fourth section of an act entitled 'An act to provide revenue by taxation approved the seventh day of June one thousand eight hundred and seventy-nine' approved the first day of June one thousand eight hundred and eighty-nine amending the twenty-fourth section by providing for the payment by the State Treasurer of the two per centum tax

on premiums paid by foreign fire insurance companies to the treasurers of the several cities towns townships and boroughs within this Commonwealth" by providing for the return of funds in not used within a certain time by the political subdivisions for payment to the Department of the Auditor General to defray costs and expenses of auditing the fund and accounts receiving disbursements restricting payments to firemen and their dependents.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDING OFFICER. The bill as amended will appear on the Calendar.

SENATE BILL NO. 501 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 501, entitled:

An Act to further amend Section 2 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 951) entitled as amended "An act defining and providing for the licensing and regulation of private academic schools conferring powers and imposing penalties" by exempting therefrom schools for the blind deaf and dumb receiving State appropriations.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDING OFFICER. The bill as amended will appear on the Calendar.

SENATE BILL NO. 533 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 533, entitled:

An Act concerning contributions among joint tortfeasors release of tortfeasors defining the rights and duties of contribution in such cases making uniform the law with reference thereto and repealing certain acts.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDING OFFICER. The bill as amended will appear on the Calendar.

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, July 10, 1951.

Resolved, (if the House of Representatives concur), that when the Senate adjourns this week, it reconvene on Monday, July 16, 1951, at two o'clock P. M. Eastern Standard Time; and when the House of Representatives adjourns this week, it reconvene on Monday, July 16, 1951, at three thirty o'clock P. M., Eastern Standard Time.

HOUSE CONCURS IN SENATE BILL NO. 265

He also returned to the Senate, Senate Bill No. 265, entitled:

An Act to amend clause (a) of section one thousand one hundred seventy-six of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school sys-

tem including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for military leaves for employes of school districts

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL NO. 343

He also returned to the Senate, Senate Bill No. 343, entitled:

An Act to further amend section eleven of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payment therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending service allowance of certain employes

with the information that the House has passed the same without amendments.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 74, entitled:

An Act to amend section two thousand five hundred five of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by changing the basis for payments on account of school nurses.

Which was committed to the Committee on Education.

House Bill No. 124, entitled:

An Act to amend section one thousand twenty-four of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "School Code of 1949," by increasing compensation and mileage rates for attendance at conventions for the election of county superintendents.

Which was committed to the Committee on Education.

House Bill No. 223, entitled:

An Act designating October fifteenth of each year "Poetry Day;" and providing for the observance thereof.

Which was committed to the Committee on State Government.

House Bill No. 356, entitled:

An Act to further amend the act, approved the second day of May, one thousand nine hundred forty-five (P. L. 382), entitled "Municipality Authorities Act of 1945," by extending the provisions thereof to school districts for limited purposes; changing provisions for incorporation, withdrawal from and joinder in authorities, amendment of articles of incorporation, boards of Authorities and citizenship of members thereof; and providing for extensions of corporate existence, transfers of existing facilities to Authorities, and conveyance of projects upon termination or assumption of liabilities.

Which was committed to the Committee on Corporations.

House Bill No. 576, entitled:

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by permitting certain districts to make their own enumeration for per capita tax purposes.

Which was committed to the Committee on Education.

House Bill No. 878, entitled:

An Act to mend the act approved the thirteenth day of June one thousand nine hundred eleven (P. L. 903), entitled "An act to prevent frauds against carriers of passengers for hire, within this Commonwealth, and prescribing penalties for the breach of the provisions hereof" by changing penalties and defining magistrate.

Which was committed to the Committee on Judiciary General.

House Bill No. 984, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by further providing for exceptions to compulsory attendance.

Which was committed to the Committee on Education.

House Bill No. 1104, entitled:

An Act to amend subsection (a) of Section 1402 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by authorizing the giving of medical and dental examination to children prior to enrollment in the first grade.

Which was committed to the Committee on Education.

House Bill No. 1181, entitled:

An Act to add Section 1207.1 to the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "Vehicle Code," by granting jurisdiction to magistrates in summary proceedings, in certain cases where minors are charged with violations of said act.

Which was committed to the Committee on Highways.

House Bill No. 1209, entitled:

An Act relating to marriage and amending, revising, consolidating and changing the law relating thereto.

Which was committed to the Committee on Judiciary General.

House Bill No. 1228, entitled:

An Act establishing The Pennsylvania State School for the Deaf; providing for its operation and maintenance by the Department of Public Instruction and for the admission of pupils thereto and the expense of maintaining pupils therein; authorizing the acquisition of a site by the Commonwealth or The General State Authority or the use of land now owned by the Commonwealth; the conveying of Commonwealth owned land to The General State Authority and the erection or construction and the furnishing and equipping of buildings and structures by The General State Authority, or the Department of Property and Supplies, and the leasing thereof by the Commonwealth; conferring powers and imposing duties on

district and county superintendents of schools; and making an appropriation.

Which was committed to the Committee on Education.

House Bill No. 1288, entitled:

An Act to further amend clause fifth of subsection (a) of Section 3 of the act, approved the thirteenth day of May, one thousand nine hundred nine (P. L. 520), entitled "Pure Food Law," by changing the amount of sulphur dioxide which may be used in the preparation of certain foods.

Which was committed to the Committee on Agriculture.

House Bill No. 1372, entitled:

An Act to amend Section 308 of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 289), entitled "Nonprofit Corporation Law," by further regulating the method of approval of the borrowing of money and disposition of real estate, by nonprofit corporations, by the members thereof.

Which was committed to the Committee on Corporations.

House Bill No. 1380, entitled:

An Act to amend the title land to further amend section four of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2045), entitled "The Support Law," by further defining the liability of property for expenses incurred for support, maintenance, assistance and burial.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 1402, entitled:

An Act providing for appeals to the court of common pleas from the decisions, rulings and findings of Civil Service Boards and Commissions in cities.

Which was committed to the Committee on Judiciary General.

House Bill No. 1404, entitled:

An Act to amend the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30) entitled "Public School Code of 1949," by providing for the addition to the tax duplicates of school districts of the third and fourth class, of properties occupied during the fiscal year of the school district, in certain cases.

Which was committed to the Committee on Local Government.

House Bill No. 1479, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code," requiring certain vehicles and combinations of vehicles to be constructed or equipped to prevent throwing of road surface substance from their rear wheels beyond certain limits.

Which was committed to the Committee on Highways.

PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, on behalf of Senator Wolfe and myself, I introduce the following bill.

Mr. President, by way of explanation, I want to say that

this bill is designed to take care of an inequality in the soldiers' bonus legislation. In the present act passed by the Legislature, one section of the act gives to an heir of the deceased veteran the right to collect the bonus. Under another section, it enumerates those who are eligible to receive, and we have discovered through a very personal matter that there are hundreds of cases where the direct heir of the veteran has passed away since the application was made, and the bonus bureau now takes the position it cannot pay the bonus to the family of the heir. Therefore, Mr. President, this is to correct that inequality.

BILL INTRODUCED AND REFERRED

Messrs. DENT and WOLE read in place and presented to the Chair Senate Bill No. 787, entitled:

An Act to amend subsection (b) of Section 6 of the act, approved the eleventh day of June, one thousand nine hundred forty-seven (P. L. 565), entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States or of any of her allies during World War II; providing the method of making payment to representatives of persons who, because of death or incapacity, cannot personally receive compensation; imposing certain duties on the Adjutant General; making an appropriation, and providing penalties," by including children of the father of deceased veterans as persons to whom compensation shall be paid.

Which was committed to the Committee on Military Affairs and Aeronautics.

PERMISSION TO ADDRESS SENATE

Mr. HARE asked and obtained unanimous consent to address the Senate.

Mr. HARE. I would like to ask unanimous consent, Mr. President, to introduce into the record an editorial from one of our leading Pittsburgh newspapers this morning.

The PRESIDING OFFICER. Hearing no objection, the editorial will be spread upon the official record of the Senate.

"FINE'S CRITICS EAT CROW

"When Governor Fine's budget had been dissected to the Senate's satisfaction and the showdown was at hand, some of the Administration's severest fiscal critics had failed to find in the budget much of the fat of which they had long complained.

"The Governor appears to have finally established the need of new State taxes and the only question remaining for the General Assembly is the form the taxes should take. A special bipartisan Senate committee has examined the budget and agreed that the Governor needs everything he asked for plus \$62,000,000 more.

"The \$62,000,000, incidentally, represents just about the amount required to meet the cost of the veterans' bonus during the current biennium.

"The people of Pennsylvania voted for the bonus, without at the same time approving some form of tax to pay for it, and now the bill has fallen due. They must reconcile themselves to meeting this new expense along with others that have accrued as a result of inflation and a need for some expansion of State services.

"The Governor insists that the State needs \$112,000,000 in new tax money to balance the budget for the next two years. He still thinks a flat personal income tax is the best and fairest means of raising the money. He will, however, accept any other reasonable tax program that the Assembly can agree upon.

"The Senate compromise committee is trying to find a new tax package that will be acceptable to the House, which approved the personal income tax, and to Governor Fine.

"Among its proposals is the reimposition of a tax on soft drinks, this time making it two cents rather than the one-cent tax that expired earlier this summer. We oppose this proposal because it is unjust to single out one product for what amounts to punitive and discriminatory tax treatment.

"A fairer proposal, it seems to us, is to add another one per cent increase to the corporate net income tax. The corporate tax rate was boosted from four to five per cent earlier in the session. One per cent will yield more than \$50,000,000 in revenue at the current rate of production and earnings. Thus, if two points were added to the corporate rate of this session, instead of one, the tax would yield just about enough additional revenue to meet the State's needs.

"In any event, we are glad to see the Governor and the Assembly getting closer together on the budget and tax problem. An early decision on this matter is needed so that the Assembly can then enact other legislation dependent upon a tax program and get out of Harrisburg. It has long since worn out its welcome."

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of House Bill No. 77, as follows:

An Act to further amend section two thousand one hundred three of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by further regulating the hours of service vacations and sick leaves of firemen.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two thousand one hundred three of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" as re-enacted revised and amended by the act approved the twenty-eighth day of June one thousand nine hundred fifty-one (Act No. 164) is hereby further amended to read as follows

Section 2103 Platoon System Hours of Service Vacation Sick Leave The director of the department having charge of the fire bureau in each city shall divide the officers and members of companies of the uniformed fire force in the employ of such cities [or in the case of a volunteer fire department the] and any other firemen and drivers regularly employed and paid by the city excepting the chief engineer and assistant chiefs and those employed subject to call into two bodies or platoons [one to perform day service and the other to perform night service] to perform service during such hours as the director shall fix except as herein otherwise provided The hours of day

service shall not exceed ten commencing at eight o'clock in the morning the hours of night service shall not exceed fourteen commencing at six o'clock in the afternoon and the hours of day service shall not exceed [sixty] fifty hours in any one calendar week and the hours of night service shall not exceed [eighty-four] seventy hours in any one calendar week unless the hours of day and night service shall be equalized in which case neither the hours of day or night service shall exceed [seventy-to] sixty in any one calendar week Provided That for the duration of any war in which the United States is engaged and six months thereafter the hours of service may exceed the number hereinbefore provided as the maximum number of hours of service and in such cases council shall provide for the payment of extra compensation for any hours of service at the same rate as paid for regular service in excess of such maximum hours of service The employees of such fire forces shall be allowed to have at least twenty-four consecutive hours of rest in every calendar week [and] to have an annual vacation of not less than fourteen working days and shall be entitled to fourteen days sick leave annually without diminution of the salary or compensation fixed by ordinance In cases of riot serious conflagration times of war public celebrations or other such emergency the chief engineer of the bureau of fire or the assistant chief deputy or chief officer in charge at any fire shall have the power to assign all the members of the fire force to continuous duty or to continue any member thereof on duty if necessary No member of [either] any of said shifts bodies or platoons shall be required to perform continuous day service or continuous night service for a longer consecutive period than two weeks nor be kept on duty continuously longer than ten hours in the day shifts bodies or platoons [of] or fourteen hours in the night shifts bodies or platoons excepting as may be necessary to equalize the hours of duty and service and also excepting in cases of emergency as above provided

Section 2 The provisions of this act shall become effective the first day of January one thousand nine hundred fifty-two

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO HOUSE BILL No. 77, RECALLED FROM THE GOVERNOR

Mr. WALKER. Mr. President, I move that the Senate do concur in the amendments made by the House to House Bill No. 77, recalled from the Governor for the purpose of amendment.

Mr. TAYLOR. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Hare,	McPherson, Jr.	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wagner,
Byrne,	Leader,	Propert,	Walker,
Crowe,	Letzler,	Robinson,	Watkins,
Dent,	Mahany,	Rosenfeld,	Watson,
Diehm,	Mallery,	Ruth,	Wolfe,
DiSilvestro,	McCreesh,	Scarlett,	Yosko,
Fleming,	McGinnis,	Silvert,	Wade,
Freed,	McMenamin,	Snowden,	Presiding Officer
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

FINAL PASSAGE CALENDAR

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 729 on final passage, entitled:

An Act to repeal Sections 2 and 3 of the act approved the eleventh day of April one thousand eight hundred sixty-six (P. L. 635) entitled "A further supplement to the act consolidating the city of Philadelphia for the purpose of introducing a sufficient supply of fresh and pure water for the use of the citizens of said city" eliminating the right of the City of Philadelphia to enter upon or take certain land in adjoining counties by eminent domain proceedings for water supply purposes and the manner of ascertaining damages for such taking

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

THIRD READING CALENDAR

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 98, on third reading, entitled:

An Act regulating the appointment promotion suspension reduction removal and reinstatement of employees (except superintendents assistant superintendents inspectors and chief clerks) in bureaus of police in cities of the second class and defining the powers and duties of civil service commissions in such cities for such purposes

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 598, on third reading, entitled:

An Act to further amend Section 10 of the act approved the twenty-ninth day of May one thousand eight hundred eighty-five (P. L. 29) entitled "An act to provide for the incorporation and regulation of natural gas companies" by providing that natural gas companies shall have the right of eminent domain for underground storage of natural gas or manufactured fuel gas and regulating the exercise of such right.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 769, as follows:

An Act requiring elevators and material hoists used in building construction to be safe and operated by experienced elevator operators imposing duties upon building inspectors and providing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 If any person undertaking the construction

of a building over seventy-five (75) feet in height shall erect or cause to be erected an elevator or material hoist such elevator or hoist shall be of a kind and character as will safely transport the workmen and materials and shall be operated by an experienced elevator operator and be available for the use of workmen

Section 2 Any building inspector who finds any of the provisions of this act being violated shall condemn the building operation where such violation takes place and close the building or premises pending the removal of the unsafe elevator or hoist or the installation of a safe elevator or hoist or the repair of the safe operation thereof

Section 3 Persons shall mean any natural person corporation partnership or association

Section 4 Any person violating any of the provisions of this act upon conviction thereof in a summary proceeding shall be sentenced to pay a fine not exceeding one hundred (\$100) dollars or to undergo imprisonment not exceeding thirty (30) days or both

Section 5 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

McMenamin,	Haluska,	McPherson, Jr.	Stevenson,
Bane,	Hare,	Meade,	Stiefel,
Barr,	Holland,	Neff,	Taylor,
Barrett,	Kephart,	Pechan,	Toole,
Berger,	Kessler,	Peelor,	Wagner,
Blass,	Lane,	Propert,	Walker,
Byrne,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahany,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Yosko,
DiSilvestro,	McCreesh,	Silvert,	Wade,
Fleming,	McGinnis,	Snowden,	Presiding Officer
Freed,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

SECOND READING CALENDAR

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 20, on second reading, entitled:

An Act to amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State Government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of money erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all

receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by defining the powers and duties of the Department of Accountant General and the Accountant General providing for the installation and maintenance of a uniform system of accounts of Commonwealth finances and of accounting reports based thereon imposing duties on every Commonwealth agency receiving or disbursing moneys from or on behalf of the Commonwealth and further regulating the disbursement of moneys from the State Treasury

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 21, on second reading, entitled:

An Act to amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by creating the Department and office of Accountant General and defining their powers and duties changing certain powers and duties of the Governor and of the various departments boards commissions and officers and providing for the transfer of certain employees from the Department of Auditor General to the Department of Accountant General

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 24, on second reading, entitled:

An Act to amend section 8 of the act approved the thirty-first day of March one thousand nine hundred forty-nine (P. L. 372) entitled "An act to promote the welfare of the people of the Commonwealth creating The General State Authority as a body corporate and politic with power to construct improve equip furnish and operate projects and to lease the same and to fix fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds for said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Property and Supplies to grant assign convey or lease to the Authority lands of the Commonwealth and interests therein and to acquire lands therefor granting the right of eminent domain empowering The General State Authority to sell

and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act" by authorizing the Department of the Accountant General to examine the accounts and books of the Authority

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 35, entitled:

An Act providing temporarily for the grant without examination of certificates of licensure to practice medicine and surgery to certain persons who become members of the armed forces of the United States and suspending inconsistent laws

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 48, on second reading, entitled:

An Act relating to and defining chiropractic and the right to practice chiropractic requiring licensure conferring powers and imposing duties upon the State Board of Chiropractic Examiners providing for the granting suspension and revocation of licenses issued by the board conferring jurisdiction upon the Court and Common Pleas of Dauphin County and prescribing penalties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 80, entitled:

An Act to further amend section four thousand three hundred two of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by prescribing a minimum period of continuous service and in certain cases a minimum age for police retirement

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 121, entitled:

An Act to further amend Section 903 of the act approved the tenth day of March one thousand nine hundred forty-

nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by clarifying the provision allowing directors expenses at annual conventions and special meetings

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 186, on second reading, entitled:

An Act to add Section 2.1 to the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1652) entitled "An act relating to the propagation and growth of nut trees and other trees bearing crops excluding our present commercial fruit trees in this Commonwealth providing for the appointment term and compensation of an Expert Tree Crops Advisor prescribing his powers and duties imposing and conferring certain powers and duties on the Secretary of Agriculture in respect thereto and making an appropriation" by authorizing the Pennsylvania State College to undertake the development of a research program for certain purposes and making an appropriation therefor.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 319, on second reading, entitled:

An Act to further amend Section 1 of the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" by providing for the method of valuation of taxable shares of stock in any regulated investment company.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 382, on second reading, entitled:

An Act to further amend section eleven of the act approved the thirteenth day of May, one thousand nine hundred twenty-five (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable, religious, benevolent, humane and patriotic purposes" by exempting young men's and young women's Christian associations.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 493, on second reading, entitled:

An Act to amend section five of the act, approved the fifth day of July, one thousand nine hundred forty-seven (P. L. 1293), entitled "An act to establish The Brandywine Battlefield Park Commission and to authorize the acquisition by purchase, condemnation or gift of lands for the establishment of The Brandywine Battlefield Park;

providing for the control, management and supervision of the property to be acquired for such park by such commission; authorizing the commission to make and to enforce rules and regulations for its preservation, development and visitation; and making appropriations," empowering the commission to deputize special constables.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 633, on second reading, entitled:

An Act to amend Sections 3 and 4 of the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1184) entitled "An act requiring all employable persons receiving public assistance with certain exceptions to perform certain work or be refused further assistance conferring powers and imposing duties on county boards of assistance and on certain State and local officers and employees and on charitable institutions persons copartnerships associations corporation and State and Federal employment officers and requiring payments to the Commonwealth on account of certain work performed" by imposing additional duties on county boards of public assistance permitting non-profit cemetery associations fire companies public libraries and other similar organizations supported totally or partially by public subscriptions donations or gifts and changing the requirements for furnishing transportation

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 671, entitled:

An Act to further amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" by further limiting eligibility for general assistance.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that (House Bill No. 685, on second reading, entitled:

An Act to further amend subsection four of Section 3 of the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1356) entitled "An act to regulate the sale and delivery of solid fuel as herein

defined providing for the appointment of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties" by providing that copies of weighmaster's certificates may be seized for use as evidence by any inspector of weights and measures.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 690, on second reading, entitled:

An Act to further amend section 2 of the act approved the twenty-sixth day of May one thousand nine hundred twenty-one (P. L. 1172) entitled "An supplement to the act approved the seventeenth day of May one thousand nine hundred seventeen (P. L. 208) entitled 'An act to regulate the practice of pharmacy and sale of poisons and drugs and providing penalties for the violation thereof defining the words 'drugs' and 'poison' and providing for the appointment of a board which shall have in charge the enforcement of said law and the power to make rules and regulations for the enforcement of said law and providing for the purchase of samples of drugs for determining their quality strength and purity' requiring permits to conduct pharmacies providing for the revocation thereof and prescribing penalties" by raising fees for permits to conduct a pharmacy

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 701, on second reading, entitled:

An Act to amend paragraph five of section one of the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1669) entitled as amended "An act to provide revenue for school districts of the first class by imposing a tax on persons engaging in certain businesses professions occupations trades vocations and commercial activities therein providing for its levy and collection conferring and imposing powers and duties on the Board of Public Education receiver of school taxes and school treasurer in such districts and prescribing penalties" by further defining "receipts."

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 707, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by reclassifying chubs measuring less than six inches in length as bait-fish.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with.

The Senate proceeded to the second reading and consideration of House Bill No. 724, entitled:

An Act to add subsection (c) to Section 2503 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by supplying an omission from former law providing for reimbursement for nonresident children and validating such reimbursements heretofore made

and said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 739, entitled:

An Act creating Mercy-Douglass State Hospital in Philadelphia County and authorizing the Department of Property and Supplies to sublease said Hospital to Mercy-Douglass Hospital and providing for the management thereof by the Board of Trustees of Mercy-Douglass Hospital.

And said bill having been read at length the second time and agreed to,

Ordered, To be laid aside for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 746, on second reading, entitled:

An Act requiring water companies supplying water to cities boroughs towns and townships to treat the same with sodium fluoride under certain conditions.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 759, on second reading, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the preservation protection and development of buildings and grounds at Ephrata Cloisters a famous historical shrine belonging to the Commonwealth

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 771, entitled:

An Act to further amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by empowering the board of school directors in every school district to insure all of its employees against liability for personal damages

sustained by pupils or others as the result of the employees' negligence in the performance of his or her duties during the course of his or her employment.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 778, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Harrisburg State Hospital to acquire certain tracts of land for the use of the Harrisburg State Hospital and making an appropriation therefor.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 793, entitled:

An Act to further amend Section 12 of the act approved the eleventh day of July one thousand nine hundred seventeen (P. L. 758) entitled "An act for the protection of the public health by regulating the possession control dealing in giving away delivery dispensing administering prescribing and use of certain drugs and keeping records thereof by regulating the use of drugs in the treatment of the drug habit by providing for the revocation and suspension of licenses of physicians dentists veterinarians pharmacists druggists and registered nurses for certain causes and by providing for the enforcement of this act and penalties" by changing the penalties for the illegal sale dispensing or giving away of drugs

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 860, on second reading, entitled:

An Act concerning devises bequests or gifts in trust for the care and maintenance of cemeteries burial grounds or cemetery lots trustees and substituted trustees thereof sureties of said trustees the investment of such trust funds accounts of said trustees approving actions and proceedings prior to this act and repealing conflicting laws

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 950, on second reading, entitled:

An Act to amend section 1 of the act approved the thirtieth day of March one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions

of this act and providing for revocation or suspension of licenses given by said board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith" by further defining the practice of optometry and defining "optometrist"

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 951, on second reading, entitled:

An Act to add Section 11.1 to the act approved the thirtieth day of March one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions of this act and providing for the revocation or suspension of licenses given by said board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith" by providing for acceptance of testimony of licensed optometrists by agencies and political subdivisions of the Commonwealth and providing for payment for service of optometrists

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 965, entitled:

An Act to amend Section 2504 and to further amend Section 2507 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the amounts payable by the Commonwealth on account of vocational extension classes

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1056, on second reading, entitled:

An Act to further amend clause (q) of section seven hundred thirty-one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by providing additional penalties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1095, on second reading, entitled:

An Act reappropriating to Episcopal Hospital Philadel-

phia certain moneys heretofore appropriated to the University of Pennsylvania for the maintenance of the Episcopal Hospital

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1154, on second reading, entitled:

An Act making an appropriation to provide funds for the Bushey Run Battlefield Park.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1173, entitled:

An Act to amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by authorizing the Pennsylvania Game Commission to issue special permits to certain disabled veterans with service connected disabilities and permitting them to hunt under commission regulations from automobiles.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1182, entitled:

An Act to further amend Section 20 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by prescribing penalties for violation of closed seasons

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1192, on second reading, entitled:

An Act to further amend Section 1 of the act approved the twenty-first day of March one thousand nine hundred forty-five (P. L. 51) entitled "An act defining and regulating the practice of Chiropody and providing penalties" by further defining Chiropody

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1204, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by clarifying the procedure in reference to rating of professional employes and temporary professional employes and designating the persons authorized to do the same

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1269, entitled:

An Act to amend Section 15 of the act, approved the twenty-second day of April, one thousand eight hundred fifty (P. L. 538), entitled "An act to secure the cities of Pittsburgh and Allegheny, and the neighborhood thereof, from damage by gun powder; to incorporate an association for the establishment of a house of refuge for western Pennsylvania; and relative to the Pennsylvania State Lunatic hospital," by changing the maximum age for the commitment of delinquents to the Pennsylvania Training school at Canonsburg, and changing admission requirements relative thereto.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1270, entitled:

An Act providing for the commitment and transfer of certain female juvenile delinquents to the Pennsylvania Training School for Girls, or to certain other institutions, and imposing duties on the courts of this Commonwealth relative thereto.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1295, on second reading, entitled:

An Act to repeal certain parts of acts relating to the keeping of alphabetical lists and indexes by the Departments of Revenue and Auditor General of persons reported to them as being interested in escheatable property and certain unclaimed funds

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1306, entitled:

A Supplement to the act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 575) entitled "An act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River and the improvement of the facilities for transportation across the river authorizing the Governor for these purposes to enter into an agreement with New Jersey creating The Delaware River Joint Commission and specifying the powers and duties thereof including the power to finance projects by the issuance of revenue bonds transferring to the new commission all the powers of the Delaware River Bridge Joint Commission and making an appropriation" by authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a compact or agreement with the State of New Jersey amending and supplementing the compact and agreement between the State of New Jersey and the Commonwealth of Pennsylvania authorizing and empowering The Delaware River Joint Commission to construct finance operate maintain and own a vehicular tunnel under or an additional bridge across the Delaware River and defining certain functions powers and duties of said Commission authorizing the Governor to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent to such supplemental compact or agreement

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1327, entitled:

An Act to amend Section 901 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for authorization by county conventions of activities and services to be administered by county boards of school directors

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1358, entitled:

An Act to further amend Section 1188 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by extending provisions for compensation for attendance at meetings of teachers.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1373, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary rivers of the Commonwealth" by reclassifying chubs as bait-fish

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1417, entitled:

An Act making an appropriation to the Senate and to the House of Representatives of the General Assembly for the payment of compensation of per diem employes

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. WATSON offered the following amendments:

Amend Sec. 1, page 1, line 3, by inserting after the word "Assembly" the following: "and to the Legislative Reference Bureau"; Amend Sec. 1, page 2, line 4, by inserting after the word "Representatives" the following: "or to the Legislative Reference Bureau"; Amend Sec. 1, page 2, by inserting between lines 10 and 11 the following:

"To the Legislative Reference Bureau

For the payment of the compensation of temporary employes of the Legislative Reference Bureau, the sum of four thousand dollars (\$4,000)."

They were agreed to.

The section was agreed to as amended.

The second section was read and agreed to.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. WATSON offered the following amendments:

Amend Title, page 1, second line of Title, by inserting after the word "Assembly" the following: "and to the Legislative Reference Bureau"; Amend Title, page 1, last line of Title, by inserting after the word "diem" the following: "and temporary."

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, and agreed to, as amended.

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1489, on second reading, entitled:

An Act making an appropriation to The Brandywine Battlefield Park Commission for the payment of necessary expenses.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

HOUSE BILL No. 205 CALLED UP FROM POSTPONED CALENDAR

Mr. WALKER. Mr. President, I call up House Bill No. 205 from the Second Reading Postponed Calendar for consideration at this time.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 205, entitled:

An Act changing the procedure in civil actions hereafter brought in any of the courts of common pleas of this Commonwealth providing for trial without jury and for the filing of agreements therefor providing for the payment of jury fees

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. WATKINS offered the following amendments:

Amend Sec. 1, page 1, lines 1 and 2, by striking out "any of the" in line 1, and all of line 2; Amend Sec. 1, page 2, line 1, by striking out the part-word "monwealth" and inserting in lieu thereof: "the court of common pleas in any county of the third class."

They were agreed to.

The section was agreed to as amended.

The second section was read and agreed to.

The third section was read.

On the question,

Will the Senate agree to the section?

Mr. WATKINS offered the following amendment:

Amend Sec. 3, page 3, line 4, by inserting after the word "repealed" the following: "in so far as it applies in counties of the third class."

It was agreed to.

The section was agreed to as amended.

The fourth section was read and agreed to.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. WATKINS offered the following amendments:

Amend Title, page 1, line 1 of the title, by striking out the words "any of"; Amend Title, page 1, line 2 of title, by striking out the words "of this Commonwealth" and inserting in lieu thereof: "in counties of the third class."

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 205, on second reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS INTRODUCED AND REFERRED

Mr. MALLERY. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. MALLERY read in place and presented to the Chair Senate Bill No. 788, entitled:

An Act to further amend the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 364), entitled "An act relating to business corporations; defining and providing for the organization, merger, consolidation, reorganization, winding up and dissolution of such corporations; conferring certain rights, powers, duties and immunities upon them and their officers and shareholders; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the second class within the provisions of this act; prescribing the terms and conditions upon which foreign business corporations may be admitted, or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, and certain State departments, commissions, and officers; authorizing certain State departments, boards, commissions, or officers to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," by requiring the establishment of a permanent lot care fund with corporate trustee of a certain amount by cemetery and burial corporations hereafter organized prior to the sale of burial lots and requiring a fixed percentage of the sale price of burial lots to be added to such fund.

Which was committed to the Committee on Corporations.

He also read in place and presented to the Chair Senate Bill No. 789, entitled:

An Act to further amend clause (b) of Section 507 and clause (c) of Section 2403 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by making special provision for the purchase of coal for use in any State hospital or any other State institution.

Which was committed to the Committee on State Government.

SENATE RESOLUTION No. 108 TAKEN FROM TABLE

Mr. WALKER. Mr. President, I call up at this time

from the desk Senate Resolution No. 108, introduced by the distinguished gentleman from Chester, Senator Scarlett. For the information of the gentlemen of the Senate, the resolution deals with a study for the establishment of a veterinarian school at State College. There are two resolutions; one is a House Resolution and the other one is Senate Resolution No. 108. I will call them both up for consideration. The House Resolution is a Concurrent Resolution, and we have amended it and will return it to the House for their concurrence.

The resolution was read as follows:

JOINT STATE GOVERNMENT COMMISSION TO STUDY THE ESTABLISHMENT OF A SCHOOL OF VET- ERINARY MEDICINE AT PENNSYLVANIA STATE COLLEGE

In the Senate, January 15, 1951.

Whereas, The Pennsylvania State College has an excellent agricultural curriculum but no school for the training of veterinarians; and

Whereas, Such a school of veterinary medicine would complement such existing outstanding curriculum and would prevent the youth of this Commonwealth who desire such higher education from being deprived of the opportunity to acquire the same; now therefore be it

Resolved (if the House of Representatives concur), That the Joint State Government Commission is hereby directed to study the feasibility of establishing a School of Veterinary Medicine at Pennsylvania State College; and be it further

Resolved, That the Joint State Government Commission shall file a report of its findings and recommendations to the General Assembly at its next regular session by February one, one thousand nine hundred fifty-three, together with drafts of any proposed legislation necessary to carry out the same.

On the question,

Will the Senate agree to the resolution?

The resolution was agreed to.

Ordered, That the Clerk present same to the House of Representatives for concurrence.

HOUSE RESOLUTION No. 34 TAKEN FROM TABLE

Mr. WALKER. Mr. President, I call up from the table House Resolution No. 34, which was passed by the House and was amended in the Senate, and ask that it be read by the Clerk.

The resolution was read as follows:

In the House of Representatives, April 16, 1951.

Whereas, There are now on Pennsylvania farms dairy animals, poultry and general livestock worth in the aggregate more than \$412,000,000, producing approximately 75 per cent of the total annual income of Pennsylvania agriculture or in monetary terms about \$575,000,000, a year; and

Whereas, The greatest economic losses to the dairy, poultry and general livestock industry are occasioned by the inroads of animal diseases and parasites; and

Whereas, Existing facilities for training persons qualified for the practice of veterinary medicine within the Commonwealth of Pennsylvania are inadequate to meet the existing and still growing need for doctors of veterinary medicine; and

Whereas, The Pennsylvania State College by virtue of its scientific personnel; its resources for research; its close working relationship with dairy, poultry and general livestock raisers throughout the State and its physical location is the appropriate institution to develop the needed facilities; therefore be it

Resolved (if the Senate concur) That the General

Assembly hereby directs the Joint State Government Commission to present to the General Assembly at its next regular session specific and detailed information concerning the nature and estimated cost of requisite buildings and equipment and also an estimate of the annual expense involved in the operation and maintenance of a School of Veterinary Medicine at the Pennsylvania State College which would best meet the reasonable needs of the Commonwealth and its citizens for such veterinary medical service

On the question,

Will the Senate agree to the resolution?

The resolution was agreed to.

Ordered, That the Clerk return the same to the House of Representatives with the information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

The PRESIDENT pro tempore (H. Harvey Taylor) in the Chair.

BILLS SIGNED

The President pro tempore (M. Harvey Taylor) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 265, entitled:

An Act to amend clause (a) of section one thousand one hundred seventy-six of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for military leaves for employes of school districts.

Senate Bill No. 343, entitled:

An Act to further amend section eleven of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof of establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending service allowance of certain employes.

Whereupon,

The President pro tempore (M. Harvey Taylor) in the presence of the Senate signed the same.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Monday, July 16, 1951, at 2:00 o'clock, p. m., Eastern Standard Time.

Mr. SNOWDEN. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 10:15 o'clock, a. m., Eastern Standard Time, until Monday, July 16, 1951, at 2:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

WEDNESDAY, July 11, 1951

The House met at 10:00 a. m. EST.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

Lord God, Ruler of all the earth, receive our prayer, we beseech Thee for our State. We pray Thee that Thy power and mercy may rule those who guide, and order those who legislate. Let all seek the good of all people and not of self. Let them govern in the fear of God and not the fear of man or for personal advantage of their own. O Lord, bless us, cleanse us and defend us and revive Thy work in this Nation, that we may indeed be a people fearing Thee and doing righteousness; through Jesus Christ our Lord. Amen.

JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of. Tuesday, July 10, 1951? If not, and without objection, the Journal is approved.

BILLS INTRODUCED AND REFERRED

By Messrs. EWING, ROYER, FLACK, GIBSON and HELM. HOUSE BILL No. 1551.

An Act requiring approval of the interested electorate to initiate housing projects by housing authorities in certain political subdivisions.

Referred to the Committee on Municipal Corporations.

By Messrs. ANDREWS and SMITH.

HOUSE BILL No. 1552.

An Act to amend subsection (d) of Section 4 and section 9.1 of the act, approved the thirty-first day of March, one thousand nine hundred forty-nine (P. L. 372), entitled "An act to promote the welfare of the people of the Commonwealth; creating The General State Authority as a body corporate and politic with power to construct, improve, equip, furnish, and operate projects, and to lease the same, and to fix fees, rentals and charges for the use thereof; authorizing and regulating the issuance of bonds for said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and to enter into agreements with the Government of the United States or any Federal agency; and authorizing the Department of Property and Supplies to grant, assign, convey, or lease to the Authority lands of the Commonwealth and interests therein, and to acquire lands therefor; granting the right of eminent domain; empowering The General State Authority to sell and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act," by authorizing the leasing of wholly or partially completed projects of the General State Authority.

Referred to the Committee on State Government.

By Mr. COOPER.

HOUSE BILL No. 1553.

An Act to further amend section twenty-seven of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 748), entitled, as amended, "An act relating to and regulating the purchase and sale of securities; providing for the registration and regulation of certain individuals and entities selling,

contracting to sell or dispose of, attempting or offering to dispose of, soliciting offers to buy, or inducing holders thereof to exchange, securities defined herein, including securities issued by them, or engaging in the business of inducing holders of securities to effect the sale thereof in order to produce funds to pay for other investments sold by them, or in the business of buying securities directly from individuals who are not registered hereunder, or in the business of advising others as to the value or investment qualifications of securities and the management of investment accounts, and the solicitors of such investment advisers; providing for the revocation and suspension of registrations; conferring powers and imposing duties on the Pennsylvania Securities Commission and otherwise providing for the administration of this act; providing for appeals to the Court of Common Pleas of Dauphin County, and to the Supreme Court of Pennsylvania; conferring jurisdiction upon the several courts of common pleas to issue injunctions against violations of this act and to appoint receivers and prescribing fees and penalties," as previously reenacted and amended, by increasing the fees charged by the Pennsylvania Securities Commission.

Referred to the Committee on Banking and Building and Loan Associations.

By Mrs. MARKLEY. HOUSE BILL No. 1554.

An Act to authorize the Secretary of Public Assistance of the Commonwealth of Pennsylvania to apply to the Secretary of Agriculture of the United States for the return of assets of the former Pennsylvania Rural Rehabilitation Corporation, to receive, deposit, and administer such assets for rural rehabilitation or other authorized purposes, and to enter into agreements with the Secretary of Agriculture of the United States with respect to the future administration of said assets.

Referred to the Committee on State Government.

By Mr. GREENWOOD. HOUSE BILL No. 1555.

An Act prohibiting the placement or acceptance for placement with any advertising media of advertisements for acquaintanceship with others, stating or indicating the purpose or likely result of matrimony; prohibiting the commercial conduct of matrimonial agencies and services; and prescribing penalties.

Referred to the Committee on Judiciary.

By Mr. SHOTWELL. HOUSE BILL No. 1556.

An Act to add section 5.1 to the act approved the first day of June, one thousand nine hundred forty-five (P. L. 1340) entitled "An act relating to the financial responsibility of operators and owners of motor vehicles; and to make uniform the law with reference thereto; requiring owners and operators in certain cases to furnish proof of financial responsibility; providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases; regulating insurance policies which may be accepted as proof of financial responsibility; imposing duties upon the Secretary of Revenue, the State Treasurer and prothonotaries; and prescribing penalties," by adding thereto reciprocity provisions.

Referred to the Committee on Motor Vehicles.

By Mr. YOUNG. HOUSE BILL No. 1557.

An Act to amend clause (h) of Section 9 of the act, approved the twenty-fourth day of May, one thousand nine hundred forty-five (P. L. 991) entitled "An act to promote elimination of blighted areas and supply sanitary housing in areas throughout the Commonwealth; by declaring acquisition, sound replanning and redevelopment of such areas to be for the promotion of health,

safety, convenience and welfare; creating public bodies corporate and politic to be known as Redevelopment Authorities; authorizing them to engage in the elimination of blighted areas and to plan and contract with private, corporate or governmental redevelopers for their redevelopment; providing for the organization of such authorities; defining and providing for the exercise of their powers and duties, including the acquisition of property by purchase, gift or eminent domain; the leasing and selling of property, including borrowing money, issuing bonds and other obligations, and giving security therefor; restricting the interest of members and employees of authorities; providing for notice and hearing; supplying certain mandatory provisions to be inserted in contracts with redevelopers; prescribing the remedies of obligees of redevelopment authorities; conferring certain duties upon local planning commissions, the governing bodies of cities and counties, and on certain State officers, boards and departments," by clarifying the provisions of said section with respect to the power of redevelopment Authorities to acquire real property.

Referred to the Committee on State Government.

By Mr. READINGER. HOUSE BILL No. 1558.

An Act to further amend the act, approved the eighth day of July, one thousand nine hundred forty-one (P. L. 298), entitled "An act authorizing the creation of, and providing for, and regulating the maintenance and operation of a county employees' retirement system in counties of the fourth class, imposing certain charges on counties, and fixing penalties," by further defining "county employee"; extending the period in which a certain option may be exercised.

Referred to the Committee on Counties.

By Mr. READINGER. HOUSE BILL No. 1559.

An Act providing that chattel mortgage and conditional sale contracts filed in the prothonotary's office shall be surrendered upon satisfaction of record, to the person causing such satisfaction.

Referred to the Committee on Judiciary.

By Mr. SAX. HOUSE BILL No. 1560.

An Act to further amend section 27 of the act, approved the first day of June, one thousand eight hundred eighty-nine (P. L. 420), entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by further limiting the application of the section, and making such further limitation retroactive.

Referred to the Committee on Ways and Means.

By Mr. SAX. HOUSE BILL No. 1561.

An Act to amend the act, approved the twenty-third day of May, one thousand nine hundred forty-five (P. L. 893), entitled "An act to provide revenue for State purposes by imposing an excise tax on the net income of cooperative agricultural associations having capital stock, in lieu of all other taxes, except tax on real estate; providing for the assessment, collection, settlement and resettlement of tax, and reviews and appeal therefrom; conferring powers and imposing duties on certain persons, cooperative agricultural associations having capital stock, State and county officers, boards and departments; and providing penalties," by making cooperative agricultural credit associations subject to such tax and to the provisions thereof.

Referred to the Committee on Ways and Means.

By Mr. FROST.

HOUSE BILL No. 1562.

An Act to amend sections one and two of the act, approved the twenty-third day of May, one thousand nine hundred forty-five (P. L. 926), entitled "An act for the protection of the public health by regulating the conduct and operation of public eating and drinking places within this Commonwealth; requiring their licensing; imposing certain duties on the Department of Health of this Commonwealth and on the local health authorities; and providing penalties," by providing for the licensing of public eating or drinking places by county departments of health or joint-county departments of health in certain political subdivisions.

Referred to the Committee on Public Health and Sanitation.

By Messrs. WHEELER and KORNICK.

HOUSE BILL No. 1563.

An Act to further amend section four of the act, approved the thirty-first day of May, one thousand nine hundred twenty-three (P. L. 481), entitled "An act providing for the appointment of boards of examiners to examine applicants for certificates of qualification as mine foreman, assistant mine foremen, and fire bosses in the bituminous coal mines of this Commonwealth; prescribing the qualifications; defining the powers and duties, and fixing the compensation of such examiners; authorizing the Chief of the Department of Mines to determine the district in which boards of examiners shall hold examinations, and to designate the boards for whom applicants in the various inspection districts shall appear; providing for the issuance of certificates of qualification to successful applicants; fixing the fees to be paid by applicants, and providing for their disposition; forbidding the employment of unqualified persons as mine foremen, assistant mine foremen, and fire bosses; providing a penalty for forging or making false statements regarding certificates," by changing compensation of board members.

Referred to the Committee on State Government.

By Mr. CLAPPER.

HOUSE BILL No. 1564.

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," authorizing school districts to establish free community colleges and imposing duties and conferring powers on the State Council of Education and the Superintendent of Public Instruction.

Referred to the Committee on Education.

By Messrs. TOLL, NEEDHAM and LEVEN.

HOUSE BILL No. 1565.

An Act to further amend Section 1012 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of ve-

hicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns and townships within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by requiring the installation on all motor vehicles of mechanical or electrical directional signal equipment of a type approved by the Secretary of Revenue.

Referred to the Committee on Motor Vehicles.

SENATE MESSAGE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 563.

An Act making an appropriation to the Treasury Department out of various funds to pay replacement checks issued in lieu of outstanding checks when presented and to adjust errors

Referred to the Committee on Appropriations.

SENATE BILL No. 601.

An Act to add Section 345.1 to the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by providing for a quadrennial audit of the books accounts and activities of counties and officers thereof by an independent accountant or accountants.

Referred to the Committee on Counties.

SENATE BILL No. 644.

An Act to further amend Section 402 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by further providing for distribution of copies of audits made by the Department of Auditor General.

Referred to the Committee on State Government.

SENATE BILL No. 715.

An Act to further amend Section 1 of the act approved the third day of May one thousand nine hundred fifteen (P. L. 226) entitled "An act to establish and regulate the fees to be received and charged by the prothonotary of the courts of common pleas of this Commonwealth in counties having over eight hundred thousand and less than one million five hundred thousand inhabitants according to the last preceding United States census" by changing and further fixing the fees to be charged by the prothonotary.

Referred to the Committee on Judiciary.

SENATE BILL No. 752.

An Act to further amend the act approved the twenty-sixth day of June one thousand nine hundred thirty-one (P. L. 1370) entitled "An act creating in counties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors a solicitor engineers and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities" by further regulating the assessment and valuation of property for local taxation purposes further defining the duties of subordinate assessors and the board changing the time for the preparation and inspection of the assessment roll and duplicate assessment roll notice of appeal and hearings on appeals prescribing duties of and fees to be collected by municipal officers who issue building permits imposing duties on taxables making improvements on land and grantees of land and prescribing penalties.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 759.

An Act to promote the uniform development of Allegheny County creating the Metropolitan Study Commission of Allegheny County defining its powers and duties conferring powers and imposing duties upon the Governor and the governing bodies of political subdivisions.

Referred to the Committee on State Government.

MEMBERS OF KEYSTONE GIRLS' CAMP WELCOMED

The SPEAKER. The Chair takes great pleasure in welcoming to the House today one hundred and fifty members of the Keystone Girls' Camp located at Scotland School, under the direction of Mrs. A. Bruce Denniston, president, of Altoona, Pennsylvania.

MEMBERS OF WOMEN'S BENEFIT ASSOCIATION WELCOMED

The SPEAKER. The Chair also welcomes with pleasure a group of members of the Women's Benefit Association, of Monaca, here as the guests of the gentleman from Philadelphia, Mr. Costa and the gentleman from Clearfield, Mr. Breth.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned

bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 699.

An Act to further amend Section 1917 of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by permitting lands or buildings to be set aside or acquired as recreation places and to provide for the supervision operation and maintenance thereof without approval by the electors.

HOUSE BILL No. 958.

An Act to further amend subsections (a) of Sections 1016 and 1112 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by changing the requirements for stop signs.

HOUSE BILL No. 1071.

An Act to amend the title and Section 1 of the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 708) entitled "An act empowering the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School on certain conditions" by authorizing the relocation of the right of way or easement by agreement of the interested parties.

With the information that the Senate has passed the same without amendment.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 7.

An Act authorizing cities to establish and maintain common trust funds for the investment and reinvestment of the moneys of charitable uses or trusts, the charge or administration of which has been committed to their care, or of the estates of minors of which they may be guardians, providing for the administration of funds so established and prescribing the nature and kinds of investments which may be made therein.

SENATE BILL No. 452.

An Act to further amend the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" by empowering Authorities to acquire by eminent domain certain capital stock of corporations of this Commonwealth owning projects in the event the Authority already owns ninety percent or more of such stock and by providing a procedure therefor.

SENATE BILL No. 457.

An Act to add clause (m) to Section 108 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and deans of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" by including tuberculosis within the meaning of the term occupational disease in the case of nurses in hospitals and sanitarium.

HOUSE BILL No. 699.

An Act to further amend Section 1917 of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by permitting lands or buildings to be set aside or acquired as recreation places and to provide for the supervision operation and maintenance thereof without approval by the electors.

HOUSE BILL No. 958.

An Act to further amend subsections (a) of Sections 1016 and 1112 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages

caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the requirements for stop signs.

HOUSE BILL No. 1071.

An Act to amend the title and Section 1 of the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 708) entitled "An act empowering the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School on certain conditions" by authorizing the relocation of the right of way or easement by agreement of the interested parties.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, July 10, 1951.

Resolved, (if the House of Representatives concur), that Senate Bill No. 297, Printer's No. 135, entitled "An Act to further amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof, and the administrative departments, board, commissions and officers thereof; including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the organization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions, and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined," by creating the State Board of Barber Examiners as a departmental administrative board in the Department of Public Instruction," be returned to the Governor without amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 30, 1951.

To the Honorable, the House of Representatives of the
Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 678, Printer's No. 304, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

JOHN S. FINE.

RECONSIDERATION OF VOTE

Mr. TOMPKINS. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

Mr. BRETH. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Cameron, Mr. Tompkins vote on the final passage of this bill?

Mr. TOMPKINS. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Clearfield, Mr. Breth vote on the final passage of this bill?

Mr. BRETH. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. TOMPKINS. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. TOMPKINS. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Title, page 2, line 3 from bottom of title, by striking out "is hereby amended by adding subsection (h) to authorize" and inserting in lieu thereof: "by authorizing."

Amend Sec. 1 (1803), page 4, lines 4 and 5, by striking out "duly incorporated under the laws of" and inserting in lieu thereof: "lawfully doing business in."

Amend Sec. 1 (1803), page 4, lines 6 and 7, by striking out "now laid out and in actual use."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF
CONFERENCE ON SENATE BILL NO. 126.

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on Senate Bill numbered and entitled as follows:

SENATE BILL NO. 126.

An Act to amend the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by further regulating insurance companies, associations and inter-insurance exchanges and their investments, policy provisions, joint policies, premium tax returns, the licensing of foreign companies providing for judicial review of adjudications of the Insurance Commissioner and repealing existing law.

REPORTS FROM COMMITTEES

Mr. HARVEY A. MOORE from the Committee on Townships, reported as amended, House Bill No. 174, entitled:

An Act to further amend the third paragraph of section eight hundred two of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by changing certain provisions relating to the letting of township contracts.

Mr. LEVEN from the Committee on Banking and Building and Loan Associations, reported as amended, House Bill No. 623, entitled:

An Act to amend subsection (f) of section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 478), entitled as amended "An act relating to and regulating the purchase and sale of securities providing for the registration and regulation of certain individuals and entities selling contracting to sell or dispose of attempting or offering to dispose of soliciting offers to buy or inducing holders thereof to exchange securities defined herein including securities issued by them or engaging in the business of inducing holders of securities to effect the sale thereof in order to produce funds to pay for other investments sold by them or in the business of buying securities directly from individuals who are not registered hereunder or in the business of advising others as to the value or investment qualifications of securities and the management of investment accounts and the solicitors of such investment advisors providing for the revocation and suspension of registrations conferring powers and imposing duties on the Pennsylvania Securities Commission and otherwise providing for the administration of this act providing for appeals to the Court of Common Pleas of Dauphin County and to the Supreme Court of Pennsylvania conferring jurisdiction upon the several courts of common pleas to issue injunctions against violators of this act and to appoint receivers and prescribing fees and penalties" by changing the exemptions of certain corporations the number of whose stockholders does not exceed twenty-five to companies the number of whose security holders does not exceed twenty-five by exempting certain offerings to directors officers and employees of the issuing company and certain private offerings by companies without any selling commission or fee by extending to companies certain exemptions now available only to corporations by eliminating the requirement that certain exemptions are not available until five days after a claim therefor is mailed or filed and by exempting dealers from filing prospectuses offering securities registered under the Federal Securities Act of 1933.

Mr. CLARENCE E. MOORE, from the Committee on

Game and Forestry, reported as committed, House Bill No. 861, entitled:

An Act to further amend Section 301 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by further providing for the term of office of president of the Game Commission.

Mr. EWING from the Committee on Public Utilities, reported as amended, House Bill No. 907, entitled:

An Act to further amend section nine hundred fifteen of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed, or kept by persons, associations, companies, corporations, or municipal corporation subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies, and corporation (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act

and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," by permitting motor carriers, not qualified to be self-insurers, to furnish surety bonds or public liability insurance.

Mr. STANK from the Committee on Highways, reported as committed, House Bill No. 1331, entitled:

An Act authorizing and directing the Department of Highways, to erect and maintain a bridge over the Susquehanna River, between a point in or near the Borough of Millersburg, Dauphin County, and a point in Perry County, and to provide the necessary approaches and connections with State highways; empowering counties to pay certain damages; and making an appropriation.

Mr. ROBERTSON from the Committee on Municipal Corporations, reported as committed, House Bill No. 1433, entitled:

An Act to add section 17.1 to the act, approved the twenty-sixth day of June, one thousand nine hundred thirty-one (P. L. 1379), entitled "An act creating in counties of the third class a board for the assessment and revision of taxes; providing for the appointment of the members of such board by the county commissioners; providing for their salaries; payable by the county; abolishing existing boards; defining the powers and duties of such board; regulating the assessment of persons, property, and occupations for county, borough, town, township, school, and poor purposes, authorizing the appointment or subordinate assessors, a solicitor, engineers, and clerks; providing for their compensation, payable by such counties; abolishing the office of ward, borough, and township assessors, so far as the making of assessments and valuations for taxation is concerned; and providing for the acceptance of this act by cities," by imposing duties on certain owners of and persons who acquire real estate; and providing penalties.

Mr. JUMP from the Committee on Highways, reported as committed House Bill No. 1484, entitled:

An Act to facilitate vehicular traffic across the Commonwealth by providing for the construction, operation and maintenance of a turnpike from a connection with the Pennsylvania Turnpike System at such point east of the Susquehanna River as the Pennsylvania Turnpike Commission may decide is most feasible and practicable to a point on or near the boundary line between the Commonwealth of Pennsylvania and the State of New York between the Susquehanna and Delaware Rivers and conferring powers and imposing duties on the Pennsylvania Turnpike Commission; authorizing the issuance of turnpike revenue bonds, notes or other obligations of the Commonwealth payable solely from revenues of the Commission including tolls or from such funds as may be available to the Commission for that purpose to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; providing for the collection of tolls for the payment of such bonds, notes or other obligations and for the cost of maintenance, operation and repair of the turnpike; making such turnpike bonds, notes or other obligations exempt from taxation; constituting the same legal investments in certain instances; requiring suits against the Commission to be brought in Dauphin County; prescribing conditions on which such turnpike shall become free; providing for grade separations, grade changes, relocations, restorations and vacation of public roads and State highways affected by the turnpike; providing for the purchasing or condemnation of land and procedure for determining damages in condemnation; granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the Commission; and authorizing the issuance of turnpike revenue refunding bonds.

Mr. LOUIS LEONARD from the Committee on Municipal Corporations, reported as committed, House Bill No. 1508, entitled:

An Act to amend Section 3 of the act, approved the twenty-eighth day of July, one thousand nine hundred forty-one (P. L. 535) entitled "An act providing for the redemption of real property purchased by political subdivisions at tax sales upon the payment of the amount charged against the same and costs by installment payments, and prescribing the procedure therefor," by providing that default in the payment of any installment when due or the payment of current taxes shall terminate the right of redemption.

Mr. BAUMUNK from the Committee on Highways, reported as committed, House Bill No. 1513, entitled:

An Act to amend Section 412 of the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1242), entitled, "An act relating to roads, streets highways and bridges; amending, revising, consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto," by defining the estate of substitute rights of way for public service companies and requiring conveyance thereof.

Mr. BOLTON from the Committee on Townships, reported as committed, House Bill No. 1518, entitled:

An Act to amend Section 2001 of the act approved the first day of May, one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by changing the provisions relating to protests by property owners to the exercise of zoning powers.

Mr. ROBERTSON from the Committee on Municipal Corporations, reported as committed, House Bill No. 1535, entitled:

An Act to amend clauses (r) and (s) of subsection B of section four of the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) as added by the act approved the twelfth day of June one thousand nine hundred forty-seven (P. L. 571) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such authorities authorizing such Authorities to enter in contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" by clarifying and correcting the provisions of said clauses authorizing Authorities to charge the cost of sewer construction against properties benefited improved or accommodated thereby and providing for the enforcement of such charges.

Mr. MINTESS from the Committee on Municipal Corporations, reported as committed, Senate Bill No. 249, entitled:

An Act to amend subsection (a) of section 411 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulation of public utilities including to a limited extent municipalities engag-

ing in public utility business by prescribing defining and limiting their duties powers and liabilities and regulating the exercise surrender or abandonment of their powers privileges and franchises defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervising of financial and contractual relations between public utilities and affiliated interests and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant costs and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporations (except municipal corporations) subject to regulation the cost of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and superseded by or inconsistent with this act" by relieving cities of the second class A and third class and the counties in which they are located from payment of damages occasioned by and costs of construction reconstruction repair and maintenance of certain bridges and viaducts

Mr. RUBIN from the Committee on Municipal Corporations, reported as amended, Senate Bill No. 379, entitled:

An Act to add Section 4.1 to the act approved the twentieth day of July one thousand nine hundred seventeen (P. L. 1143) entitled "An act relating to free public nonsectarian libraries and branch libraries within this Commonwealth providing for their establishment maintenance and regulation and for the maintenance and regulation of such free public nonsectarian libraries as may have been already established by the several counties cities boroughs towns and townships and providing that all library property and all gifts devises grants or endowments for library purposes shall be exempt from taxation and providing that the several counties cities boroughs towns and townships may levy taxes condemn private property and borrow money for library purposes and imposing penalties for injuring library property and for violations of library regulations and repealing existing laws in relation to the above subjects" by further regulating county libraries permitting cities boroughs towns and townships to withdraw from county library districts and payment of county library tax

Mr. FILO from the Committee on Highways, reported as committed, Senate Bill No. 496, entitled:

An Act authorizing the Department of Highways to erect and construct a bridge on Race Street between Sixth and Broad Avenues over certain railroad tracks in the City of Altoona empowering the Public Utility Commission to fix and determine the proportionate shares of the cost and maintenance thereof including compensation for damages to adjacent land owners and making an appropriation.

Mr. ROBERT A. PRICE from the Committee on Municipal Corporations, reported as committed, Senate Bill No. 525, entitled:

An Act to further amend Section 2 of the act, approved the twenty-fifth day of June, one thousand eight hundred ninety-five (P. L. 275), entitled "An act dividing the cities of this State into three classes with respect to their population, and designating the mode of ascertaining and changing the classification thereof in accordance therewith," by providing for the regression in classification of cities upon their decrease in population.

Mr. CLARENCE E. MOORE from the Committee on Highways, reported as committed, Senate Bill No. 618, entitled:

An Act to amend Sections 515 and 525 of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1242) entitled "An act relating to roads streets highways and bridges amending revising consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto" by changing the provisions governing openings in the surface of highways in boroughs incorporated towns and cities.

Mr. LOUIS LEONARD from the Committee on Municipal Corporations, reported as committed, Senate Bill No. 653, entitled:

An Act to further amend the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessor and other employe providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" by providing for a uniform permanent record system in the boards for the assessment and revision of taxes providing for a committee to prepare such system and conferring powers and imposing duties upon the boards for the assessment and revision of taxes the chairman of the Local Government Commission and chief assessors

Mr. ROBERTSON from the Committee on Municipal Corporations, reported as amended, Senate Bill No. 654, entitled:

An Act to further amend the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1368) entitled "An act amending revising and consolidating the laws relating to delinquent county city except of the first and second class and second class A borough town township school district except of the first class and school

districts within cities of the second class A and institution district taxes providing when how and upon what property and to what extent liens shall be allowed for such taxes the return and entering of claims therefor the collection and adjudication of such claims sales of real property including seated and unseated lands subject to the lien of such tax claims the disposition of the proceeds thereof including State taxes and municipal claims recovered and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property and the proceedings therefore creating a Tax Claim Bureau in each county except a county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the management sale and disposition of property heretofore sold to the county commissioners taxing districts and trustees at tax sales providing a method for the service of process and notices imposing duties on taxing districts and their officers and on tax collectors and certain expenses on counties and for their reimbursement by taxing districts and repealing existing laws" by providing for the collection and distribution of said taxes by the bureau further regulating the sale of properties turned over to the bureau by county commissioners and taxing districts and of properties purchase at tax sales by county commissioners under the provisions of said act imposing certain costs upon the taxing districts and further providing for the execution of deeds

Mr. BLAIR from the Committee on Municipal Corporations, reported as committed, Senate Bill No. 655, entitled:

An Act to amend the title and act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessments for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employes providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" by further regulating the assessment and valuation of real property for local taxation purposes further defining the duties of assessors and chief assessors changing the time for the preparation and inspection of the assessment roll and duplicate assessment roll notice of appeal and hearings on appeals prescribing duties of and fees to be collected by municipal officers who issue building permits imposing duties on taxables making improvements on land and grantees of land and prescribing penalties and changing procedure on appeals to court.

Mr. MIKULA from the Committee on Municipal Corporations, reported as committed, Senate Bill No. 656, entitled:

An Act to amend section 401 of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation

thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employes providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" by changing the provisions relating to the appointment of chief assessors requiring that the chief assessor devote the major portion of his time to his office providing for examinations for chief assessors and creating a committee to prepare and supervise such examinations

Mr. BLAIR from the Committee on Municipal Corporations, reported as committed, Senate Bill No. 694, entitled:

An Act authorizing cities, boroughs, towns and townships to accumulate over a period of more than one year monies required to match State grants; and further regulating the budget taxation and appropriation powers of such political subdivisions therefor.

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 77.

An Act to further amend section two thousand one hundred three of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by further regulating the organization hours of service vacations and sick leaves of firemen

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading on said bill was reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 265.

An Act to amend clause (a) of section one thousand one hundred seventy-six of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for military leaves for employes of school districts.

SENATE BILL No. 343.

An Act to further amend section eleven of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Com-

monwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending service allowance of certain employes

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 978, entitled:

An Act to amend the act approved the thirty-first day of July one thousand nine hundred forty-one (P. L. 616) entitled "An act defining regulating and providing for the licensing and registration of employment agents and their representatives including private employment agents theatrical employment agencies and nurses' registries providing for revocation and suspension of licenses and registrations subject to appeal and for their reinstatement defining the powers and duties of the Department of Labor and Industry and the Department of Public Instruction providing penalties and repealing existing laws" by changing the provisions thereof and the rights obligations license fees and procedure therein

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1205, entitled:

An Act defining clinicopathologic laboratory regulating the operation of the same requiring laboratories to obtain permits and to be operated under the direct supervision of a duly licensed physician qualified in pathology or clinical pathology or other qualified persons imposing certain duties upon the Department of Health and providing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1294, entitled:

An Act to amend the title of and the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1005) entitled "An act relating to and regulating tractors and trailers and their operation providing for their registration and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors and trailers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors and trailers imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by deleting from said act all provisions relating to operators' licenses and trailers and further providing for the equipment of tractors

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1330, entitled:

An Act to quiet title to real estate and to facilitate the alienation thereof creating a conclusive presumption of payment satisfaction or release and making unenforceable any claim for money charged against real estate under any deed certain of mortgages or any decree of any court of record of this Commonwealth and correcting defects in title arising out of unrecorded deeds and breaks in chain of title and making claims thereunder invalid by creating a conclusive presumption of release and satisfaction where such charges and mortgages mature or become due and payable and decrees or defects of record arise occur exist or are dated more than fifty years prior to the time of the institution of any proceeding hereunder to enforce payment perfect revive or continue the aforesaid lien charge or encumbrances or to enforce any right arising out of such a defect in title unless an action is instituted to enforce such charges mortgages and decrees as aforesaid against the present owners or action is taken to enforce any right arising out of such a defect in title within one year after the effective date of this act

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1376, entitled:

An Act to further amend subsection (a) of section two hundred seven and subsection (f) of section four hundred forty-eight and to amend section two thousand one hundred eleven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by prescribing the qualifications for the Secretary of Health and by reconstituting the Advisory Health Board further prescribing its powers and duties

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1379, entitled:

An Act to authorize the revival of judgments entered in favor of the Commonwealth of Pennsylvania by filing a suggestion of nonpayment

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1432, entitled:

An Act to further amend Section 1 of the act approved the eleventh day of July one thousand nine hundred twenty-three (P. L. 1032) entitled "An act providing for the abatement of nuisances caused by the improper grading or defective paving or encroaching fences in alleys in cities of the first class for the establishment of lines and grades for and the grading paving or repaving of said alleys and the grading of private alleys hereafter laid out and for apportioning the cost and for the filing of liens therefor" by giving property owners a longer period of time in which to abate nuisances.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1470, entitled:

An Act to repeal the act approved the thirteenth day of April one thousand eight hundred sixty-eight (P. L. 1017) entitled "An act to provide for the collection of state county poor and military taxes in the county of Bedford" so far as it relates to Bedford County

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1504, entitled:

An Act to amend the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" by declaring the obligations of Redevelopment Authorities issued pursuant to the law of Pennsylvania to be legal investments for fiduciaries

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1506, entitled:

An Act to amend the act approved the twelfth day of April one thousand nine hundred fifty-one (P. L. 90) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State Liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by further providing for transfers of certain liquor licenses

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1507, entitled:

An Act to further amend section seven hundred six and subsection (c) of section nine hundred three of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships with the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing the fee for annual registration and the maximum gross weight allowed for certain two-wheeled semi-trailers

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1512, entitled:

An Act relating to records of governmental departments or agencies or private businesses institutions professions or callings authorizing the reproduction or recording thereof by any photographic photostatic microfilm micro-card miniature photographic or other similar process providing for the admissibility of such reproductions in evidence and the disposition of the original records

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1523, entitled:

An Act to amend Section 10 of the act approved the fifteenth day of May one thousand eight hundred seventy-four (P. L. 186) entitled "An act declaring what offices are incompatible" by making elective county offices and members of the legislature incompatible

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1525, entitled:

An Act to further amend subsection (e) of Section 302 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for the reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative

departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by further providing for the qualifications and term of office of president of the Pennsylvania Fish Commission

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 591, entitled:

An Act to amend subsection (e) of Section 2 of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 626), entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class; creating and prescribing the powers and duties of a Board of Property Assessment, Appeals and Review; imposing duties on certain county and city officers; abolishing the board for the assessment and revision of taxes in such counties; and prescribing penalties," by permitting members and employes of the board to hold other offices or positions or engage in certain businesses.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 636, entitled:

An Act to amend subsection (a) of Section 9 of the act, approved the twenty-sixth day of May, one thousand nine hundred forty-nine (P. L. 1828), entitled "An act concerning the investment powers and duties of guardians, committees, trustees, and other fiduciaries, except personal representatives, and prescribing the nature and kind of investments which may be made and retained by such fiduciaries," by authorizing investments in common stocks and similar securities of unincorporated associations meeting certain qualifications; and eliminating the requirement that stock and similar securities must be listed on an exchange as to the stock and securities of banks and insurance and investment companies.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 638, entitled:

An Act to amend the title and the act approved the third day of May one thousand nine hundred and nine (P. L. 408) as amended entitled "An act authorizing the merger and consolidation of certain corporations" by permitting the merger or consolidation of certain domestic corporations or the merger or consolidation of certain foreign and domestic corporations prescribing the procedure for and the effect of a merger or consolidation providing for payment of certain fees taxes and bonus and defining the rights powers and privileges of dissenting stockholders and of the surviving corporation in the case of a merger and of the new corporation in the case of a consolidation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 643, entitled:

An Act to further amend Section 1 of the act approved the thirteenth day of May one thousand nine hundred twenty-seven (P. L. 984) entitled "An act relating to transactions between a person acting on his own behalf and the same person acting jointly with others and to make uniform the law relating thereto" by authorizing the conveyance of his or her interest by one tenant by the entireties alone to the other and validating such conveyance heretofore made.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1030, entitled:

An Act to further amend Section 643 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by prohibiting minors from delivering liquor or male and brewed beverages.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order.

The House proceeded to the second reading and consideration of House Bill No. 1290, entitled:

An Act to amend section one of the act approved the nineteenth day of May one thousand eight hundred and ninety-seven (P. L. 77) entitled "An act granting the permission and regulating the establishment and operation of bone boiling establishments and depositories of dead animals in the Commonwealth of Pennsylvania and providing for violations of the provisions of this act" by adding the requirement that permission to erect or operate such establishments in counties which have organized a county department of health or joint-county department of health must be obtained from the county department of health or joint-county department of health.

The first section was read.

On the question,

Will the House agree to the section?

Mr. SCOTT. Mr. Speaker, House Bill 1290, and eight or nine other bills on the second reading calendar today are a package of administration health bills.

House Bill 1310, which is the key bill in this package and which all the other bills surround and abide by, will not be called up, because it is out on the desk of the Members for the first time today. So I am not calling up any in that package on the second reading calendar.

The SPEAKER. The Chair thanks the gentleman. The bill is not called up.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1370, entitled:

An Act to further amend Section 2004 of the act approved the twenty-third day of June one thousand nine

hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by limiting to forty hours the work week of police officers in certain cases.

The first section was read.

On the question,

Will the House agree to the section?

Mr. DALRYMPLE offered the following amendments:

Amend Sec. 1, page 2, line 4, by inserting after the word "as" the following: "reenacted and".

Amend Sec. 1, page 2, lines 5 and 6, by striking out the words "eighteenth day of May, one thousand nine hundred forty-five (Pamphlet Laws 807" and inserting in lieu thereof: "twenty-eighth day of June, one thousand nine hundred fifty-one (Act No. 164)."

Amend Sec. 1, (Sec. 2004), page 2, line 8, by inserting after the word "Exceptions" the following: "Vacations."

Amend Sec. 1, (Sec. 2004), page 2, line 15, by striking out the words "the present war" and inserting in lieu thereof "any war in which the United States is engaged."

Amend Sec. 1, (Sec. 2004), page 3, line 5, by inserting after the word "shifts" the following:

"Cities shall permit every member of the police department to have at least twenty-four consecutive hours of rest in every calendar week except in emergency cases for the suppression of riots or tumults or the preservation of the public peace in times of war, riot, conflagration, or public celebrations and to have an annual vacation of not less than fourteen days with diminution of the salary or compensation fixed by ordinance."

They were agreed to.

The section was agreed to as amended.

The second section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order.

The House proceeded to the second reading and consideration of House Bill No. 1378, entitled:

An Act providing for the examination licensure and registration of persons firms or corporations engaged in the business or work of plumbing or house and building drainage and prescribing certain rules and regulations and requirements for the construction of plumbing house and building drainage and cesspools in cities of the second class second class A and third class and imposing fines penalties and forfeitures for violation thereof and providing for administration of this act by county departments of health or joint-county departments of health in cities of the second class second class A and third class which are within the jurisdiction of such departments of health and repealing certain laws.

The first to fourth sections inclusive were separately read, and agreed to.

The fifth section was read.

On the question,

Will the House agree to the section?

Mr. SCOTT offered the following amendment:

Amend Section 5, page 5, line 12, by striking out after the word "a" and before the word "of" the following: "county-department," and inserting in lieu thereof the following: "county department."

It was agreed to.

The section was agreed to as amended.

The sixth section was read and agreed to.

The seventh section was read.

On the question,

Will the House agree to the Section?

Mr. SCOTT offered the following amendment:

Amend Section 7, page 7, line 7, by striking out after the word "or" and before the word "names" the following: "officers," and inserting in lieu thereof the following: "officers."

It was agreed to.

The section was agreed to as amended.

The eighth section was read.

On the question,

Will the House agree to the section?

Mr. SCOTT offered the following amendments:

Amend Section 8, page 7, line 15, by striking out after the word "health" and before the word "and" the following: "who certified it."

Amend Section 8, page 7, line 17, by inserting after the word "to" and before the word "be" the following: "time."

They were agreed to.

The section was agreed to as amended.

The ninth section was read.

On the question,

Will the House agree to the section?

Mr. SCOTT offered the following amendment:

Amend Section 9, page 9, line 6, by striking out after the word "the" and before the word "of" the following: "jurisdiction," and inserting in lieu thereof the following: "jurisdiction."

It was agreed to.

The section was agreed to as amended.

The tenth section was read and agreed to.

The eleventh section was read.

On the question,

Will the House agree to the section?

Mr. SCOTT offered the following amendments:

Amend Section 11, page 10, line 18, by striking out after the word "by" and before the word "architect" the following: "the" and inserting in lieu thereof the following: "a registered."

Amend Section 11, page 10, line 18, by inserting at the end of the line after the word "architect" the following: "the."

They were agreed to.

The section was agreed to as amended.

The twelfth to sixty-fifth sections inclusive were separately read and agreed to.

The sixty-sixth section was read.

On the question,

Will the House agree to the section?

Mr. SCOTT offered the following amendment:

Amend Section 66, page 42, line 14, by striking out after the word "with" and before the word "caulked" the following: "leanout," and inserting in lieu thereof the following: "cleanout."

It was agreed to.

The section was agreed to as amended.

The sixty-seventh to seventy-eighth sections inclusive were separately read and agreed to.

Mr. SCOTT offered the following amendment:

Amend the bill, page 57 by inserting between lines 17 and 18 the following:

Section 79. Saving Clause. The provisions of this act so far as they are the same as the provisions of the laws repealed by this act are intended as a continuation of such laws and not as new enactments.

It was agreed to.

The section was agreed to as amended.

The seventy-ninth section was read.

On the question,

Will the House agree to the section?

Mr. SCOTT offered the following amendment:

Amend page 57, line 18, by striking out after the word "Section" and before the word "The" the following "79," and inserting in lieu thereof the following: "80."

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 11, entitled:

An Act to amend subsection (a) of Section 9 of the act, approved the twenty-sixth day of May, one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians, committees, trustees, and other fiduciaries, except personal representatives, and prescribing the nature and kind of investments which may be made and retained by such fiduciaries," authorizing investments in common stocks meeting certain qualifications and eliminating the requirement that stock must be listed on an exchange as to the stock of banks and insurance companies.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 190, entitled:

An Act relating to the change of corporate names of churches or religious corporations as a result of the union merger or consolidation of the national or international church body of which such corporation is an affiliate subsidiary or component part providing for the filing of a certificate of change of name by such corporations with the Department of State and the recording thereof in the county of incorporation and the effect thereof.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 456, entitled:

An Act to further amend the act approved the thirty-first day of May one thousand nine hundred forty-seven (P. L. 368) entitled "An act to protect consumers in the purchase for fuel purposes of the hard coal known as anthracite providing for and regulating the sale offering for sale resale delivery and shipment of anthracite according to a standard provided for in this act requiring producers and dealers and persons engaged in the sale and resale of anthracite from storage yards or otherwise to consumers to keep certain records conferring powers on the Anthracite Committee and its agents and providing penalties" by defining "Retail Dealer" "Wholesale Dealer" "Municipal Weighmaster" and "Municipality" requiring producers wholesale dealers and municipal weighmasters to issue certain statements and keep certain records imposing and changing penalties providing for the payment of fines for violations to the Commonwealth and providing for injunctions to restrain violations.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 604, entitled:

An Act authorizing the conversion into mutual life insurance companies of certain fraternal beneficial societies orders or associations or certain fraternal benefit societies incorporated under the laws of this Commonwealth outlining the procedure and defining the rights of dissenting certificate holders.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection

Senate Bill No. 684, Printer's No. 294

was passed over at the request of the SPEAKER.

BILLS ON FINAL PASSAGE RECALLED FROM GOVERNOR

Agreeably to order.

The House proceeded to the consideration on final passage of House Bill No. 52, entitled:

An Act empowering cities of the first class of the Commonwealth within a limited time period to make and enforce by ordinances fire prevention codes regulating the occupation and use of buildings and structures and the conduct of trades or businesses which due to the nature thereof create a fire hazard or danger to life or property by fire or explosion and providing penalties The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In order to promote the public safety and the general welfare cities of the first class of this Commonwealth in addition to other remedies provided by law are hereby authorized and empowered to enact and enforce by ordinance fire prevention codes to govern and regulate the occupation and use of all types of buildings and structures and the method and manner of conducting or engaging in trades or businesses which due to the nature thereof create fire hazards or danger to life or property by fire or explosion Such ordinances need not be published or advertised in full as required by law in the case of the adoption of ordinances Provided That a notice of the adoption of such ordinances as the fire prevention code of any such city together with a brief summary setting forth the principal provisions thereof in such reasonable detail as will give adequate notice of its contents and a reference to the place where copies thereof are deposited and may be examined shall be published in the manner provided for the publication of ordinances and provided further that any action under this act must be taken before any home rule charter becomes effective in any such cities

Section 2 The ordinances enacted pursuant to this act shall not be inconsistent with the provisions of any statute governing the same matter but all regulations prescribed by such ordinances which are additional or supplementary to the statute law and not inconsistent therewith or enacted for the purpose of carrying into effect the provisions of the statute law shall be valid and binding

Section 3 The said ordinances may provide proper penalties not exceeding fines of five hundred dollars (\$500.00) or imprisonment not exceeding thirty days for violation of the provisions thereof The fines may be increased within the limit of five hundred dollars (\$500.00) each

for second or subsequent violations by the same person firm or corporation The said ordinances may provide that each calendar day of violation shall constitute a separate offence

Section 4 The provisions of this act shall become effective immediately upon final enactment

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolanklewics,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Praff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Weish,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order.

The House proceeded to the consideration on final passage of House Bill No. 1059, entitled:

An Act to further amend subsections (a) and (b) of Section 411 and to amend Section 506 of the act approved the first day of May one thousand nine hundred

twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for the transfer of registration of motor vehicles trailers and semi-trailers involving a husband and wife and the assignment of registration plates in such cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (a) and (b) of Section 411 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the twenty-sixth day of April one thousand nine hundred forty-three (P. L. 74) are hereby further amended to read as follows

Section 411 Transfer of Registration Temporary Registration Cards

(a) Upon transfer of ownership [or] except a transfer from a husband to his wife or from a wife to her husband or from either to both jointly or from both jointly to either husband or wife and upon the destruction of any motor vehicle trailer or semi-trailer the registration shall expire

(b) When transfer of registration plates is made from one motor vehicle trailer or semi-trailer to another owned by the same person or ownership of a motor vehicle trailer or semi-trailer is transferred from a husband to his wife or from a wife to her husband or from either to both jointly or from both jointly to either husband or wife application shall be made immediately to the department upon a form furnished by the department accompanied by the transfer fee provided in this act when the motor vehicle trailer or semi-trailer is of equal or less horsepower or classification than that originally registered or accompanied by the transfer fee provided in this act and the difference between the fee originally paid and that

due if the motor vehicle trailer or semi-trailer to which the registration plates are transferred be properly registered in a higher class Such application shall also be accompanied by the owner's registration card or the registration card of the husband or wife or husband and wife making such transfer

Section 2 Section 506 of said is hereby amended to read as follows

Section 506 Transfer of Registration Plates

(a) Upon the transfer of ownership except a transfer from a husband to his wife or from a wife to her husband or from either to both jointly or from both jointly to either husband or wife or upon the destruction of any motor vehicle trailer or semi-trailer the owner shall remove the registration plate or plates therefrom immediately

(b) In the event of the transfer of registration plate or plates to a vehicle of the same vehicle classification as that originally registered the owner shall be assigned the registration plate or plates previously issued to him unless such registration plate or plates have been lost or destroyed

(c) If transfer of registration plate or plates is from one vehicle classification to an other vehicle classification new registration plate or plates shall be issued to the owner Upon receipt of new registration plate or plates the registration plate or plates previously issued shall be returned to the department immediately for cancellation unless such registration plate or plates have been lost or destroyed

(d) Upon the transfer of ownership from a husband to his wife or from a wife to her husband or from either to both jointly or from both jointly to either husband or wife the new owner or owners shall be assigned the registration plate or plates which are then on the vehicle being transferred and such plate or plates need not be removed pending the receipt of the new registration card

Penalty Any person violating any of the provisions of subsection (a) of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 3 The provisions of this act shall become effective immediately upon final enactment

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando.	Goodling.	Maxwell.	Royer.
Andrews.	Graybill.	Mazza.	Rubin.
Banker.	Greenwood.	McConnell.	Sarraf.
Barkdoll.	Greer.	McCormack.	Sax.
Baumunk.	Guarnieri.	McCullough.	Scanlon.
Bear.	Gutendorf.	McDermitt.	Schmidt.
Beaver.	Guthrie.	McGee.	Schuster.
Beech.	Hagerty.	McInroy.	Scott.
Berkstresser.	Hall.	McKinney.	Seyler.
Blair.	Hamilton, R. K.	McMillen.	Shoemaker.
Bloom.	Hamilton, W. H.	McNally.	Shotwell.
Botes.	Harney.	Metz.	Smith.
Bolton.	Haudenshield.	Mihm.	Snider.
Bomberger.	Headlee.	Mikula.	Sollenberger.
Boorse.	Helm.	Miller, H. G.	Spencer.
Bower.	Hersch.	Miller, J. C.	Stank.
Breisch.	Hewitt.	Mills.	Stimmel.
Breth.	Hocker.	Mintess.	Stoner.
Brown.	Hoggard.	Monroe.	Swartz.
Buchin.	Hunter.	Moore, C. E.	Swope.
Byrne.	Jenkins.	Moore, H. A.	Tahl.
Cella.	Johnson.	Moran.	Taylor.
Clapper.	Jones, G. E.	Muldowney.	Thompson, E. F.
Clendenning.	Jones, J. M.	Munley.	Thompson, R. L.
Cochran.	Jones, P. F.	Murray.	Toll.
Conway.	Jones, T. H. W.	Musto.	Tompkins.
Cooper.	Jump.	Najaka.	Toomey.
Corr.	Kamyk.	Naugle.	VanSant.
Costa.	Keller.	Needham.	Varallo.

Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Fillip,	Light,	Reagan,	Williams,
Flo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker.

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 390, entitled:

An Act requiring all buildings under construction or alteration which are to be five stories or more in height to be equipped with an elevator for the use of building construction workmen imposing certain duties upon the Department of Labor and Industry and providing penalties.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. HELM. Mr. Speaker, I move that this bill be recommitted to the Committee on Labor Relations for the purpose of further study.

On the question,

Will the House agree to the motion?

Mr. PENGLASE. I would like to interrogate the Chairman of the Labor Relations Committee, Mr. Helm.

The SPEAKER. Will the gentleman from Armstrong Mr. Helm, permit himself to be interrogated?

Mr. HELM. I shall, Mr. Speaker.

Mr. PENGLASE. Mr. Speaker, will the gentleman give us the reason for recommitting this bill?

Mr. HELM. Mr. Speaker, the bill has been amended and has been rather seriously changed. There is also an error in the title on the calendar, so we feel that the bill should go back to Committee for correction.

Mr. PENGLASE. Mr. Speaker, would Mr. Helm tell us whether the purpose of returning this bill to committee is for the purpose of killing the bill?

Mr. HELM. It certainly is not, Mr. Speaker.

Mr. PENGLASE. Mr. Speaker, I thank the gentleman.

If the bill is not going back to Committee to be killed but to be adjusted with the Senate bill and so forth, I have no objection to that, Mr. Speaker.

On the question recurring,

Will the House agree to the motion?

It was agreed to.

Agreeably to order.

The House proceeded to the consideration on final passage of House Bill No. 1292, as follows:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for reports of sales of vehicles to nonresidents the transportation of dangerous substances and the inspection of dealers' premises further regulating the administrative powers of the department the licensing suspension and revocation of operators and operating privileges and the operation and equipment of vehicles changing certain fees and powers and jurisdiction of peace officers magistrates aldermen justices of the peace and prescribing additional enforcement and penal provisions and making uniform the interpretation and construction of the law

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The definition of "trailer" in Section 102 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the eighteenth day of May one thousand nine hundred forty-nine (P. L. 1412) is hereby further amended to read as follows

Section 102 Definitions The following words and phrases

when used in this act shall for the purpose of this act have the meanings respectively ascribed to them in this section except in those instances where the context clearly indicates a different meaning

* * * * *

"Trailer" Every vehicle without motive power designed to carry property or passengers or designed and used exclusively for living quarters wholly on its own structure and to be drawn by a motor vehicle or tractor. Provided That wagons and agricultural machinery drawn by motor vehicles or tractors for the transportation of the agricultural products of the owner of such wagons or machinery or returning from such transportation shall not be included within such definition and no fees shall be required to operate such vehicles on the public highways

Section 1.1 Subsections (b) and (j) and the penalty clause of Section 210 of said act as last amended by the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1135) are hereby further amended to read as follows

Section 210 Destruction and Cancellation of Records of Certificates of Title Notice of Junking Motor Vehicles

* * * * *

(b) The owner of a motor vehicle trailer or semi-trailer shall notify the secretary within ten (10) days of the sale of any motor vehicle trailer or semi-trailer to a resident of another state or foreign country or of the destruction or junking of any motor vehicle trailer or semi-trailer and return certificate of title to the department for cancellation of record

* * * * *

(j) The secretary shall have the authority to cancel certificates of title for vehicles sold to residents of other states or of foreign countries or for abandoned or wrecked vehicles authorized to be junked as provided in this act

Penalty Any person violating any of the provisions under subsections (b) (c) or (h) of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of twenty-five (\$25) dollars and cost of prosecution and in default of the payment thereof shall undergo imprisonment for not more than ten (10) days

Section 2 Subsection (b) of section 404 of said act is hereby amended to read as follows

Section 404 File of Applications

* * * * *

(b) The secretary may cause the application for registration and records in connection therewith to be destroyed [two (2) years] one (1) year after the year for which issued

Section 3 Section 501 of said act as last amended by the act approved the sixth day of May one thousand nine hundred forty-three (P. L. 172) is hereby further amended to read as follows

Section 501 Registration Plates to be Furnished by Department

(a) The department in its discretion shall furnish to every owner whose motor vehicle is registered and for each registration applied for by a manufacturer jobber or dealer in motor vehicles trailers or semi-trailers one registration plate or two registration plates and to every owner of a registered trailer-semi-trailer motorcycle or bicycle with motor attached and for each registration applied for by a manufacturer jobber or dealer in motorcycles or bicycles with motor attached one registration plate

(b) Such registration plates may be made of metal or other material and each plate shall have displayed upon it the registration number assigned to the vehicle for the current year the name of the Commonwealth which may be abbreviated and any other identification the department may deem necessary. The required letters and numerals on such plate or plates shall not be more than five (5) inches in height to be plainly legible from a distance of one hundred (100) feet during daylight except that the required letters and figures on motorcycle motorcycle dealer and bicycle with motor attached plates

shall be not more than three and one-half (3½) inches in height

(c) It shall be unlawful to display on any vehicle an altered defaced or forged registration plate

(d) In each case of a renewal of any such registration which shall be in effect for the registration year immediately preceding such renewal the department in lieu of issuing a new registration plate or plates for such vehicle may assign thereto the number or combination of numerals and letters displayed on the plate or plates for the previous year and issued to the owner thereof and authorize the use of some identifying feature or attachment to be affixed to the previous year's plate or plates or a sticker or certificate not to be affixed to such plate or plates which shall in either case clearly indicate the renewal of such registration

Penalty Any person violating any of the provisions of subsection (c) of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of fifty (\$50) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than ten (10) days

Section 4 Sections 503 and 601 of said act as last amended by the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1135) are hereby further amended to read as follows

Section 503 How Registration Plates Carried on Motor Vehicles

Every registration plate shall at all times be securely fastened to the vehicle to which it is assigned or on which its use is authorized one on the front the other on the rear except that [for motorcycles bicycles with motor attached trailers and semi-trailers] in every case when the department issues one plate the single plate shall be on the rear

No plate shall be attached at a height less than twelve (12) inches from the ground measuring from the bottom of such plate nor shall any plate be obscured.

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 601 Operators Must Be Licensed

No person except those expressly exempted under this act shall operate any motor vehicle or tractor upon a highway in this Commonwealth unless such person has been licensed as an operator or a learner by the department under the provisions of this act. No person who has been issued a restricted license to operate motor vehicles or tractors by the secretary shall operate any motor vehicle or tractor in violation of such restrictions

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate for a first offense be sentenced to pay fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days and for the second offense twenty-five (\$25) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days and for the third and any subsequent offense fifty (\$50) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than ten (10) days

Section 5 Section 602 of said act as amended by the act approved the sixteenth day of July one thousand nine hundred thirty-five (P. L. 1056) is hereby further amended to read as follows

Section 602 Persons Exempt from License

Every person in the service of the Federal Government or in the service of the Pennsylvania National Guard when furnished with a driver's permit and when operating an official motor vehicle or tractor in such service shall be exempt from licens under this act every person operating a tractor not required to have registration under the act approved the first day of May one thousand nine

hundred twenty-nine (P. L. 1005) known as "The Tractor Code" shall be exempt from operator's license under this act

Section 6 Sections 603 604 606 608 611 614 and 615 of said act as amended or last amended by the act approved the twenty-ninth day of June one thousand nine hundred thirty-seven (P. L. 2329) Clause 2 of subsection (a) of section 614 of which was repealed by the act approved the eighteenth day of May one thousand nine hundred forty-nine (P. L. 1412) and section 615 of which was also amended in part by the acts approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1135) and the eighteenth day of May one thousand nine hundred forty-nine (P. L. 1412) are hereby further amended to read as follows

Section 603 Nonresidents When Exempt from License

(a) A nonresident who has been duly licensed as an operator under a law requiring the licensing of operators in his home state or country and who has in his immediate possession a valid operator's license issued to him in his home state or country shall be permitted without examination or operator's license under this act to operate a motor vehicle or tractor upon the highways of this Commonwealth for the same time and to the same extent as like exemptions are granted residents of this Commonwealth under the laws of the foreign state or country

(b) It shall be unlawful for any nonresident except as herein provided whose home state or country does not require the licensing of operators to operate any motor vehicle or tractor upon any highway in this Commonwealth without first making application for and obtaining a license as an operator as required under this act except that any said unlicensed nonresident who is the owner of a motor vehicle or tractor which has been duly registered for the current calendar year in the state or country of which the owner is a resident may operate motor vehicles or tractors upon the highways of this Commonwealth for the same time and to the same extent as like exemptions are granted residents of this Commonwealth under the laws of the State or country of the nonresident without making application for or obtaining an operator's license under this act upon condition that the nonresident owner has in his immediate possession a registration card evidencing such ownership and registration in his home state or country Provided That unlicensed nonresident operators not the owners of motor vehicles or tractors registered in states or countries not requiring an operator's license may operate any motor vehicle or tractor properly registered in their home state or country on any highway within this Commonwealth without making application for or obtaining an operator's license under this act upon condition that they may be required at any time or place to prove lawful possession of such motor vehicle or tractor and proper identity

(c) Provided That nonresident operators operating motor vehicles or tractors within this Commonwealth for compensation for a period exceeding thirty (30) days in the calendar year shall be required to obtain a Pennsylvania operator's license

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 604 Persons Not to Be Licensed (a) An operator's license or learner's permit shall not be issued to any person under the following conditions

1 When less than eighteen (18) years of age Unless such person is sixteen (16) years of age or more and includes with his application for an operator's license or learner's permit a statement of his parent or a person in loco parentis made under oath or affirmation that such applicant has the consent of such parent or person in loco parentis to obtain a learner's permit or operator's license or unless such person is in possession of a valid learner's permit or operator's license before the effective date of this act

2 When operating privilege is suspended

3 When operating privilege is revoked

4 When applicant's name appears upon department's prohibitory list or when the privilege to apply for an operator's license or learner's permit has been suspended and before such privilege has been reinstated

5 To an habitual drunkard or addict to the use of narcotic drugs

6 When adjudged insane or an idiot imbecile epileptic or feeble-minded until restored to competency by judicial decree or released from a hospital for the insane or feeble-minded upon certification by the superintendent or medical director that such person is competent nor then unless the secretary is satisfied such person is competent to operate a motor vehicle or tractor with safety to person and property

7 When afflicted with or suffering from a physical or mental disability or disease or from a weakness or disability in vision or hearing which in the opinion of the secretary will prevent such person from exercising reasonable and ordinary control over a motor vehicle or tractor

8 When unable to understand warning or direction signs in the English language

9 If a license or learner's permit is issued in contradiction of any of the provisions of this subsection the secretary may suspend or cancel such license or permit in order to effecuate the intent of the subsection

(b) Physical disability includes the loss of the use of both hands

(c) The secretary may issue an operator's license or learner's permit to a person afflicted with or suffering from a weakness or disability in vision or hearing upon the receipt of such evidence or demonstration as shall satisfy him that such person has had sufficient experience in the operation of a motor vehicle or tractor to enable him to do so without endangering the safety of the public and provided that such person shall not operate a motor vehicle or tractor unless same is equipped with a mirror so located as to reflect to the operator a view of the highway for a distance of at least two hundred (200) feet to the rear

Section 606 Learner's Permits

(a) The department upon receiving from any person eighteen (18) years of age or over or upon receiving from any person less than eighteen (18) years of age and more than sixteen (16) years of age when accompanied by an affidavit of consent of a parent or person in loco parentis an application for a learner's permit may in its discretion issue such a permit entitling the applicant while having such permit in his immediate possession to operate a motor vehicle or tractor upon the highways for a period of ninety (90) days from date of issue or until such learner has failed three (3) times at any time within the ninety (90) day period the examination prescribed by the secretary and when accompanied by a licensed operator who is actually occupying a seat beside the holder of the learner's permit except that permittees operating tractors motorcycles or bicycles with motor attached need not be so accompanied

(b) Every application for learner's permit shall be sworn to before a notary public or other officer empowered to administer oaths on a form provided by the department and accompanied by the fee provided in this act and shall state the name age sex and actual or bona fide address of the applicant together with any other information the secretary may desire and whether or not the applicant has heretofore been licensed as an operator and if so when and by what state and whether or not such license has ever been revoked or suspended and if so the date of and reason for such suspension or revocation When the application for a learner's permit is made by a person more than sixteen (16) years of age and less than eighteen (18) years of age it shall be accompanied by the written consent of a parent or a person in loco parentis under oath or affirmation of such parent or person in loco parentis

Penalty Any person violating any of the provisions of

subsection (a) or (b) of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 608 Examination of Applicants and Operators
(a) Before issuing an operator's license to any permittee except as otherwise provided the secretary shall require the applicant to demonstrate personally to him or his representative in such a manner as the secretary may direct that such applicant is a proper person to operate a motor vehicle or tractor has sufficient knowledge of the mechanism of motor vehicles or tractors to insure their safe operation and a satisfactory knowledge of the laws and regulations concerning motor vehicles or tractors and their operation

(b) The secretary may issue an operator's license either unlimited or containing certain restrictions or limitations as the secretary may deem advisable

(c) The secretary may in his discretion waive the examination of any person applying for the renewal of an operator's license issued under this act

(d) The secretary may in his discretion issue an operator's license under this act without examination to any person applying therefore who is of sufficient age as required by this act to receive the license applied for when the secretary is satisfied that the applicant is fully qualified as an operator of motor vehicle or tractors and to any person who at the time of such application has a valid unrevoked license of like nature issued to such person in another state under a law requiring the licensing and examination of operators

(d.1) Without examination the secretary may issue an operator's license restricted to the use and operation of tractors to any person applying therefor when the secretary is satisfied that the applicant is fully qualified as an operator of tractors

(e) Following any examination and pending the issue of the operator's license the secretary's representative may authorize any applicant who has qualified as an operator to operate a motor vehicle or tractor with his learner's permit card and when it was required without being accompanied by a licensed operator provided such learner's permit card is properly approved for such purpose

(f) The secretary may in his discretion require the special examination by such agencies as the secretary may direct of any applicant for learner's permit or operator's license or of any operator to determine incompetency physical or mental disability or disease or any other condition which might prevent such applicant from exercising reasonable and ordinary control over a motor vehicle or tractor

Section 611 Duplicate License Cards

(a) In the event that an operator's license or learner's permit shall be lost or destroyed or become illegible the person to whom the same was issued shall make application to the department upon a form furnished by the department accompanied by the fee provided in this act for a duplicate thereof

(b) No owner or operator of a motor vehicle or tractor shall be subject to a fine for the reason that an operator's license or learner's permit is lost if he makes affidavit that the same was lost or stolen within the period of twenty (20) days preceding and that application for duplicate operator's license or learner's permit was made within forty-eight (48) hours of discovery of loss of same

(c) In the event of a change of name or address of the operator as appearing on the operator's card it shall be the duty of such operator to notify the department within forty-eight (48) hours of such change of name or address

Penalty Any person violating any of the provisions of subsection (a) of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of five (\$5) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than three (3) days

Section 614 Revocation of Operating Privilege

(a) Upon receiving a certified record from the clerk of the court of proceedings in which a person pleaded guilty entered a plea of nolo contendere or was found guilty by a judge or jury of any of the crimes enumerated in this section the secretary shall forthwith revoke for a period of one (1) year from the date of revocation the operating privilege of any such person and where such person was convicted or entered a plea of guilty or nolo contendere of any one of the crimes enumerated in clauses (1) (2) (3) and (4) of this section such operating privilege shall not be restored unless and until the fine and costs imposed in such cases have been fully paid The clerk of the courts shall when such fine and costs have been so paid in any such case certify such fact to the Department of Revenue

1 Operating a motor vehicle or tractor while under the influence of intoxicating liquor or any narcotic or habit producing drug or permitting any person who may be under the influence of intoxicating liquor or narcotic or habit producing drug to operate any motor vehicle or tractor owned by him or in his custody or control

3 Any crime punishable as a felony under the motor vehicle or tractor laws of this Commonwealth or any other felony in the commission of which a motor vehicle or tractor is used

4 Conviction of an operator of a motor vehicle or tractor involved in an accident resulting in injury or death to any person or damage to property upon the charge of failing to stop and render assistance or disclose his identity at the scene of the accident

(b) The secretary upon receiving a certified record from the clerk of the court of the conviction of any person upon a charge of operating a motor vehicle or tractor while the operator's license or learner's permit of such person is revoked shall immediately extend the period of such first revocation for an additional like period

(c) The secretary upon revoking any operator's license or learner's permit shall require that such license of any operator whose license or permit is so revoked shall immediately be surrendered to and retained by the department

Section 615 Suspension of License or Operating Privileges (a) The secretary may suspend the operating privilege of any person with or without a hearing before the secretary or his representative upon receiving a record of proceedings if any in which such person pleaded guilty entered a plea of nolo contendere or was found guilty by a judge or jury or whenever the secretary finds upon sufficient evidence

1 That such person is incompetent to operate a motor vehicle or tractor or is afflicted with mental or physical infirmities or disabilities rendering it unsafe for such person to operate a motor vehicle or tractor upon the highways

2 That such person has been convicted of a misdemeanor or has forfeited bail upon such a charge in the commission of which a motor vehicle or tractor was used

3 That such person has been convicted of manslaughter resulting from the operation of a motor vehicle or tractor

4 That such person has attempted by offering a bribe or by other fraud or by substitution of another person in his place to take or pass an examination for an operator's license

(b) The secretary may suspend the operator's license or learner's permit of any person after a hearing before the secretary or his representatives whenever the secretary finds upon sufficient evidence

1 That such person has committed any offense for the conviction of which mandatory revocation of license is provided in this act

2 That such person has committed any violation of the motor vehicle or tractor laws of this Commonwealth

3 That such person has failed to file a report with the department of a motor vehicle or tractor accident as required by this act

4 That such person was operating any motor vehicle

or tractor involved in an accident resulting fatally to any person

5 That such person is incompetent or unable to exercise reasonable and ordinary control over a vehicle

6 That such person has failed to pay a fine properly imposed by any court of this Commonwealth or of any state or has failed to appear for a hearing before a court of competent jurisdiction of this Commonwealth or of any state upon being notified as provided by law

7 That any such person involved in an accident by motor vehicle or tractor or in any violation of this act has failed to attend or appear at a hearing before the secretary or his representatives after being properly notified

(c) The secretary may suspend any operator's license or learner's permit when check submitted in payment of the fee for such license is not paid on demand or when such fee or any part thereof is unpaid and owing and he may delegate authority to any department employee or peace officer to lift the operator's license or learner's permit card so cancelled

(d) The secretary is hereby authorized to suspend the privilege of any nonresident to operate a motor vehicle or tractor in this Commonwealth for any cause for which the license of a resident operator may be suspended or revoked. The secretary is further authorized upon receiving a record of the conviction in this Commonwealth of a nonresident operator of a motor vehicle or tractor of any offense under the motor vehicle or tractor laws of this Commonwealth to forward a report of such conviction to the motor vehicle or tractor administrator in the state wherein the person so convicted is a resident

(e) The secretary is hereby authorized after a hearing before the secretary or his representative or upon failure of the said person to appear at such hearing to suspend the operator's license or learner's permit of any person licensed in this Commonwealth upon receiving notice of the conviction of such person in another state of an offense therein which if committed in this Commonwealth would be grounds for the suspension or revocation of the license of an operator

(f) The secretary may suspend any operator's license or learner's permit upon certification or request or order of any court or commission duly authorized under the laws of this Commonwealth and empowered by such laws to make such certification requests or orders

(g) The secretary upon suspending any operator's license or learner's permit shall require that such licenses of any operator whose license or permit is so suspended shall be surrendered immediately to and retained by the department

(g.1) When the secretary suspends an operator's license for any violation other than one for which he could revoke the operator's license he may on request of the operator issue him a license restricted to the use and operation of tractors during the period of such suspension

(h) whenever the secretary suspends the operator's license or learner's permit of any person the secretary shall immediately notify such person and afford him an opportunity of a hearing before said secretary or his representatives provided such hearing has not already been held and after such hearing the secretary shall either rescind his order of suspension or good cause appearing therefor may suspend the operator's license or learner's permit of such person for a further period

Section 7 Section 615.1 of said act as amended by the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1135) is hereby further amended to read as follows

Section 615.1 Suspension of Privilege to Apply for Operator's License or Learner's Permit

The secretary may suspend the privilege of any person to apply for an operator's license or learner's permit after a hearing before the secretary of his representative whenever the secretary finds upon sufficient evidence

(a) That such person has committed any offense for

the conviction of which mandatory revocation of license is provided in this act

(b) That such person has committed any violation of the motor vehicle or tractor laws of this Commonwealth

(c) That such person has failed to file a report with the department of a motor vehicle or tractor accident as required by this act

(d) That such person was operating any motor vehicle or tractor involved in an accident resulting fatally to any person

(e) That such person was convicted of an offense in another state which if committed in this Commonwealth would be grounds for the suspension of the privilege to apply for an operator's license or learner's permit

(f) That such person failed to pay a fine properly imposed or has been involved in an accident by motor vehicle or tractor or in any violation of this act and has failed to appear for a hearing before the secretary or his representatives after being properly notified or has failed to appear for a hearing upon a charge of a violation of the vehicle or tractor code of another state before a court of competent jurisdiction of such other state upon being notified as provided by law

(g) That the department has received a certification or request or order of any court or commission to suspend the privilege of any person to apply for an operator's license or learner's permit duly authorized under the laws of this Commonwealth and empowered by such laws to make such certifications requests or orders

(h) Whenever the secretary suspends the privilege to apply for an operator's license or learner's permit of any person the secretary shall immediately notify such person and afford him an opportunity of a hearing before said secretary or his representative provided such hearing has not already been held and after such hearing the secretary shall either rescind his order of suspension or good cause appearing therefor may suspend the privilege to apply for an operator's license or learner's permit for a further period

Section 8 Section 618 of said act is hereby amended to read as follows

Section 618 Owner Liable for Negligence of Certain Minors Every owner of a motor vehicle or tractor causing or knowingly permitting a minor under the age of sixteen (16) years to operate a motor vehicle or tractor upon a highway and any person who knowingly gives or furnishes a motor vehicle or tractor to a minor under the age of sixteen (16) years shall be jointly and severally liable with such minor for any damages caused by the negligence of such minor in operating such vehicle

Section 9 Section 619 of said act as last amended by the act approved the eleventh day of May one thousand nine hundred forty-nine (P. L. 1186) is hereby further amended to read as follows

Section 619 Counties and Municipalities Liable for Negligence of Their Employees Every county city borough incorporated town or township within this Commonwealth employing any person shall be jointly and severally liable with such person for any damages caused by the negligence of such person while operating an animal-drawn vehicle or a motor vehicle or fire department equipment or a tractor upon a highway in the course of their employment and every city borough incorporated town and township shall also be jointly and severally liable with any member of a volunteer fire company of any such city borough incorporated town or township for any damage caused by the negligence of such member while operating an animal-drawn vehicle or a motor vehicle or fire department equipment or a tractor used by or belonging to such volunteer fire company while going to attending or returning from a fire while engaged in any other proper use of such animal-drawn vehicle or motor vehicle or fire department equipment or a tractor for such volunteer fire company

Section 10 Section 620 of said act as last amended by the act approved the twenty-ninth day of June one thousand nine hundred thirty-seven (P. L. 2329) and in part

by the act approved the twenty-seventh day of one thousand nine hundred thirty-nine (P. L. 1135) is hereby further amended to read as follows

Section 620 Violation of License Provisions It shall be unlawful for any person to commit any of the following acts

(a) To display or cause or permit to be displayed or to have in possession any operator's license or learner's permit knowing the same to be fictitious or to have been cancelled revoked suspended or altered

(b) To lend to or knowingly permit the use of by one not entitled thereto any operator's license or learner's permit issued to the person so lending or permitting the use thereof

(c) To display or to represent as one's own any operator's license or learner's permit not issued to the person so displaying the same

(d) To fail or refuse to surrender to the department upon demand any operator's license learner's permit registration card registration plates certificate of title or duplicates thereof which have been suspended cancelled or revoked as provided in this act

(e) To make use of or operate any motor vehicle or tractor without the knowledge or consent of the owner or custodian thereof

(f) To operate a motor vehicle tractor street car or trackless trolley omnibus while under the influence of intoxicating liquor or any narcotic drug or habit producing drug or permit any person who may be under the influence of intoxicating liquor or narcotic or habit producing drug to operate any motor vehicle or tractor owned by him or in his custody or control

(g) To turn off any or all the lights on a motor vehicle or tractor for the purpose of avoiding identification or arrest

(h) To operate any motor vehicle or tractor upon the highways of this Commonwealth after the operating privilege is suspended or revoked and before such operating privilege has been reinstated

(i) To operate any motor vehicle or tractor upon the highways of this Commonwealth after its registration has been suspended by the secretary

(j) To use a false or fictitious name or give a false or fictitious address in any application or form required under the provisions of this act or make a false statement or conceal a material fact or otherwise commit a fraud in any application

Penalty Any person violating any of the provisions of subsections (a) (b) (c) or (d) of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of fifty (\$50) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than ten (10) days

Any person violating any of the provisions of subsection (j) of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of one hundred (\$100) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than twenty (20) days

Any person violating any of the provisions of subsections (e) (f) (g) (h) or (i) of this section shall be guilty of a misdemeanor and shall upon conviction thereof in a court of quarter sessions be sentenced to pay a fine of not less than one hundred (\$100) dollars and not more than five hundred (\$500) dollars and costs of prosecution or undergo imprisonment for not more than three (3) years or suffer both such fine and imprisonment

Section 11 Section 621 of said act as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 751) is hereby further amended to read as follows

Section 621 Unlawful for Person Under Eighteen (18) Years to Operate [Motor] Vehicle as a Paid Employee It shall be unlawful for any person under the age of eighteen (18) years to operate a motor vehicle or tractor upon any highway as a paid employee or for any person to cause or permit any such operation

Penalty Any person violating any of the provisions

of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 12 Section 622 of said act is hereby amended to read as follows

Section 622 Unlawful to Permit Violations of Act No person shall authorize or permit a motor vehicle or tractor owned by him or under his control to be operated by any person who has no legal right to do so or in violation of any of the provisions of this act

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of twenty-five (\$25) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than ten (10) days

Section 13 Section 702.1 of said act as added by the act approved the twenty-sixth day of April one thousand nine hundred forty-three (P. L. 74) is hereby amended to read as follows

Section 702.1 Fee for Temporary Registration The fee for the temporary registration of motor vehicles shall be [twenty-five (25c)] fifty (50c) cents for each set issued and dealers may purchase no less than five (5) sets of temporary registration plates or markers at any one time

Section 14 Subsection (d) of section 801 of said act as last amended by the act approved the twenty-ninth day of June one thousand nine hundred thirty-seven (P. L. 2329) is hereby further amended to read as follows

Section 801 Requiring Lighting Equipment

* * * * *

(d) Rear Lamps and Illumination of Rear Registration Plate Every motor vehicle and every trailer or semi-trailer attached to a motor vehicle and every vehicle which is being drawn at the end of a combination of vehicles shall carry at the rear [a] at least one lamp of a type which at the time of its use is approved by the secretary and which exhibits a red light plainly visible under normal atmospheric conditions from a distance of five hundred (500) feet to the rear of such vehicle Either such rear lamp or a separate lamp shall be so constructed and placed that the number plate carried on the rear of such vehicle shall under like conditions be so illuminated by a white light as to be read from a distance of fifty (50) feet to the rear of such vehicle When the rear number plate is illuminated by an electric lamp other than the required rear lamp said two (2) lamps shall be turned on or off only by the same control switch at all times whenever head lamps are lighted

Section 15 Subsection (e) of said section 801 of said act as last amended by the act approved the eighteenth day of May one thousand nine hundred forty-nine (P. L. 1412) is hereby further amended to read as follows

Section 801 Required Lighting Equipment

* * * * *

(e) Reflectors and Reflective Materials Every motor bus motor omnibus commercial motor vehicle trailer or semi-trailer when operated on a highway may display reflective materials and shall display at the rear a red reflector meeting the following requirements

Whenever a red reflector is so used or whenever reflectors are used as hereinafter provided it or they shall be mounted upon the vehicle at a height not to exceed [forty-two (42)] sixty (60) inches and not less than twenty-four (24) inches above the ground upon which the vehicle stands and every such reflector shall be of a type which at the time of its use is approved by the secretary and shall be so designed and maintained as to be visible at night from all distances within five hundred (500) feet to fifty (50) feet from such vehicle when directly in front of or opposite to a motor vehicle displaying lawfully lighted head lamps as provided in this act

Within the limitations of this subsection the secretary may adopt standard specifications governing the use and display of reflective materials on the vehicle designated herein and it shall be unlawful for any person to use or

display any reflective materials as provided herein in violation of the standard specifications so adopted

Section 16 Subsection (g) of said section 801 of said act as last amended by the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1135) is hereby further amended to read as follows

Section 801 Required Lighting Equipment

* * * * *

(g) Lamps on Bicycles Every bicycle [and every bicycle with motor attached] shall be equipped with a lighted lamp on the front thereof visible under normal atmospheric conditions from a distance of at least five hundred (500) feet in front of such bicycle [or bicycle with motor attached] and shall also be equipped with a red reflector or lamp on the rear exhibiting or reflecting a red light visible under like conditions from a distance of at least five hundred (500) feet to the rear of such bicycle [or bicycle with motor attached] Provided however [On and after the first day of January one thousand nine hundred and forty-nine] said red reflector or lamp on the rear shall be required to be of a diameter of at least one and one-half (1½) inches

Section 17 Subsection (f) and (g) of section 802.4 of said act as added by the act approved the sixteenth day of July one thousand nine hundred thirty-five (P. L. 1056) are hereby amended to read as follows

Section 802.4 Number of Driving Lamps Required or Permitted

* * * * *

(f) Any motor vehicle may be equipped with [a back-up lamp] not more than two back-up lamps either separately or in combination with another lamp except that no such back-up lamp shall be continuously lighted when the motor vehicle is in forward motion

(g) No person shall operate or move any vehicle [except fire department and fire patrol apparatus] upon a highway with a red light displayed [on] to the front thereof except as otherwise provided in this act

Section 18 Subsections (a) and (b) and the penalty clause of Section 805 of said act are hereby amended to read as follows

Section 805 Use Test and Approval of Lamps

(a) It shall be unlawful for any person to use upon a motor vehicle upon a highway any electric headlamp lens reflector or headlight control device or any electric auxiliary driving lamp rear lamp back-up lamp mechanical signal device or signal lamp unless a type which has been submitted to the secretary for test and for which a certificate of approval has been issued by the secretary and is then in effect as provided in this act

(b) The secretary is hereby authorized to adopt and enforce rules and uniform standard specifications as to the amount color and direction of light to be emitted by headlamps auxiliary driving lamps rear lamps back-up lamps mechanical signal devices and signal lamps and the secretary is authorized and required to determine whether any headlamps auxiliary driving lamps signal lamps mechanical signal devices and rear lamps or back-up lamps submitted will comply with such rules and uniform standard specifications and the secretary may approve such headlamps auxiliary driving lamps signal lamps mechanical signal devices and rear lamps or back-up lamps and to publish lists of such devices by name and type together with the permissible candle-power rating of the electric lamps or bulbs as he shall determine are lawful thereunder

Penalty Any person violating any of the provisions of subsection (a) of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 19 Section 806 of said act as amended by the act approved the twenty-ninth day of June one thousand nine hundred thirty-seven (P. L. 2329) is hereby further amended to read as follows

Section 806 Illegal Sale of Lighting Devices It shall be unlawful for any person to sell or to lease or to offer

for sale or lease either separately or as a part of the equipment of a motor vehicle any head lamp auxiliary driving lamp rear lamp back-up lamp or signal lamp unless such device is approved by the secretary and bears the trade mark or name under which it is approved so as to be legible when installed and is accompanied by printed instructions as to the candle-power of bulbs to be used therewith as approved by the secretary and any particular methods of mounting or adjustment so as to focus or aim necessary for compliance with the requirements of this act

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of fifty (\$50) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than ten (10) days

Section 20 Section 809 of said act as last amended by the act approved the eighteenth day of May one thousand nine hundred forty-nine (P. L. 1412) is hereby further amended to read as follows

Section 809 Red Light Visible From in Front of Vehicle No person shall operate or move any vehicle except fire departments fire patrol apparatus police vehicles ambulances or the private vehicles of those chiefs of fire or police departments assistant chiefs of fire or police departments or fire marshals who in accordance with a statement filed with the Pennsylvania State Police prior thereto use the same for answering fire police or emergency calls upon a highway with a red light displayed to the front thereof

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 21 Subsection (f) and the penalty clause of Section 813 of said act the former as amended by the act approved the sixteenth day of July one thousand nine hundred thirty-five (P. L. 1056) the latter as last amended by the act approved the eighteenth day of May one thousand nine hundred forty-nine (P. L. 1412) are hereby further amended to read as follows

Section 813 Official Inspection Stations

* * * * *

(f) It shall be unlawful for any person to furnish give or sell to any owner or operator of a motor vehicle trailer or semi-trailer or to any other person or to place in or on any motor vehicle trailer or semi-trailer a certificate of inspection and approval unless an official inspection of its mechanism and equipment shall have been made and the motor vehicle trailer or semi-trailer conforms with the provisions of this act It shall be unlawful for any such designated official inspection station to furnish loan give or sell a certificate or certificates of inspection and approval to any other such designated official inspection station or any other person except those entitled to receive them under the provisions of this act

Penalty Any owner of an official inspection station who by himself agent servant or employee or any manager operator or employee thereof or any other person who violates any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of not less than twenty-five (\$25.00) dollars nor more than fifty dollars (\$50.00) and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than ten (10) days

Section 22 Section 816 of said act as amended by the act approved the twenty-ninth day of June one thousand nine hundred thirty-seven (P. L. 2329) is hereby further amended to read as follows

Section 816 Windshields Must Be Unobstructed and Equipped with Wipers

(a) It shall be unlawful for any person to operate any motor vehicle upon a highway with any sign poster or other material upon or placed in such a position as to interfere with the vision through the front windshield side wings side or rear windows of such motor vehicle

other than a device certificate or other paper expressly allowed or directed by the secretary to be displayed. Provided however that signal lamps of a type approved by the secretary shall not be considered a violation of this section.

(b) Every permanent windshield on a motor vehicle shall be equipped with a device for clearing rain snow or other moisture from the windshield which device shall be so constructed as to be controlled or operated by the operator of the vehicle.

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of five (\$5) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than three (3) days.

Section 23 Subsection (a) and the penalty clause of Section 824 of said act as last amended by the act approved the twenty-fifth day of April one thousand nine hundred forty-five (P. L. 304) is hereby further amended to read as follows:

Section 824 Danger and Caution Signals

(a) Every motor bus and every motor omnibus for the carriage of passengers for hire except taxicabs and every commercial vehicle or combination of vehicles having a registered capacity gross weight of eleven thousand (11,000) pounds or more and every trailer or semi-trailer designed for the living quarters or carriage of persons shall be equipped with at least three (3) red flags of dimensions not less than twelve by twelve (12 x 12) inches and a sufficient number of flares not less than three (3) or electric lanterns electric flashing signals or other signals capable of continuously producing three warning lights each visible from a distance of at least five hundred (500) feet for a period of at least (8) hours or three (3) reflector type flares. Provided however That the provisions of this section shall not apply to vehicles within the confines of a municipality or within a business or residence district.

Every such flare lantern electric flashing signal reflector type flare or other signal shall be of a type approved by the secretary and he shall publish lists of those devices which he has approved as adequate for the purposes of this section.

Penalty Any owner or operator who shall fail to comply with any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of twenty-five (\$25) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than ten (10) days.

Section 24 Subsection (c) of Section 902 of said act as last amended by the act approved the eleventh day of May one thousand nine hundred forty-nine (P. L. 1085 and 1092) and by the act approved the eighteenth day of May one thousand nine hundred forty-nine (P. L. 1412) is hereby further amended to read as follows:

Section 902 Size of Vehicles and Loads

* * * * *

(c) No vehicle [except fire department equipment] shall exceed a total maximum length including any load thereon of four hundred twenty (420) inches except fire department equipment and except buses with toilet facilities which shall not exceed a length of four hundred eighty (480) inches and which when in excess of thirty-five (35) feet in over-all length shall not have less than three (3) axles and no combination of two (2) vehicles inclusive of load and bumpers coupled together shall exceed a total maximum length of six hundred (600) inches excepting that nothing in this subsection shall prohibit the transportation by a combination of vehicles of articles impossible of dismemberment which do not exceed seventy (70) feet.

1. No motor vehicle shall be operated upon a highway drawing or having attached thereto more than one other vehicle. Provided That a [tow] trailer not exceeding ten (10) feet in length may be attached to one motor vehicle for the purpose of towing another vehicle requiring service to which such [tow] trailer is also attached.

2. The distance between any two vehicles one of which is towing or drawing the other shall not exceed fifteen (15) feet from one vehicle to the other except when the load on the towed vehicle is coupled directly to and is not more than five (5) feet from the towing vehicle. Whenever the connection consists of a chain rope bar or cable there shall be displayed upon such connection a flag not less than twelve (12) inches in length and width. Every trailer while being drawn upon the highway shall be so attached to the vehicle drawing the same as to prevent the wheels of such trailer from deflecting more than six (6) inches from the path of the drawing vehicle's wheels.

Section 25 The penalty clause of Section 903 of said act as last amended by the act approved the twenty-seventh day of April one thousand nine hundred forty-five (P. L. 328) is hereby further amended to read as follows:

Section 903 Weight of Vehicles and Loads

* * * * *

Penalty Any person operating any vehicle or combination of vehicles upon any highway with a gross weight or with weight on any one axle or wheel exceeding by more than five (5) per centum the maximum [gross] weight allowed in that particular case and not exceeding by more than ten (10) per centum the maximum [gross] weight allowed shall in each case upon summary conviction before a magistrate be sentenced to pay a fine of twenty-five (\$25) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days and any person operating any vehicle or combination of vehicles on any highway with a gross weight or with weight on any one axle or wheel exceeding by more than ten (10) per centum the maximum [gross] weight allowed in that particular case shall in each case upon summary conviction before a magistrate be sentenced to pay a fine of fifty (\$50) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than ten (10) days.

Section 26 Section 904 of said act as amended by the act approved the twenty-ninth day of June one thousand nine hundred thirty-seven (P. L. 2329) is hereby further amended to read as follows:

Section 904 Officers May Weigh Vehicles and Require Removal of Excess Load Any peace officer who shall be in uniform and shall exhibit his badge or other sign of authority having reason to believe that the weight of a vehicle or combination of vehicles and load is unlawful is authorized to weigh the same either by means of portable or stationary scales or may require that such vehicle or combination of vehicles be driven to the nearest stationary scales in the event such scales are within a distance of two (2) miles. The peace officer may then require the operator to unload immediately such portion of the load as may be necessary to decrease the gross weight of such vehicle or combination of vehicles to the maximum gross weight specified in this act except as herein provided for special permits. And further provided That no arrests shall be made or information brought in cases where the maximum gross weights provided in this act are not exceeded by more than five (5) per centum thereof.

Penalty Any person refusing to unload excess weight when so ordered or violating any of the other provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of [ten (\$10) dollars] fifty (\$50) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days.

Section 27 Section 905 of said act as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 751) and in part by the act approved the fifth day of June one thousand nine hundred thirty-seven (P. L. 1718) is hereby further amended to read as follows:

Section 905 Permits for Excessive Size and Weight (a) The Secretary of Highways of this Commonwealth and

local authorities in their respective jurisdictions may in their discretion upon application in writing accompanied by the fee provided in this act and good cause being shown therefor issue a special permit in writing authorizing the applicant to operate or move either a vehicle or combination of vehicles or a vehicle and load or a combination of vehicles and their load or loads of a size or weight exceeding the maximum specified in this act upon any highway under the jurisdiction of and for the maintenance of which the authorities granting the permit are responsible. When a permit has been issued by the Secretary of Highways no other authorities shall require any further or additional permit for any portion of the route specified therein. Every such permit shall be issued for a single trip and shall designate the route to be traversed subject to such rules regulations restrictions or conditions as shall be deemed necessary by the authority granting such permit. Provided That upon request included in the application a combination permit may be issued for a single continuous round trip whether or not a load or loads may be transported for the entire trip but no substantial increase in the size or weight of vehicle or combination of vehicles or of load shall be made between intermediate points without supplemental permit. The Secretary of Highways may in his discretion issue a single permit for any fixed number of movements across the highway of vehicles or combinations thereof exceeding the maximum size or weight specified in this act at specified locations. Whenever any such permit shall have been issued for crossing the highway it shall be unlawful to move said vehicles along the highway. The movement of any vehicle or load requiring a permit shall impose the obligation on the permittee to restore or replace any section of highway or bridge damaged as a result of such movement whether or not such damage may be attributable to negligence on the part of the permittee. Every such permit shall be carried in the vehicle to which it refers and shall be open to inspection by any peace officer or employee of the Department of Highways of this Commonwealth or to any person having collision with or suffering injury from such vehicle.

(b) In the event of a catastrophe or accident affecting the public safety or convenience it shall be lawful to operate or move a vehicle of a size or weight in excess of that permitted by this act if a report thereof is immediately made in writing to the Secretary of Highways of this Commonwealth or local authorities. In such cases a permit shall issue subsequent to the movement.

Penalty Any person operating or moving a vehicle or load of a size or weight exceeding the maximum specified in this act without first having obtained a permit or permits so to do and any person altering or forging a special permit for excessive size and weight or presenting or exhibiting an altered or forged special permit for excessive size and weight shall upon summary conviction before a magistrate be sentenced to pay a fine of fifty (\$50) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than ten (10) days.

Section 28 Clause (a) and the penalty clause of Section 1001 of said act as amended by the act approved the twenty-ninth day of June one thousand nine hundred thirty-seven (P. L. 2329) is hereby further amended to read as follows:

Section 1001 Reckless Driving Reckless driving is unlawful and for the purpose of this act is construed to include the following:

(a) Any person who drives any vehicle or street car or trackless trolley omnibus upon a highway carelessly [and wilfully or wantonly] disregarding the rights or safety of others or in a manner so as to endanger any person or property.

Penalty Any person charged with reckless driving shall upon summary conviction before a magistrate be sentenced to pay a fine of not less than ten (\$10) dollars nor more than twenty-five (\$25) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than ten (10) days.

Section 29 Section 1004 of said act as amended by the act approved the ninth day of June one thousand nine hundred thirty-nine (P. L. 315) is hereby further amended to read as follows:

Section 1004 Drive on Right Side of Highway Upon all highways of sufficient width except upon one way streets the driver of a vehicle shall drive the same upon the right half of the highway and shall drive [a slow moving vehicle] as closely as possible to the right-hand edge or curb of such highway unless it is impracticable to travel on such side of the highway and except when overtaking and passing another vehicle subject to the limitations applicable in overtaking and passing set forth in this act. Provided however That the provisions of this section shall not apply to ridden animals of the National Guard or of the Regular Army of the United States of America when actually engaged in training or maneuvers.

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days.

Section 30 Subsections (b) and (d) of Section 1012 of said act as last amended by the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1135) are hereby further amended to read as follows:

Section 1012 Signals on Starting Stopping or Turning

* * * * *

(b) The signal herein required shall be given by means of the hand and arm in the manner herein specified or by an approved mechanical or electrical signal device [when the secretary finds that a vehicle is so constructed or loaded as to prevent the hand and arm signal from being visible to the front and rear the signal shall be given by a device] of a type which at the time of its use is approved by the secretary.

* * * * *

(d) The secretary is hereby authorized [and it shall be his duty] to make rules and regulations not inconsistent with this act for the efficient administration of this section [excepting that he shall make no finding under subsection (b) of this section relating to mechanical or electrical signal devices affecting commercial vehicles which measure less than thirteen (13) feet from the center of the top of the steering column to the rear end of such vehicle or when the body of such vehicle extends less than twenty (20) inches to the left of the center of the top of the steering column].

Section 31 Subsection (d) of Section 1016 of said act as added by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 751) is hereby amended to read as follows:

Section 1016 Vehicles Must Stop at Through Highways and Stop Intersections

* * * * *

(d) This section shall not apply to vehicles when operated with due regard for safety under the direction of the police in the chase or apprehension of violators of the law or [to] persons charged with or suspected of any such violation nor to fire department or fire patrol vehicles responding to a fire alarm nor to ambulances when traveling in emergencies. The exemption however shall not protect the driver of any such vehicle from the reckless disregard of the safety of others.

Section 32 Subsection (a) and the penalty clause of Section 1019 of said act the former as amended by the act approved the fifth day of June one thousand nine hundred thirty-seven (P. L. 1718) the latter as amended by the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1135) are hereby further amended to read as follows:

Section 1019 Stopping on Highways

(a) No person shall park or leave standing any vehicle proved or main traveled portion of any highway outside whether attended or unattended upon the paved or unpaved of a business or residence district when it is practicable.

to park or leave such vehicle standing off the paved or improved or main traveled portion of such highway. Provided In no event shall any person park or leave standing any vehicle whether attended or unattended upon any highway unless a clear and unobstructed width of not less than fifteen (15) feet upon the main traveled portion of said highway opposite such standing vehicle shall be left for free passage of other vehicles thereon nor unless a clear view of such vehicle may be obtained from a distance of [three hundred (300)] five hundred (500) feet in each direction upon such highway. And further provided No person shall park or stand any vehicle whether attended or unattended in any no parking area where official "No Parking" signs have been erected in accordance with the provisions of section one thousand one hundred and thirteen (1113) of this act.

Penalty Any person violating any of the provisions of subsection (a) of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of not less than two (\$2) dollars or more than ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days.

Section 33 Section 1020 of said act as last amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P L 751) and in part by the acts approved the sixteenth day of July one thousand nine hundred thirty-five (P L 1056) the fifth day of June one thousand nine hundred thirty-seven (P L 1718) and the twenty-seventh day of June one thousand nine hundred thirty-nine (P L 1135) is hereby further amended to read as follows:

Section 1020 Parking prohibited in Specified Places No person shall park a vehicle or permit it to stand whether attended or unattended upon a highway in any of the following places:

- 1 Within an intersection
- 2 On a cross-walk
- 3 Between a safety zone and the adjacent curb or within thirty (30) feet of points on the curb immediately opposite the ends of a safety zone unless local officials shall indicate a different length by signs or markings
- 4 Within twenty-five (25) feet from the intersection of curb lines or if none then within fifteen (15) feet of the intersection of property lines at an intersection of highways
- 5 Within thirty (30) feet upon the approach to any official flashing signal stop sign or traffic signal located at the side of the roadway
- 6 Within fifteen (15) feet of the driveway entrance to any fire station
- 7 Within fifteen (15) feet of a fire hydrant
- 8 In front of a private driveway]
- 9 On a sidewalk
- 10 [Along-side] In front of a private driveway or along-side any street or highway excavation or obstruction nor opposite the same unless a clear and unobstructed width of not less than twenty (20) feet upon the main traveled portion of the said street or highway shall be left free for passage of other vehicles thereon
- 11 On the roadway side of any vehicle stopped or parked at the curb or edge of the highway
- 12 At any place where official signs have been erected prohibiting standing and parking
- 13 Within fifty (50) feet of the nearest rail of a steam or interurban railway crossing
- 14 Where such stopped or parked vehicle would prevent the free movement of a street car
- 15 Except when necessary in obedience to traffic regulations or traffic signs or signals or where angle parking is permitted the operator of a vehicle shall not stop stand or park such vehicle on the highway within a business or residence district other than parallel with the edge of the highway headed in the direction of traffic and with the curb side of the vehicle within six (6) inches of the edge of the highway or curb. Vehicles which because of type or construction cannot load or unload parallel to the curb shall be exempt while loading or unloading only from the requirements of standing parallel to the curb.

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of not less than two (\$2) dollars nor more than ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days.

Section 34 Section 1101 of said act as last amended by the acts approved the fifth day of June one thousand nine hundred thirty-seven (P L 1718) and the twenty-ninth day of June one thousand nine hundred thirty-seven (P L 2329) is hereby further amended to read as follows:

Section 1101 When Authorities May Restrict Right to Use Highways

(a) The Secretary of Highways of this Commonwealth and local authorities may by ordinance or resolution or ruling prohibit the operation of vehicles upon any highway or impose restrictions as to the weight of vehicles and their loads for a total period not to exceed any highway under the jurisdiction of and for the maintenance of which the Secretary of Highways of this Commonwealth or local authorities are responsible whenever any said highway by reason of deterioration rain snow or other climatic conditions will be seriously damaged or destroyed unless the use of vehicles thereon is prohibited or the permissible weights thereof reduced. The Secretary of Highways of this Commonwealth and local authorities enacting or making any such ordinance or resolution or rule shall erect or cause to be erected and maintained official signs designating the provisions of the ordinance or resolution or rule at each end of that portion of any highway affected thereby and at intersections thereof and the ordinance or resolution or rule shall not be effective until or unless such official signs are erected and maintained except that local authorities shall have no power or authority to prohibit the operation of vehicles upon a State highway without first obtaining the consent of the Secretary of Highways.

(b) Whenever necessary for the protection of any highway or the safety of traffic thereon the Secretary of Highways of this Commonwealth or local authorities may also by ordinance or resolution or rule prohibit the operation of motor vehicles trailers or semi-trailers on designated highways as to the weights and loads thereon which prohibitions and limitations shall be designated by official signs placed on such highways and their intersections except that local authorities shall have no power or authority to prohibit the operation of vehicles upon a State highway without first obtaining the consent of the Secretary of Highways.

Penalty Any person refusing to unload excess weight when so ordered by a peace officer in uniform or violating any of the other provisions of this section or violating any ordinance resolution or ruling promulgated under the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of fifty (\$50) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days.

Section 35 Section 1102 of said act as amended by the act approved the fifth day of June one thousand nine hundred thirty-seven (P L 1718) is hereby further amended to read as follows:

Section 1102 Regulating Weight of Vehicles on Bridges If any bridge causeway or viaduct owned or maintained whether owned in whole or on part by this Commonwealth or local authorities other than interstate bridges as now provided by law shall have official signs properly posted in conspicuous places at the entrances thereto stating the gross maximum weight permitted thereon it shall be unlawful for any person to drive or cause to be driven upon any such bridge causeway or viaduct any vehicle which together with its load shall be of greater gross maximum weight than is stated on such signs.

Penalty Any person refusing to unload excess weight when so ordered by a peace officer in uniform or violating any of the other provisions of this section shall upon summary conviction before a magistrate be sentenced to pay

a fine of fifty dollars (\$50) and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 36 Article XI of said act is hereby amended by adding immediately following Section 1114 thereof a new section to read as follows

Section 1115 Uniform Law for Transportation of Dangerous Articles by Motor Vehicle

(a) Definitions As used in this section

(1) "Highway" shall mean and include any public street alley road tunnel bridge viaduct turnpike or parkway

(2) "Dangerous article" shall mean any flammable liquids flammable solids oxidizing materials corrosive liquids compressed gases poisonous substances and radioactive materials as hereinafter defined when transported as cargo by motor vehicle on a highway This section however shall not apply to explosives as defined in the act approved the first day of July one thousand nine hundred thirty-seven (P L 2681) entitled "An act relating to and regulating the manufacture storing and possession of explosives requiring permits for magazines and prescribing permit fees and providing penalties" or to flammable liquids transported in tank trucks tank trailers or tank semi-trailers in accordance with any other provisions of this act

(3) "Flammable liquids" shall mean any liquid which gives off flammable vapors (as determined by flash point from Tagliabue's open cup tester as used for test of burning oils) at or below a temperature of 80 degrees F

(4) "Flammable solids" shall mean any solid substance other than an explosive as above defined which is liable under conditions incident to transportation to cause fires through friction through absorption of moisture through spontaneous chemical changes or as a result of retained heat from the manufacturing or processing

(5) "Oxidizing materials" shall mean any substance such as a chlorate permanganate peroxide or a nitrate that yields oxygen readily to stimulate the combustion of organic matter

(6) "Corrosive liquids" shall mean those acids alkaline caustic liquids and other corrosive liquids which when in contact with living tissue will cause severe damage of such tissue by chemical action or in case of leakage will materially damage or destroy other freight by chemical action or are liable to cause fire when in contact with organic matter or with certain chemicals

(7) "Compressed gas" shall mean any material or mixture having in the container either an absolute pressure exceeding forty (40) pounds per square inch at seventy (70) degrees F or an absolute pressure exceeding one hundred four (104) pounds per square inch at one hundred thirty (130) degrees F or both or any liquid flammable material having a Reid vapor pressure exceeding forty (40) pounds per square inch absolute at one hundred (100) degrees F

(8) "Poisonous substances" shall mean liquids and gases of such nature that a very small amount of the gas or vapor of the liquid mixed with air is dangerous to life or such liquid or solid substance as upon contact with fire or when exposed to air give off dangerous or intensely irritating fumes or substances which are chiefly dangerous by external contact with the body or by being taken internally

(9) "Radioactive materials" shall mean any material or combination of materials that spontaneously emits ionizing radiation

(b) It shall be unlawful to ship or transport or cause to be shipped or transported by motor vehicle over the highways within this State any dangerous article in such manner or conditions as will unreasonably endanger the person or property of others

(c) It shall be unlawful to ship or transport or cause to be shipped or transported by motor vehicle over the highways within this State any dangerous article without conspicuously marking or placarding any motor vehicle engaged in such transportation on each side and on the rear thereof with the word "Dangerous" or the com-

mon or generic name of the substance transported or its principal hazard provided that the secretary may by regulation issued after a public hearing prescribe with respect to any specific dangerous article the minimum quantities below which noplacards shall be required

(d) Nothing in this section shall apply to shipment or transportation of any dangerous article by rail or by water nor to shipment or transportation of any dangerous article by highway when packed marked labeled or accompanied by shipping papers in conformity with the applicable regulations of the Interstate Commerce Commission and placarded in conformity with the provisions of subsection (c) of this section nor to the regular military or naval forces of the United States nor to the duly authorized militia of any state or territory thereof nor to the police or fire departments of this State or of its counties cities boroughs towns townships agencies or instrumentalities providing the same are acting within their official capacity and in the performance of their duties

(e) Any violation of any provision of this section which results in death or injury to any person or damage to property in excess of the value of five thousand dollars (\$5,000) shall in addition to any other liability imposed by law constitute a felony

(f) Except as provided in subsection (e) of this section any violation of this section shall be a misdemeanor and be punishable for a first violation by a fine not exceeding five hundred dollars (\$500) or by imprisonment not exceeding sixty (60) days or both such fine and imprisonment and for a subsequent violation by a fine not exceeding one thousand dollars (\$1,000) or by imprisonment not exceeding six (6) months or by both such fine and imprisonment

(g) This section shall be liberally construed and shall be so interpreted construed and administered as to make uniform the law of those states which enact it

(h) This section shall become effective the first day of July one thousand nine hundred fifty-one

Section 37 Section 1201 of said act as last amended by the act approved the eighteenth day of May one thousand nine hundred forty-nine (P. L. 1412) is hereby further amended to read as follows

Section 1201 Limitations of Actions

(a) Informations charging violations of any of the summary provisions of this act shall be brought before the nearest available magistrate within the city borough incorporated town or township in the county where the alleged violation occurred Provided however That where there is no substantial difference between the respective distances from the place where the alleged violation occurred to the offices of more than one magistrate any such prosecution may be brought before any one of such magistrates or if there is no person holding the office of magistrate in such city borough incorporated town or township then such information shall be brought before such nearest available magistrate in any adjoining city borough incorporated town or township in the county within fifteen (15) days after the commission of the alleged offense and not thereafter except that where an information is filed against a person prima facie guilty of a summary offense and it subsequently appears that a person other than the person named in the information was the offender an information may be filed against such other person within fifteen (15) days after his or her identity shall have been discovered and excepting further that informations charging violations of the provisions of sections 205 207 210 212 213 406.1 506(a) 511 610.1 620(j) and 813 of this act may be brought within fifteen (15) days after it is discovered that a violation of any of these sections has been committed

(b) Where the offense committed is designated a felony or misdemeanor information may be filed as now provided by law

Section 38 Section 1208 of said act as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 751) is hereby further amended to read as follows

Section 1208 Civil Actions for Damages All civil actions for damages arising from the use and operation of

any vehicle may at the discretion of the plaintiff be brought before any magistrate alderman or justice of the peace in the county wherein the alleged damages were sustained if the plaintiff has had said damage repaired and shall produce a receipted bill for the same properly sworn to by the said party making such repairs or his agent or action may be brought in the court of common pleas of said county and service of process in either case may be made by the sheriff of the county where the suit is brought deputizing the sheriff of the county wherein the defendant or his registered agent resides or where service may be had upon him under the existing laws of this Commonwealth in like manner as process may now be served in the proper county No action involving more than [one hundred (\$100.00)] three hundred (\$300) dollars shall be brought before any magistrate alderman or justice of the peace

Section 39 Subsection (c) and the penalty clause of Section 1218 of said act are hereby amended to read as follows

Section 1218 Signals and Investigations by Officers

* * * * *

(c) Any peace officer or department employee who shall be in uniform or shall exhibit a badge or other sign of authority shall have the right to inspect any motor vehicle in any public garage or repair shop and on the premises of any dealer for the purpose of locating stolen motor vehicles and investigating the title and registration of motor vehicles and for such purpose the owner of any such garage or repair shop and any such dealer shall permit any such peace officer or department employee without let or hindrance to make investigation as herein authorized

Penalty Any person failing to comply with the signals or requests of peace officers or department employees as provided in this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 40 The act approved the ninth day of February one thousand nine hundred forty-five (P. L. 3) entitled "An act authorizing the Secretary of Revenue to issue one registration plate for motor vehicles during the present war and for a period of not longer than two years therefore and making it lawful to operate a motor vehicle with only one registration plate attached thereto as provided herein" is hereby repealed

Section 41 Article XII of said act is hereby amended by adding immediately following Section 1216 thereof a new section to read as follows

Section 1216.1 Uniformity of Interpretation This act shall be so interpreted and construed as to effectuate its general purpose to make uniform the law throughout this Commonwealth and all the subdivisions thereof

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelach,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,

Brown,	Hoggard,	Monroe,	Swartz,
Buccchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Fillip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 195, as follows:

An Act requiring owners and operators of tourist camps having heated cabins to provide adequate chimneys or escape vents for harmful gases and imposing penalties and imposing duties on the Department of Labor and Industry and the Department of Justice

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Any owner or operator of a tourist camp wherein cabins or trailers are heated by stoves gas burners or any other heating device whereby smoke or gas is generated shall install adequate chimneys flues or other vents or outlets for the escape of carbon monoxide gas and other harmful or injurious gases generated by such heating devices

Section 2 The Department of Labor and Industry shall enforce the provisions of this act It shall pass upon the adequacy of devices for the purposes described herein and may adopt and enforce rules and regulations therefor The Department of Labor and Industry through the Department of Justice may employ such remedies by injunction or otherwise as shall seem most effective

Section 3 Any person violating the provisions of this act shall upon conviction thereof in a summary proceeding be sentenced to pay a fine of not less than ten dollars (\$10) or more than twenty-five dollars (\$25) or undergo imprisonment for a term of not more than thirty days or both in the discretion of the court

And said bill having been read at length the third time, considered and agreed to.

On the question,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Borse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Buchlin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
Duffy,	Kubacki,	Pichney,	Weldner,
Dunn,	Lafore,	Pitzer,	Welsh,
Erb,	Lederer,	Polaski,	Wescott,
Ewing,	Leisey,	Polen,	Westrick,
Fenrich,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Filip,	Leven,	Readinger,	White,
Fillo,	Light,	Reagan,	Williams,
Firmstone,	Limper,	Reese,	Wilt,
Flack,	Loftus,	Reidenbach,	Wood,
Frost,	Lopresti,	Reilly, J. M.,	Yeakel,
Gaffney,	Lovett,	Rigby,	Yester,
Geer,	Lutty,	Riley, R. L.,	Yetzer,
Gibson,	Lyons,	Robertson,	Young,
Gleason,	Madden,	Rose,	Ziegler,
Good,	Madigan,	Rosen,	Sorg,
	Markley,	Rovansek,	Speaker

NAYS—1

DuBois,

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 445, as follows:

An Act to amend Section 11 of the act approved the twenty-seventh day of June one thousand nine hundred forty-seven (P. L. 1095) entitled "An act providing for the regulation of mining of anthracite coal by the open pit or strip mining method and for the conservation and improvement of lands affected directly or indirectly by such mining requiring operators to register pay a license fee and secure a permit to engage in strip mining and file a bond conditioned for compliance with this act

requiring backfilling of stripping pits and leveling and planting lands affected to prevent erosion and the pollution of waters and to protect public health safety and welfare conferring powers and imposing duties upon the Department of Mines and the Department of Forests and Waters providing for appeals and imposing penalties and making appropriations" by clarifying the requirement for backfilling adjacent to highways

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 11 of the act approved the twenty-seventh day of June one thousand nine hundred forty-seven (P. L. 1095) entitled "An act providing for the regulation of mining of anthracite coal by the open pit or strip mining method and for the conservation and improvement of lands affected directly or indirectly by such mining requiring operators to register pay a license fee and secure a permit to engage in strip mining and file a bond conditioned for compliance with this act requiring backfilling of stripping pits and leveling and planting lands affected to prevent erosion and the pollution of waters and to protect public health safety and welfare conferring powers and imposing duties upon the Department of Mines and the Department of Forests and Waters providing for appeals and imposing penalties and making appropriations" is hereby amended to read as follows

Section 11 The application for a permit shall be accompanied by a map showing the location of any public highway dwelling house or stream of water on or adjacent to the area of land affected The operator shall backfill the operation made by the strip mining operation to a distance of [seventy-five (75) feet from the center line of any such public highway] fifteen (15) feet beyond the boundary line of the right of way of any public highway and to a distance of two hundred (200) feet from any dwelling house public building school church commercial or institutional building [in any case where the legal right of way of the highway shall be less than one hundred twenty (120) feet in width the operator shall backfill for a distance of fifteen (15) feet beyond the boundary line of such right of way] The backfilling shall be done in such a manner as to insure lateral support of a public highway and to provide a slope having an angle not exceeding forty (40) degrees The permit issued shall specify the time within which it shall be completed in order to protect the public safety and may require such backfilling to be done in part before the completion of the strip mining operation

The permit shall also specify the distance to which the bottom of the spoil banks made by the strip mining operation may approach any stream of water having a well defined channel Such distances shall be fixed by the department at such number of feet as in the judgment of the department after consultation with the Water and Power Resources Board taking into consideration the character of the overburden is necessary to protect the channel of the stream

Nothing contained in this section shall be construed to prohibit the relocation of any public road in the manner provided by law or the change of the course or channel of any stream in the manner provided by law upon permit issued by the Water and Power Resources Board

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,

Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsich,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Buccin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenling,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBols,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leksey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Fillip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 488, Printer's No. 476
was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1171, as follows:

An Act to further amend the act approved the first day of June one thousand nine hundred thirty-one (P. L. 299) entitled "An act requiring retail dealers in liquid fuels to state the rate of the liquid fuels tax separately from the price of such liquid fuels on liquid fuel price display signs and imposing a penalty" by requiring the posting of signs on liquid fuels dispensing devices stating the brand quality and price of liquid fuels prohibiting the posting of signs not conforming to prescribed standards and increasing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the first day of June one thousand nine hundred thirty-one (P. L.

299) entitled "An act requiring retail dealers in liquid fuels to state the rate of the liquid fuels tax separately from the price of such liquid fuels on liquid fuel price display signs and imposing a penalty" as amended by the act approved the sixteenth day of March one thousand nine hundred thirty-three (P. L. 11) is hereby further amended to read as follows

Section 1 Be it enacted &c That every person copartnership association or corporation engaged in the retail sale of liquid fuels as defined by law for purposes of taxation shall state [the rate of the liquid fuels tax per gallon separately from the price of such liquid fuels per gallon on all liquid fuel price display signs The price of liquid fuel and the tax rate shall be stated in the same size on such signs in letters and figures not less than two inches in height and in such manner that purchasers may readily see the same] and post on each pump or other dispensing unit from which liquid fuels are sold to the public a sign or placard not less than ten inches in height and twelve inches in width nor larger than twelve inches in height and twelve inches in width stating clearly and legibly in letters and numbers of uniform size and coloring the selling price per gallon of liquid fuels so sold or offered for sale from such pump or other dispensing unit together with the same symbol trade name brand or mark of such liquid fuel and if the seller uses a grade or quality classification in marketing liquid fuel such grade or quality classification shall be also stated thereon In stating the price at which the liquid fuels are sold or offered for sale per gallon there shall be stated separately on such sign or placard the amount of State tax per gallon the amount of federal tax per gallon and the amount other than taxes charged for liquid fuels per gallon and the total of these amounts No sign or placard showing the price or prices of liquid fuels sold or offered for sale or relating to price or prices other than the signs or placards hereinbefore provided for shall be posted or displayed on the premises on which liquid fuels are sold or offered for sale or any other place or places adjacent thereto unless the signs or placards shall be similar as to size uniformity and coloring of figures and lettering to the sign signs or placard posted on the pump or pumps or other dispensing devices and which shall be visible to the public provided however that when the total selling price to be paid is clearly shown and displayed on a quantity computing device or calculator attached to the pump from which such gasoline is sold or offered for sale such posting of price thereon shall be considered sufficient compliance with this section The Department of Revenue is hereby authorized to make regulations for the enforcement of this act

Section 2 Section 2 of said act as amended by the act approved the twenty-second day of May one thousand nine hundred thirty-three (P. L. 837) is hereby further amended to read as follows

Section 2 Any person partnership association or corporation violating any of the provisions of section one of this act or who sells liquid fuels from dispensing units which is not of the same standard quality brand or classification as set forth on the dispensing unit shall upon conviction in a summary proceeding be sentenced to pay a fine of [twenty-five dollars (\$25.00)] one hundred dollars (\$100.00) and costs of prosecution and in default of payment thereof such person or the partners of such partnership or the officers of such association or corporation shall undergo imprisonment for not more than [ten] thirty days All fines that shall be received paid or collected under the provisions of this act shall be paid into the State Treasury through the Department of Revenue and credited to Motor License Fund

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hooker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
Duffy,	Kubacki,	Pichney,	Weldner,
Dunn,	Lafore,	Pitzer,	Welsh,
Erb,	Lederer,	Polaski,	Wescott,
Ewing,	Leisey,	Polen,	Westrick,
Fenrich,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fillp,	Leven,	Readinger,	White,
Filo,	Light,	Reagan,	Williams,
Firmstone,	Limper,	Reese,	Wilt,
Flack,	Loftus,	Reidenbach,	Wood,
Frost,	Lopresti,	Reilly, J. M.,	Yeakel,
Gaffney,	Lovett,	Rigby,	Yester,
Geer,	Lutty,	Riley, R. L.,	Yetzer,
Gibson,	Lyons,	Robertson,	Young,
Gleason,	Madden,	Rose,	Ziegler,
Good,	Madigan,	Rosen,	Sorg,
	Markley,	Rovansek,	Speaker

NAYS—1

DuBois,

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 1218, Printer's No. 544 and

House Bill No. 1246, Printer's No. 679

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1312, entitled:

An Act to provide for the better protection of life and health of the citizens of this Commonwealth by requiring and regulating the examination licensure and registration of persons and registration of corporations engaging in the care preparation and disposition of the bodies of deceased persons and providing penalties and repealing other laws

On the question,

Will the House agree to the bill on third reading?

Mr. SCOTT. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Sec. 3, page 6, line 3, by striking out the words "as a registered bona fide apprentice to" and inserting in lieu thereof: "with."

Amend Sec. 3, page 6, line 4, by inserting after the word "director" the following: "and was at any time during said period registered as an apprentice."

Amend Sec. 7, page 9, lines 4 and 5, by striking out the words: "approved by the board."

Amend Sec. 11, page 12, line 17, by striking out all of said line.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1424, as follows:

An Act to further amend Section 1101 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the provisions relating to restrictions of the right to use highways

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1101 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties

upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the fifth day of June one thousand nine hundred thirty-seven (P. L. 1718) and the act approved the twenty-ninth day of June one thousand nine hundred thirty-seven (P. L. 2329) is hereby further amended to read as follows

Section 1101 When Authorities May Restrict Right to Use Highways

(a) The Secretary of Highways of this Commonwealth and local authorities may by ordinance or resolution or ruling prohibit the operation of vehicles upon any highway or impose restrictions as to the weight of vehicles and their loads [for a total period not to exceed ninety (90) days in any one (1) calendar year] when operated upon any highway under the jurisdiction of and for the maintenance of which the Secretary of Highways of this Commonwealth or local authorities are responsible whenever any said highway by reason of deterioration rain snow or other climatic conditions [will] may be seriously damaged or destroyed unless the use of vehicles thereon is prohibited or the permissible weights thereof reduced The Secretary of Highways of this Commonwealth and local authorities enacting or making any such ordinance or resolution or rule shall erect or cause to be erected and maintained official signs designating the provisions of the ordinance or resolution or rule at each end of that portion of any highway affected thereby and at intersections thereof and the ordinance or resolution or rule shall not be effective until or unless such official signs are erected and maintained except that local authorities shall have no power or authority to prohibit the operation of vehicles upon a State highway without first obtaining the consent of the Secretary of Highways

(b) Whenever necessary for the protection of any highway or the safety of traffic thereon the Secretary of Highways of this Commonwealth or local authorities may also by ordinance or resolution or rule prohibit the operation of motor vehicles trailers or semi-trailers on designated highways as to the weights and loads thereon which prohibitions and limitations shall be designated by official signs placed on such highways [and] at their intersections with highways on which heavier loads are permitted except that local authorities shall have no power or authority to prohibit the operation of vehicles upon a State highway without first obtaining the consent of the Secretary of Highways

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Bardoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boies,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,

Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBols,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Willt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

The being no objection

House Bill No. 1439, Printer's No. 718,

House Bill No. 1476, Printer's No. 689 and

House Bill No. 1477, Printer's No. 688,

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 477, as follows:

An Act to amend Article X of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the appointment and removal of technical personnel their qualifications term of office duties salary and method of filling vacancies

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Article X of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended by adding after subdivision (c) a new subdivision to read as follows

(c.1) Technical Personnel

Section 1061 Number of Technical Personnel Qualifications Appointment

(a) In addition to the assistant county superintendents and supervisors of special education herein provided for there may be appointed the number of technical personnel as is authorized by the county convention of school directors in the same manner as is provided in section one thousand fifty-three of the act to which this act is an amendment for the appointment of assistant county superintendents no additional technical personnel shall be appointed unless the secretaries of all districts under the supervision of the county superintendent shall have been notified in writing forty (40) days prior to the convention of school directors that action will be considered to provide such technical personnel

(b) Any person who is certified by the Department of Public Instruction in accordance with standards prescribed by the State Council of Education shall be eligible for appointment as a technical employee

(c) Such technical personnel shall be appointed by a majority vote of the county board of school directors or in the case of technical personnel employed by more than one county by a majority vote of the members of the several county boards of the counties served on the nomination of the county superintendent or county superintendents to serve for period to be determined by the County Convention of School Directors not to exceed the end of the county superintendent's term of office

Section 1062 Salaries Duties

(a) Technical personnel shall be paid an annual salary to be determined by the County Convention of School Directors Said salaries shall be paid by the Commonwealth out of the school appropriations apportioned to the school districts under the supervision of the county superintendent and to the school districts not under his jurisdiction but contracting with the county board of school directors for such services before the same is distributed

(b) It shall be the duty of technical personnel to assist the county superintendent of schools and the boards of school directors served by them in such manner as the county superintendent may direct

Section 1063 Vacancies substitutes

Any vacancies occurring in the position of technical personnel shall be filled by the county superintendent and county board of school directors in like manner as at the beginning of a term Any substitute required as the result of the granting of any leave of absence to any technical personnel shall be chosen by the county board of school directors on nomination by the county superintendent

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boies,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,

Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBols,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Fillo,	Light,	Reagan,	Williams,
Fillo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 505, as follows:

An Act to further amend the act approved the fifth day of July one thousand nine hundred forty-seven (P. L. 1217) entitled "An act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania creating a State Public School Building Authority as a body corporate and politic with power to construct improve and operate projects and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing school districts to enter into contracts to lease authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof granting the right of eminent domain increasing the powers and duties of the Department of Public Instruction and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act and making an appropriation to said Authority to pay expenses incident to its formation" by authorizing the leasing of school buildings prior to completion authorizing the issuance of bonds pursuant to resolutions or trust indentures and permitting certain moneys to be set aside for the benefit of particular bonds limiting powers of Commonwealth to alter the provisions relating to security of the Authority and bondholders.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 5 and the first paragraph of subsection (a) of Section 6 of the act approved the fifth day of July one thousand nine hundred forty-seven (P. L. 1217) entitled "An act to promote the education and educational facilities of the people of the Commonwealth of Penn-

sylvania creating a State Public School Building Authority as a body corporate and politic with power to construct improve and operate projects and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing school districts to enter into contracts to lease authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof granting the right of eminent domain increasing the powers and duties of the Department of Public Instruction and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act and making an appropriation to said Authority to pay expenses incident to its formation" as amended by the act approved the twentieth day of April one thousand nine hundred forty-nine (P. L. 636) are hereby amended to read as follows

Section 5 Contracts to Lease and Leases by School Districts from Authority Any school district or districts within the Commonwealth shall have power and authority with the approval of the Superintendent of Public Instruction to enter into contracts with the Authority to lease as lessee from the Authority any school building and the furnishings and equipment thereof constructed or improved by the Authority for a term with respect to each not exceeding forty- (40) years at such rental or rentals as may be determined by the Authority and upon the execution of a contract or contracts for the construction of or during the period of construction of or upon the completion of said school building and the furnishings and equipment thereof the school district or districts shall have power and authority with the approval of the Superintendent of Public Instruction to lease as lessee any school building and the furnishings and equipment thereof [completed by the Authority] for a term with respect to each not exceeding forty (40) years at such rental or rentals as may be determined by the Authority

Section 6 Purposes and Powers Bonds (a) The bonds of the Authority hereinabove referred to and authorized to be issued shall be authorized by resolution of the board and shall be of such series bear such date or dates mature at such time or times not exceeding forty (40) years from their respective dates bear interest at such rate or rates not exceeding six per centum per annum payable semi-annually be in such denominations be in such form either coupon or fully registered without coupons carry such registration exchangeability and interchangeability privileges be payable in such medium of payment and at such place or places be subject to such terms of redemption at such prices not exceeding one hundred five per centum of the principal amount thereof and be entitled to such priorities in the revenues rentals or receipts of the Authority as such resolution or resolutions may provide The bonds shall bear the facsimile signatures of the Governor and of the President of the Authority together with a facsimile of the corporate seal and the manual signature of the secretary and treasurer in attestation thereof and coupon bonds shall have attached thereto interest coupons bearing the facsimile signature of the treasurer of the Authority all as may be prescribed in such resolution or resolutions Any such bonds may be issued and delivered notwithstanding that [one or more of the officers signing such bonds or the treasurer whose facsimile signature shall be upon the coupons or any thereof shall have ceased to be such officer or officers] any of the aforesaid persons signing such bonds or whose facsimile signature shall be upon the bonds or coupons shall have ceased to hold their respective offices at the time when such bonds shall actually be delivered

Section 2 Said act is hereby amended by adding immediately after Section 9 thereof a new section to read as follows

Section 9.1 Issuance of Bonds The bonds of the Authority may be issued pursuant to one or more resolutions or one or more trust indentures and as provided in such resolution or trust indenture the moneys set aside in any sinking fund pledged for any particular bonds or series of bonds shall be held for the sole benefit of such bonds separate and apart from the moneys pledged for any

other bonds of the Authority issued under any other resolution or trust indenture

Section 3 Section 13 of said act is hereby amended to read as follows

Section 13 Limitation of Powers The Commonwealth does hereby pledge to and agree with any person firm or corporation or Federal agency subscribing to or acquiring the bonds to be issued by the Authority for the construction extension improvement or enlargement of any project or part thereof or for refunding purposes that the Commonwealth will not limit or alter the rights hereby vested in the Authority or limit or alter any provisions for the security and protection of the Authority and its bondholders contained in this act or as now provided by law until all bonds at any time issued together with the interest thereon are fully met and discharged The Commonwealth does further pledge to and agree with the United States and any other Federal agency that in the event that any Federal agency shall construct or contribute any funds for the construction extension improvement or enlargement of any project or any portion thereof the Commonwealth will not alter or limit the rights and powers of the Authority in any manner which would be inconsistent with the continued maintenance and operation of the project or the improvement thereof or which would be inconsistent with the due performance of any agreements between the Authority and any such Federal agency and the Authority shall continue to have and may exercise all powers herein granted so long as the same shall be necessary or desirable for the carrying out of the purposes of this act and the purposes of the United States in the construction or improvement or enlargement of any project or such portion thereof

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelschi,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBols,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,

Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler.
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection

Senate Bill No. 721, Printer's No. 406
was passed over at the request of Mr. ANDREWS.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. WILT asked and obtained unanimous consent to add the name of Mr. Davis to House Bill No. 861, reported from Committee today.

REPORT OF COMMITTEE OF CONFERENCE ON
SENATE BILL NO. 126

Mr. KINE. Mr. Speaker, I call up the report of the Committee of Conference on Senate Bill No. 126.

The report was read by the Clerk as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 126, entitled: "An act to amend the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled 'An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws' by further regulating insurance companies associations and inter-insurance exchanges and their powers investments policy provisions joint policies premium tax returns the licensing of foreign companies and repealing existing laws"

Respectfully submit the following bill as our report:

GEO. N. WADE,
G. ROBERT WATKINS,
JOHN J. HALUSKA,
(Committee on the part of the Senate.)

G. EDGAR KLINE,
CHARLES J. MILLS,
R. P. STIMMEL,

(Committee on the part of the House of Representatives.)

An Act to amend the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending

revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by further regulating insurance companies associations and inter-insurance exchanges and their powers investments policy provisions joint policies premium tax returns the licensing of foreign companies providing for judicial review of adjudications of the Insurance Commissioner and repealing existing law
The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (1) of subsection (b) of section 202 of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" as last amended by the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 904) is hereby further amended to read as follows

Section 202 Purposes for which companies may be incorporated underwriting powers

* * * * *

(b) * * * * *

(1) On dwelling houses stores and all kinds of buildings and household furniture and other property against loss or damage including loss of use or occupancy by fire smoke smudge lightning and explosion whether fire cause or not [except explosion on risks specified in paragraph (5) of subdivision (c)] and by tornadoes cyclones windstorms earthquakes hail frost sleet snow or flood against loss or damage by water to any goods or premises arising from the breakage or leakage of sprinklers pumps or other apparatus erected for extinguishing fires and of water pipes against accident injury to such sprinklers pumps or other apparatus against loss or damage caused by the caving in of the surface of the earth above coal mines against perils to property arising from the ownership or maintenance or from the use of aircraft automobiles or other motor vehicles [and] against loss or damage caused by bombardment invasion insurrection riot civil war or commotion and military or usurped power and against damage to property as specified in this paragraph by any or all risks not herein specifically designated and to effect reinsurance of any risk provided for in this clause

Section 2 Said act is hereby amended by adding after section 317 a new section to read as follows

Section 317.1 Joint Policies Two or more insurance companies associations or exchanges authorized to transact the same kinds of insurance business in this Commonwealth may issue a combination policy using a distinctive title therefor which title shall follow the titles of the several companies associations or exchanges obligated thereby Such policy shall be executed by each such company association or exchange in the same manner as it would execute its individual policy Such policy shall state that it is a joint contract and that each company association or exchange is only liable for a specific percentage of any loss or damage occurring thereunder Before any such companies associations or exchanges shall issue such combination policy they shall receive the express permission of the Insurance Commissioner to issue the same and the title shall be approved by him

Section 3 Section 321 of said act as last amended by the act approved the twenty-fifth day of May one thousand

nine hundred thirty-nine (P. L. 213) is hereby further amended to read as follows

Section 321 Additional Annual Reports from Foreign Companies and Associations Every stock or mutual insurance company association or exchange of another State or foreign government authorized to do business in this Commonwealth shall make report to the [Insurance Commissioner] Department of Revenue on or before March [first] fifteenth of each year under oath of its president secretary or attorney showing the gross premiums of every character and description received from business transacted in the Commonwealth during the year or fraction of year ending with the thirty-first day of December preceding whether said premiums were received in money or in the form of notes credits or any other substitute for money or whether the same were collected in this Commonwealth or elsewhere and to pay into the State Treasury the requisite tax upon all such premiums Such companies associations and exchanges in making such report may deduct from the gross premiums received all the premiums returned on policies canceled or not taken and all premiums actually received for reinsurances Stock companies with participating features in addition to the aforesaid deductions may deduct that portion of the premiums returned to the policyholders Life insurance companies may deduct dividends declared and actually used by policyholders in payment of renewal premiums and mutual companies associations and exchanges may deduct that proportion of the advance premium or deposit returned to members upon the expiration or termination of their contracts "Gross premiums" are defined to be the amount of dues fees and premiums stated in the policy contracts

Section 4 Section 405 of said act as added by the act approved the ninth day of May one thousand nine hundred forty-seven (P. L. 201) is hereby amended by adding thereto after clause (f) a new clause to read as follows

Section 405 Investment of Surplus and Balance of Reserve Subject to the provisions of section four hundred six point one any surplus funds and the balance of the reserves of any life insurance company organized under the laws of this Commonwealth may be invested in the following classes of investment

* * * * *

(g) Other Loans or Investments Loans or investments not qualifying or permitted under the preceding subsections of this section to an amount not exceeding in the aggregate five per cent (5%) of such company's admitted assets

Section 5 Section 406.1 as added by the act approved the ninth day of May one thousand nine hundred forty-seven (P. L. 201) is hereby amended and a new clause is hereby added to read as follows

Section 406.1 General Investment Provisions and Restrictions Investment under authority of section four hundred four or four hundred five and holding of real estate under authority of section four hundred six by any life insurance company organized under the laws of this Commonwealth shall be subject to the following provisions

* * * * *

(o) No security or investment of a class stated in [subsections] clauses (b) (c) (d) (e) [or] (f) or (g) of section four hundred five shall by this act be authorized or permitted for investment of reserve funds of any such company if at the date of investment its total investment in classes of investment stated in section four hundred four is less than its capital and three-fourths ($\frac{3}{4}$) of its reserves

* * * * *

(q) "Date of Investment" shall mean the date of commitment in the case of a commitment to invest

(r) [(q)] If any investment is made in a manner not authorized by this act the officers directors and trustees making or authorizing such investment shall be personally liable for any loss occasioned thereby

Section 6 Section 410 the first paragraph and clause (6) of subsection (a) and subsections (d) and (e) of section 410A as respectively amended and added by the act approved the first day of May one thousand nine hundred

forty-five (P. L. 334) are hereby amended or further amended to read as follows

Section 410 Uniform Policy Provisions No policy of life or endowment insurance except policies of industrial insurance where the premiums are payable monthly or oftener shall hereafter be [issued or] delivered [by any stock or mutual life insurance company] in this Commonwealth unless it contains in substance the following provisions or provisions which in the opinion of the Insurance Commissioner are more favorable to the policyholder

(a) A provision that all premiums shall be payable in advance [either at the home office of the company or to an agent of the company upon delivery of a receipt signed by one or more of the officers of the company who shall be named in the policy]

(b) A provision that the insured is entitled to a grace either of thirty days or one month within which the payment of any premium after the first year may be made subject at the option of the company to an interest charge not in excess of six per centum per annum for the number of days of grace elapsing before the payment of the premium during which period of grace the policy shall continue in full force but in case the policy becomes a claim during the said period of grace before the overdue premium or the deferred premiums of the current policy year if any are paid the amount of such premiums with interest on any overdue premiums may be deducted in any settlement under the policy

(c) A provision that the policy shall be incontestable after it has been in force during the lifetime of the insured two years from its date of issue except for nonpayment of premiums [and for engaging in military or naval service in time of war without the consent in writing of an executive officer of the company] and that at the option of the company provisions relative to disability benefits [in the event of total and permanent disability] and provisions which grant additional insurance specifically against death by accident or accidental means may also be excepted

(d) A provision that the policy shall constitute the entire contract between the parties but if the company desires to make the application a part of the contract it may do so provided a copy of such application shall be endorsed upon or attached to the policy when issued and in such case the policy shall contain a provision that the policy and the application therefor shall constitute the entire contract between the parties

(e) A provision that if the age of the insured or of any other person whose age is considered in determining the premium has been misstated the amount payable or benefit accruing under the policy shall be such as the premium would have purchased at the correct age or ages

(f) A provision that the policy shall participate in the surplus of the company and that beginning not later than the end of the third policy-year the company will annually determine the portion of the divisible surplus accruing on the policy and that the [owner of the policy] party entitled to elect such option shall have the right to have the dividend arising from such participation paid in cash or applied [to the payment of premium or the purchase of paid up additions to the policy as the policyholder] in accordance with any one of such other dividend options as may be provided by the policy [may elect] If any such other dividend options are provided the policy shall further state which option shall be automatically effective if such party shall not have elected some other option

In lieu of the foregoing provisions the policy may contain a provision that the policy shall further state which option shall be automatically effective if such party shall not have elected some other option

In lieu of the foregoing provisions the policy may contain a provision that the policy shall participate in the surplus of the company and that beginning not later than the end of the fifth policy-year the company will determine the portion of the divisible surplus accruing on the policy and that the [owner of the policy] party entitled thereto shall have the right to have the current dividend arising from such participation paid in cash and that at

periods of not more than five years thereafter such apportionment and payment at the option of [the policyholder] such party shall be had

Renewable terms policies of ten years or less may provide that the surplus accruing to such policies shall be determined and apportioned each year after the second policy-year and accumulated during each renewal period and that at the end of any renewal period or renewal of the policy by the insured the company shall apply the accumulated surplus as an annuity for the next succeeding renewal term in the reduction of premiums

(g) A provision specifying the options if any to which the policyholder is entitled in the event of default in a premium payment

(h) A provision for a loan value at any time [while the policy is in force] after three full years' premiums have been paid and while no premium is in default beyond the grace period for payment

(1) In the case of any policy issued prior to the operative date of section four hundred and ten A of this act (the Standard Nonforfeiture Law) it shall be provided that the company will advance on proper assignment or pledge of the policy and on the sole security thereof at a specified rate of interest a sum equal to or at the option of the owner of the policy less than the reserve at the end of the current policy year on the policy and on any dividend additions thereto less a sum not more than two and one-half per centum of the amount insured by the policy and of any dividend additions thereto and that the company will deduct from such loan value any existing indebtedness on the policy and any unpaid balance of the premium for the current policy-year and may collect interest in advance on the loan to the end of the current policy-year which provision may further provide that such loan may be deferred for not exceeding six months after the application therefor is made A company may in lieu of the provision hereinabove permitted for the deduction from a loan on the policy of a sum not more than two and one-half per centum of the amount insured by the policy and of any dividend additions thereto insert in the policy a provision that one-fifth of the entire reserve may be deducted in case of a loan under the policy or may provide therein that the deduction may be the said two and one-half per centum or the one-fifth of the said entire reserve at the option of the company

(2) In the case of any policy issued on or after the operative date of section four hundred and ten A of this act (the Standard Non-forfeiture Law) [it shall be provided] the loan provision shall provide that the company will advance on proper assignment or pledge of the policy and on the sole security thereof at a specified rate of interest a sum equal to or at the option of the [owner of the policy] party entitled thereto less than the cash surrender value at the end of the current policy year as required by section four hundred and ten A of this act and that the company [will] may deduct from such loan value (in addition to any indebtedness deducted in determining such value) any unpaid balance of the premium for the current policy year and may collect interest in advance on the loan to the end of the current policy year The company shall reserve the right to defer such loan except any made to pay premiums to the company for six months after application therefor is made This subsection (h) shall not apply to term insurance

(i) A provision for a non-forfeiture benefit and cash surrender value

(1) In the case of any policy issued prior to the operative date of section four hundred and ten A of this act (the Standard Non-forfeiture Law) a non-forfeiture benefit shall be provided in event of default in premium payments after premiums shall have been paid for three years which shall secure to the owner of the policy a stipulated form of insurance the net value of which shall be at least equal to the reserve at the date of default on the policy and on any dividend additions thereto specifying the mortality table and rate of interest adopted for computing such reserves less a sum not more than two and one-half per centum of the amount insured by the

policy and of any existing dividend additions thereto and less any existing indebtedness to the company on the policy Such provision shall stipulate that the policy may be surrendered to the company at its home office within one month from date of default for a specified cash value at least equal to the sum which would otherwise be available for the purchase of insurance as aforesaid and may stipulate that the company may defer payment for not more than six (6) months after the application therefor is made This provision shall not be required in term insurance of twenty years or less

(2) In the case of any policy issued on or after the operative date of section four hundred and ten A of this act (the Standard Non-forfeiture Law) a non-forfeiture benefit and cash surrender value shall be provided in accordance with said section

(j) A table showing in figures the loan value if any and the options if any available under the policy each year upon default in premium payments during at least the first twenty years of the policy and if the proceeds of the policy are payable in installments [or as an annuity] which are determinable prior to maturity of the policy a table showing the amount of the [installment or annuity payment] guaranteed installments

(k) A provision that the holder of a policy shall be entitled to have the policy reinstated upon written application therefor at any time within three years from the date of default in premium payments unless the policy has been duly surrendered or the extension period expired upon the production of evidence of insurability satisfactory to the company and the payment of all overdue premiums and any other indebtedness to the company upon said policy with interest at the rate of not exceeding six per centum per annum compounded annually

(l) A provision that when a policy shall become a claim by the death of the insured settlement shall be made upon receipt of due proof of death

Any of the foregoing provisions or parts thereof not applicable to single premium or non-participating policies shall to that extent not be incorporated therein Provided however That the policies of an insurance company organized under the laws of any state or foreign government may contain when [issued] delivered in this Commonwealth any provision which may be prescribed by laws of the state or government under which the company is organized and the policies of a life insurance company organized under the laws of this Commonwealth may when [issued] delivered in any other state territory or foreign country contain any provision required by the laws of such state territory or foreign country to be contained in policies [issued] delivered therein A clause in any policy of life insurance providing that such policy shall be incontestable after a specified period shall preclude only a contest of the validity of the policy and shall not preclude the assertion at any time of defenses based upon provisions in the policy which exclude or restrict coverage whether or not such restrictions or exclusions are excepted in such clause

Section 410A Standard Non-Forfeiture Law (a) In the case of policies issued on or after the operative date of this section as defined in subsection (g) no policy of life insurance except as stated in subsection (f) shall be [issued or] delivered in this Commonwealth unless it shall contain in substance the following provisions or corresponding provisions which in the opinion of the Insurance Commissioner are at least as favorable to the defaulting or surrendering policyholder

(6) A statement of the method to be used in calculating the cash surrender value and the paid-up non-forfeiture benefit available under the policy on any policy anniversary [with] beyond the last anniversary for which such values and benefits are consecutively shown in the policy a statement that the cash surrender value and the paid-up non-forfeiture benefits available under the policy are not less than the minimum values and benefits required by or pursuant to any statute of the state in which the policy is delivered an explanation of the manner in which the cash surrender values and the paid-up non-forfeiture

benefits are altered by the existence of any paid-up additions credited to the policy or any indebtedness to the company on the policy and if a detailed statement of the method of computation of the values and benefits shown in the policy is not stated therein a statement that such method of computation has been filed with the insurance supervisory official of the state in which the policy is delivered

Any of the foregoing provisions or portions thereof not applicable by reason of the plan of insurance may to the extent inapplicable be omitted from the policy

The company shall reserve the right to defer the payment of any cash surrender value for a period of six months after demand therefor with surrender of the policy

(d) The adjusted premiums for any policy shall be calculated on an annual basis and shall be such uniform percentage of the respective premiums specified in the policy for each policy year excluding any extra premiums charged because of impairments or special hazards that the present value at the date of issue of the policy of all such adjusted premiums shall be equal to the sum of (i) the then present value of the future guaranteed benefits provided for by the policy (ii) two per cent of the amount of insurance if the insurance be uniform in amount or of the equivalent uniform amount as herein-after defined if the amount of insurance varies with duration of the policy (iii) forty per cent of the adjusted premium for the first policy year (iv) twenty-five per cent of either the adjusted premium for the first policy year or the adjusted premium for a whole life policy of the same uniform or equivalent uniform amount with uniform premiums for the whole life issued at the same age for the same amount of insurance whichever is less Provided however That in applying the percentages specified in (iii) and (iv) above no adjusted premium shall be deemed to exceed four per cent (4%) of the amount of insurance or level amount equivalent thereto The date of issue of a policy for the purpose of this subsection shall be the date as of which the rated age of the insured is determined

In the case of a policy providing an amount of insurance varying with duration of the policy the equivalent [level] uniform amount thereof for the purpose of this subsection shall be deemed to be the level amount of insurance provided by an otherwise similar policy containing the same endowment benefit or benefits if any issued at the same age and for the same term the amount of which does not vary with duration and the benefits under which have the same present value at the [inception of the insurance] date of issue as the benefits under the policy Provided however That in the case of a policy providing a varying amount of insurance issued on the life of a child under age ten the equivalent uniform amount may be computed as though the amount of insurance provided by the policy prior to the attainment of age ten were the amount provided by such policy at age ten

All adjusted premiums and present values referred to in this section shall be calculated on the basis of the Commissioners 1941 Standard Ordinary Mortality Table for ordinary insurance and the 1941 Standard Industrial Mortality Table for industrial insurance and the rate of interest not exceeding three and one-half per centum (3½%) per annum specified in the policy for calculating cash surrender values and paid-up non-forfeiture benefits Provided however That in calculating the present value of any paid-up term insurance with accompanying pure endowment if any offered as a non-forfeiture benefit the rates of mortality assumed may be not more than one hundred and thirty per centum (130%) of the rates of mortality according to such applicable table Provided further That the insurance issued on a substandard basis the calculation of any such adjusted premiums and present values may be based on such other table of mortality as may be specified by the company and approved by the Insurance Commissioner

(e) Any cash surrender value and any paid-up non-forfeiture benefit available under the policy in the event of default in a premium payment due at any time other

than on the policy anniversary shall be calculated with allowance for the lapse of time and the payment of fractional premiums beyond [the last preceding policy anniversary] the beginning of the policy year in which the default occurs All values referred to in subsections (b) (c) and (d) may be calculated upon the assumption that any death benefit is payable at the end of the policy year of death The net value of any paid-up additions other than paid-up term additions shall be not less than the dividends used to provide such additions Notwithstanding the provisions of subsection (b) additional benefits payable (i) in the event of death or dismemberment by accident or accidental means (ii) in the event of total and permanent disability (iii) as reversionary annuity or deferred reversionary annuity benefits (iv) as [decreasing] term insurance benefits provided by a rider or supplemental policy provision to which if issued as a separate policy this section would not apply and (v) as other policy benefits additional to life insurance and endowment benefits and premiums for all such additional benefits shall be disregarded in ascertaining cash surrender values and non-forfeiture benefits required by this section and no such additional benefits shall be required to be included in any paid-up non-forfeiture benefits

Section 7 The first paragraph and the last four paragraphs of Section 410 B of said act as added by the act approved the seventeenth day of July one thousand nine hundred thirty-five (P. L. 1116) are hereby amended to read as follows

Section 410 B Uniform Provisions for Contracts of Annuities and Pure Endowment Contracts [On and after January first one thousand nine hundred thirty-six no] No annuity or pure endowment contract shall be [issued or] delivered in this Commonwealth [by any stock or mutual life insurance company] except policies of industrial insurance where the premiums are payable monthly or oftener [unless and until a copy of the form thereof has been filed with the Insurance Commissioner and formally approved by him Except] and except in the case of reversionary annuity otherwise called a survivorship annuity or an annuity contracted by an employer in behalf of his employees [no annuity or pure endowment contract shall be so issued or delivered in this Commonwealth] unless it contains in substance the following provisions

Any of the foregoing provisions or portions thereof not applicable to nonparticipating contracts nor to contracts for which a single stipulated payment to the company is made shall to that extent not be incorporated therein and any such contract may be [issued or] delivered in this Commonwealth which in the opinion of the Insurance Commissioner contains provisions on any one or more of the several foregoing requirements more favorable to the holder of the contract than hereinbefore required

Nothing herein contained shall be construed to prevent a life insurance corporation which issues life insurance on a participating basis from issuing annuities reversionary annuities or pure endowments on a nonparticipating basis

Any such contract or any application endorsement or rider form used in connection therewith issued in violation of this section shall nevertheless be held valid but shall be construed as provided in this section and when any provision in such contract application endorsement or rider is in conflict with any provision of this section or with any other statutory provision the rights duties and obligations of the company of the holder of the contract and of the beneficiary or annuity thereunder shall be governed by the provisions of this section The provisions of this section shall not apply to contracts of reinsurance nor to contracts for deferred annuities or reversionary annuities included in life insurance policies

[For the purposes of this section application forms rider forms and endorsement forms for use in connection with any such contract excepting riders or endorsements relating to the manner of distribution of benefits or to the reservation of rights and benefits under any such contract and used at the request of the individual holders of such contracts shall be deemed to be parts of such

contracts and shall require the approval of the Insurance Commissioner No rider and no endorsement except as stated above shall be attached to or printed or stamped upon any such contract issued or delivered in this Commonwealth until the form of such rider or endorsement has been filed with the Insurance Commissioner and formally approved by him]

Section 8 The first paragraph and clause (c) of Section 411 of said act as amended by the act approved the fourth day of June one thousand nine hundred thirty-seven (P. L. 1634) are hereby further amended to read as follows

Section 411 Prohibited Policy Provisions No policy of life insurance shall be [issued or] delivered in this Commonwealth [by any stock or mutual life insurance company organized under the laws of any other State or country or be issued by any stock or mutual life insurance company organized under the laws of this Commonwealth] except policies of industrial insurance where the premiums are payable monthly or oftener if it contain any of the following provisions

* * * * *

(c) Any provision by which the policy shall purport to be issued or to take effect more than six months before the original application for the insurance was made [if thereby the assured would rate at an age younger than his age at date when the application was made according to his age at nearest birthday]

* * * * *

Section 9 Section 412 of said act is hereby amended to read as follows

Section 412 Application for Insurance Insurable Interest No policy [or agreement for insurance] of life insurance shall be [issued by any stock or mutual life insurance company] delivered in this Commonwealth except upon the application of the person insured A person liable for the support of a child may take out a policy of insurance on such child and persons copartnerships associations and corporations may insure the lives and health of officers directors principals partners and employees without the signing of a personal application as hereinbefore required Any person may insure his own life for the benefit of any person copartnership association or corporation but no person shall cause to be insured the life of another unless the beneficiary named in such policy or agreement of life insurance whether himself or a third person has an insurable interest in the life of the insured If a policy of life insurance has been issued in conformity with this section no transfer of such policy or any interest thereunder shall be invalid by reason of a lack of insurable interest of the transfer in the life of the insured or the payment of premiums thereafter by the transferee The term "insurable interest" is defined as meaning in the case of persons related by blood or law an interest engendered by love and affection and in the case of other persons a lawful economic interest in having the life of the insured continue as distinguished from an interest which would arise only by the death of the insured

Section 10 Section 420 of said act as amended by the act approved the sixth day of April one thousand nine hundred forty-five (P. L. 149) is hereby further amended to read as follows

Section 420 Exchange Alteration and Conversion of Policies Any life insurance company may at the request of a policyholder exchange alter or convert any policy of life or endowment insurance or annuity policy contract or any other policy benefits additional thereto issued by it for or into any policy [nforming (a)] which conforms with the laws in force [when the first mentioned policy was issued if the rewritten policy bears the date thereof or (b) with the laws in force when said exchange alteration or conversion is effected if the rewritten policy bears a then current date Provided however If such rewritten policy bears the date of said original policy] on the date of the original policy if the rewritten policy is by its terms made effective as of such date or which conforms with the laws in force on a subsequent date as of which the rewritten policy is by its terms made effective If the rewritten policy is made effective as of a date earlier

than the date on which the exchange alteration or conversion occurs (a) the rewritten policy if evidence of insurability is required in conjunction with an exchange alteration or conversion to a policy on a plan requiring a lower premium rate or to a policy to which benefits or features are added differing from those in the original policy may provide that the date on which the exchange alteration or conversion occurs shall be used in determining the applicability of an incontestability clause in the rewritten policy to the right of the company to contest such exchange alteration or conversion or in determining the applicability of a clause in the rewritten policy limiting liability in the event of suicide of the insured and (b) the amount of insurance under said rewritten policy shall not exceed the amount of insurance under said original policy or the amount of insurance which the premium paid for the original policy would have purchased if the rewritten policy had been originally applied for whichever amount is the greater Nothing contained in section three hundred and forty-six or in clause (c) of section four hundred and eleven of this act shall be construed as prohibiting any such exchange alteration or conversion of policies as provided by this section

Section 11 Section 420 C of said act as amended by the act approved the first day of May one thousand nine hundred forty-five (P. L. 334) is hereby further amended to read as follows

Section 420C Uniform Industrial Policy Provisions [From and after the first day of January nineteen hundred and thirty-eight no] No policy of industrial insurance shall be [issued or] delivered [to take effect] in this Commonwealth [or be issued by life insurance company organized under the laws of this Commonwealth] unless the same shall contain in substance the following provisions

(a) A provision that the insured is entitled to a grace of four (4) weeks within which the payment of any premium after the first may be made except that where premiums are payable monthly the insured shall be entitled to a grace of one month or 30 days During such period of grace the policy shall continue in full force but in case the policy becomes a claim during said grace period before the overdue premiums are paid the amount of overdue premiums may be deducted in any settlement under the policy

(b) A provision that the policy shall constitute the entire contract between the parties but if the company desires to make the application a part of the contract it may do so provided a copy of such application shall be endorsed upon or attached to the policy when issued and in such case the policy shall contain a provision that the policy and the application therefor shall constitute the entire contract between the parties

(c) A provision that the policy shall be incontestable after it has been in force during the life-time of the insured two years from its date of issue except for nonpayment of premium [and except for violation of the conditions of the policy relating to naval or military service in time of war and except as to provisions and conditions] and that at the option of the company provisions relating to disability benefits [in the event of total and permanent disability] and those granting additional insurance specifically against death by accident or accidental means may also be excepted

(d) A provision that if the age of the insured or of any other person whose age is considered in determining the premium has been misstated the amount payable or benefit accruing under the policy shall be such as the premium would have purchased at the correct age or ages

(e) A provision that the policy shall participate in the surplus of the company and that the company will annually determine the portion of any divisible surplus accruing on the policy and indicating the conditions under which the company shall apportion such dividends to the policyholder or the party entitled thereto

(f) A provision for a non-forfeiture benefit and cash surrender value

(1) In the case of any policy issued prior to the operative date of section four hundred and ten A of this act

(the Standard Non-forfeiture Law) a non-forfeiture benefit shall be available in event of default in premium payments after premiums have been paid for three full years and shall be a stipulated form of insurance effective from the due date of the defaulted premium the net value of which stipulated form of insurance shall not be less than the reserve on the policy (exclusive of reserves if any for any for provisions relating to benefits in the event of specific types of disability or provisions granting additional insurance specifically against death by accident and for provisions granting other benefits in addition to life insurance) at the end of the last completed quarter of the policy year for which premiums have been paid and on any dividend additions thereto if any (the policy to specify the mortality table and rate of interest and also the method of valuation if other than net level premium adopted for computing such reserve) less a specified maximum percentage (not more than two and one-half) of the maximum face amount insured by the policy and of dividend additions thereto if any and less any existing indebtedness to the company on or secured by the policy. Provided however That the said percentage or other rule of calculation so stated as to permit determination of the value shall be specified for each year for which required values are not included in the policy. And provided A company may in lieu of the provision herein permitted for the deduction from the reserve of a sum not more than two and one-half per centum of the maximum face amount insured by the policy and of any dividend additions thereto insert in the policy a provision that a deduction of one-fifth of said reserve may be made or said two and one-half per centum of the maximum face amount insured or one-fifth of said reserve at the option of the company. Provided further That after premiums have been paid for five full years the policy may be surrendered to the company at its home office within four weeks of the due date of the defaulted premium for a specified cash value at least equal to the sum which would otherwise be available for the purchase of insurance as aforesaid. And provided further That the company may defer payment of such cash value for not more than six months after application therefor is made. In the event that such cash or other non-forfeiture value is not requested within the required period it shall be provided that a stipulated form of insurance shall automatically become effective.

(2) In the case of any policy issued on or after the operative date of section four hundred and ten A of this act (the Standard Non-forfeiture Law) a non-forfeiture benefit and cash surrender value shall be provided in accordance with said section.

(g) A table showing in figures the non forfeiture options available under the policy at the end of each year upon default in premium payments during the premium payment period but not to exceed the first twenty (20) years of the policy and providing that the company will furnish upon request an extension of such table beyond the years shown in the policy.

(h) A provision that the policy if not surrendered for its cash value or if the period of extended insurance has not expired may be reinstated upon written application therefor within one year from the date of default in payment of premiums upon payment of all overdue premiums and the payment or reinstatement of any other indebtedness to the company upon said policy and at the option of the company interest thereon at a rate not to exceed six per centum per annum compounded annually and upon the presentation of evidence satisfactory to the company of the insurability of the insured.

(i) A provision that when a policy shall become a claim by the death of the insured settlement shall be made upon receipt of due proof of death.

(j) A form number and title on the face of the policy clearly and correctly describing its form.

Any such policy may be [issued or] delivered in this Commonwealth which in the opinion of the Insurance Commissioner contains provisions on any one or more of the several foregoing requirements more favorable to the policyholder than hereinbefore required. The policies of an insurance company organized under the laws of any

other state or foreign government may contain when [issued] delivered in this Commonwealth any provision which may be prescribed by the laws of the state government under which the company is organized not contrary to the provisions heretofore prescribed and the policies of a life insurance company organized under the laws of this Commonwealth when [issued] delivered in any other state territory or foreign country may contain any provision required by the laws of such state territory or foreign country to be contained in the policies [issued] delivered therein.

Any of the foregoing provisions or parts thereof not applicable to non-participating policies shall to that extent not be incorporated therein and the provisions of this section shall not apply to policies issued or granted pursuant to the non-forfeiture provisions prescribed in [subsection] clause (f) of this section 9 clause in any policy of industrial life insurance providing that such policy shall be incontestable after a specified period shall preclude only a contest of the validity of the policy and shall not preclude the assertion at any time of defenses based upon provisions in the policy which exclude or restrict coverage whether or not such restrictions or exclusions are excepted in such clause.

Section 12 The first paragraph of Section 520D of said act as added by the act approved the twenty-first day of May one thousand nine hundred thirty-seven (P. L. 769) is hereby amended to read as follows:

Section 420D Prohibited Industrial Policy Provisions [From and after the first day of January nineteen hundred and thirty-eight no] No policy of industrial life or industrial endowment insurance shall be [issued or] delivered [to take effect] in this Commonwealth [or be issued by a life insurance company organized under the laws of this Commonwealth] if it contains any of the following provisions:

* * * * *

Section 13 Section 518 of said act as amended by the act approved the twelfth day of May one thousand nine hundred twenty-five (. L. 601) is hereby further amended to read as follows:

Section 518 Investment of Surplus Any money over and above the capital of any stock fire stock marine and stock fire and marine insurance company may be invested in the securities above enumerated or in the bonds or notes of any public instrumentality of this Commonwealth or of any other state territory or possession of the United States or of the District of Columbia or of any foreign country or political subdivision thereof or in the stock or other evidence of indebtedness of any solvent corporation created under the laws of [this Commonwealth or of any other State of the United States or the District of Columbia] any of said jurisdictions or loaned upon the pledge of the same except its own stock but [no such investments shall be hereafter made by such company in excess of five per centum of its gross assets in the stock of another insurance company if the latter has invested in or loaned its funds on the stock of the first investing company]. The total investments hereafter made by such company in stocks of other insurance companies which have invested in or loaned its funds on the stock of the first investing company shall not exceed five per centum of the gross assets of the first investing company nor shall the total investments hereafter made by such company in the stocks or other evidence of indebtedness of solvent corporations created under the laws of any foreign country or of any political subdivision thereof exceed ten per centum of the moneys of such company over and above its capital and the reserves which it is required to maintain under the laws of this Commonwealth. The current market value of such securities shall at the time of any loan thereon be at least twenty per centum (20%) more than the sum loaned thereon. No such insurance company shall invest any of its funds in any unincorporated business or enterprise nor in the stocks or evidence of indebtedness of any corporation the owners or holders of which stock or evidence of indebtedness may in any event be or become liable on account thereof to any assessment except for taxes nor shall any of its funds

be loaned on personal security Not more than one-fifth (1/5) of its capital shall be invested in a single mortgage If any investment or loan is made in a manner not authorized by this act the officers and directors making or authorizing the same shall be personally liable for any loss occasioned thereby

Section 14 Section 521 of said act is hereby repealed

Section 15 Subsections 1 and 2 of Section 522 of said act as amended by the act approved the twenty-fifth day of April one thousand nine hundred forty-five (P. L. 307) are hereby repealed

Section 16 Section 522 of said act as amended by the act approved the twenty-fifth day of April one thousand nine hundred forty-five (P. L. 307) is hereby further amended to read as follows

Section 522 Fire Insurance Contract Standard Policy Provisions Permissible Variations

[3 The form of the standard fire insurance policy of the State of Pennsylvania to be issued by any stock fire insurance company shall be plainly printed and no portion thereof shall be in type smaller than seven (7) point the type used in printing the form on file in the office of the Insurance Commissioner and shall be as follows

First Page of Standard Fire Policy]

1 As used in this section the term "fire insurance" shall mean insurance against loss by fire lightning or removal as specified in paragraph (1) of subsection (b) of section two hundred two of this act as last amended by the act approved the second day of April one thousand nine hundred forty-nine (P. L. 620) and as by this act of the kind specified in any other portion of that section amended as aforesaid whether or not to risks of fire lightning or removal be included

2 Except as provided elsewhere in this section no stock insurance company association or exchange shall issue a policy affording fire insurance as defined in this section on property in this Commonwealth unless such policy contains the following provisions as to such insurance

* * * * *

[Second Page of Standard Fire Policy]

* * * * *

There may be printed upon the face of a policy which contains such provisions the words "Standard Fire Insurance Policy of the State of Pennsylvania" and including the name of any other states which adopt this form of policy

3 The provisions of subsection two of this section shall not apply to policies of perpetual insurance policies of reinsurance policies of an all-risk type policies insuring aircraft automobile or other motor vehicles against loss by fire or policies insuring against loss by fire resulting directly or indirectly from bombardment invasion insurrection riot civil war commotion or military or usurped power or by order of civil authority

4 A policy affording fire insurance as defined in this section may subject to the approval of the Insurance Commissioner as provided in section three hundred fifty-four of this act include any other insurances which the insurer is authorized to make and the wording set out in subsection two of this section may be modified in conformity with the provisions thereof or to accommodate additional property coverages and perils

5 Notwithstanding any other provisions of this section

(a) An insurer may print on its policy its name such device or devices as the insurer issuing said policy may desire the location of its principal office and the date of its formation plan of operation the amount of its paid up capital if any the name of its officers and agents the number and date of the policy and if it is issued through an agent the words "this policy shall not be valid unless countersigned by the duly authorized agent of the company at"

(b) An insurer may print in its policies any provisions which it is authorized or required by law to insert therein and an insurer not organized under the laws of this Commonwealth may with the approval of the Insurance Commissioner so print any provisions required by its charter

or deed of settlement or by the laws of its own state or country not contrary to the laws of this Commonwealth

(c) An insurer may add either upon the fact of the policy or on riders or endorsements to be attached thereto printed or written forms of description and specification or schedules of the property covered by any particular policy and any other matter necessary to express clearly all the facts and conditions of insurance on any particular risk any endorsements or riders so attached must be signed by officers or agents of the company so issuing them

(d) Binders or other contracts for temporary insurance including fire insurance as defined in this section may be made orally or in writing for a period which shall not exceed thirty days and shall be deemed to include all the provisions of subsection two of this section and all such applicable endorsements approved by the Insurance Commissioner as may be designated in such contract of temporary insurance except that the cancellation clause and the clause thereof specifying the hour of the day at which the insurance shall commence may be provided by the express terms of such contract of temporary insurance

(e) Appropriate forms of supplemental contracts or extended coverage endorsements whereby the interest in the property described in a policy affording fire insurance as herein defined shall be insured against one or more of the other perils which the insurer is empowered to assume may be approved by the Insurance Commissioner and their use in connection with such fire insurance policy may be authorized by him A form of policy affording fire insurance as herein defined may be arranged to provide space for the listing of amounts of insurance with insurance rates and premiums for the basic coverage insured thereunder and for additional coverages or perils insured under endorsements attached and such other data as may be conveniently included for duplication on daily reports for office records

6 The form of policy including fire insurance as defined in this section upon property in this Commonwealth shall be plainly printed and no portion thereof shall be in type smaller than seven (7) point

[Third Page of Standard Fire Policy
Attach Form Below this Line
Back of Standard Fire Policy
(Optional)]

[Standard Fire Insurance Policy of the States of

Expires]

[Property

Assured

No

(Company)

It is important that the written portion of all policies covering the same property read exactly alike If they do not they should be made uniform at once]

7 After the effective date of this amendment any stock company association or exchange may file with the Insurance Commissioner a written notice of its election to comply with the provisions of this section after a specified date upon which date this section shall become operative with respect to the policies and contracts thereafter issued by such company association or exchange Provided however That the operative date for every stock insurance company association or exchange Provided however

That the operative date for every stock insurance company association or exchange shall not in any event be later than July first one thousand nine hundred fifty-two.

Section 17 Section 354 of said act as last amended by the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 934) is hereby further amended to read as follows

Section 354 [Prohibiting the use of policies contracts etc unless approved] Approval of Policies Contracts etc Prohibiting the Use Tradeoff Unless Approved Judicial Review Penalty It shall be unlawful for any insurance company association or exchange doing business in this Commonwealth to issue sell or dispose of any policy contract or certificate covering life health accident personal liability fire marine title and all forms of casualty insurance or contracts pertaining to pure endowments or annuities or any other contracts of insurance or use applications riders or endorsements in connection therewith until the forms of the same have been submitted to and formally approved by the Insurance Commissioner and copies filed in the insurance department except riders and endorsements relating to the manner of distribution of benefits as to the reservation of rights and benefits under any such policy and used at the request of the individual policyholder and except any forms which in the opinion of the Insurance Commissioner do not require his approval

Forms so filed forms filed under the act approved the eleventh day of May one thousand nine hundred forty-nine (P. L. 1210) or any amendments thereof or filed under any other section of this law shall be deemed approved at the expiration of thirty (30) days after filing unless earlier approved or disapproved by the Insurance Commissioner The Insurance Commissioner by written notice to the insurer may within such thirty-day period extend the period for approval or disapproval for an additional thirty (30) days

Such approval [granted by the Insurance Commissioner] shall become void upon any subsequent notice of disapproval from the Insurance Commissioner or upon any subsequent withdrawal of license or refusal of the Insurance Commissioner to relicense any such company association or exchange or upon the subsequent passage of an act which would no longer make such contracts or related forms a fit subject for approval except that this provision shall not affect contracts issued prior thereto

Upon any disapproval the Insurance Commissioner shall notify the insurer in writing specifying the reason for such disapproval and within thirty (30) days from the date of mailing of such notice to the insurer such insurer may make written application to the Insurer Commissioner for a hearing thereon and such hearing shall be held within thirty (30) days after receipt of such application The procedure before the Insurance Commissioner shall be in accordance with the adjudication procedure set forth in the "Administrative Agency Law" and the insurer shall be entitled to the judicial review as provided for in said law

Any person corporation insurance company exchange order or society that shall either as principal or agent issue or cause to be issued any policy or contract of insurance within the Commonwealth contrary to this section shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars (\$500.00)

[The amendments to this] This section shall not be construed as extending the provisions of this section to domestic mutual fire insurance companies [not heretofore subject to the provisions hereof]

Upon satisfactory evidence of the violation of this section by any such person corporation insurance company exchange order or society the Insurance Commissioner may in his discretion pursue any one or more of the following courses of action (1) suspend or revoke the license of such offending person corporation insurance company exchange order or society (2) refuse for a period of not to exceed one year thereafter to issue a new license to such person corporation insurance company exchange

order or society (3) impose a fine of not more than one thousand dollars (\$1,000,000) for each and every act in violation of this act When the Insurance Commissioner shall take action in any of the ways above recited the person corporation insurance company exchange order or society aggrieved may appeal therefrom to the court of common pleas of Dauphin County

Section 18 Subsection (b) of Section 531 of said act as last amended by the act approved the fourth day of April one thousand nine hundred thirty-five (P. L. 13) is hereby further amended to read as follows

Section 531 Licensing of Foreign Mutual Companies

(b) A mutual fire mutual marine or mutual fire and marine insurance company of another State which had not been originally licensed to transact business in this Commonwealth prior to and was not transacting business in this Commonwealth on June twenty-third one thousand nine hundred and thirty-one may be licensed and relicensed to transact the class of business mentioned in clause (1) subdivision (b) of section two hundred and two (202) of this act when it has a surplus over all liabilities including unearned premiums computed in accordance with the laws of this Commonwealth of not less than one hundred and fifty thousand dollars (\$150,000) If to transact the class of business mentioned [in clauses (2) and (3) of subdivision (b) section two hundred and two (202) of this act its surplus over all liabilities must not be less than four hundred thousand dollars (\$400,000)] (i) in either clause (2) or clause (3) of said subdivision (b) when it has such a surplus of not less than two hundred thousand dollars (\$200,000) (ii) in said clause (1) and in either of said clauses (2) or (3) when it has such a surplus of not less than three hundred fifty thousand dollars (\$350,000) (iii) in both of said clauses (2) and (3) when it has such a surplus of not less than four hundred thousand dollars (\$400,000) and (iv) in all of said clauses (1) (2) and (3) when it has such a surplus of not less than five hundred fifty thousand dollars (\$550,000)

Section 19 Section 602 of said act as last amended by the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 986) is hereby further amended by adding thereto after clause (h) a new clause to read as follows

Section 602 Investment of Capital Every domestic stock casualty insurance company shall invest and keep invested in sound incomebearing securities all its capital and funds of every description excepting such cash as may be required in the transaction of its business and such as it may invest in real estate as hereinafter authorized The capital of every such company shall be invested as follows

(i) The Insurance Commissioner may permit any such company to invest sufficient of its reserves in the securities of a foreign government in order to enable it to comply with the laws of such foreign government and transact business therein

Section 20 Section 603 of said act as last amended by the act approved the tenth day of March one thousand nine hundred twenty-five (P. L. 30) is hereby further amended to read as follows

Section 603 Investment of Surplus Restrictions Any money over and above the capital of any such stock casualty insurance company may be invested in the securities above enumerated or loaned upon the security of the same or in the bonds or notes of any public instrumentality of this Commonwealth or of any other state territory or possession of the United States or of the District of Columbia or of any foreign country or political subdivision thereof or in the stock or other evidence of indebtedness of any solvent [dividend paying] corporation created under the laws of [this Commonwealth or of any other State of the United States] any of such jurisdictions or loaned upon the pledge of the same except its own stock [or the stock of any other insurance company transacting like classes of business] the total investments hereafter made by such company in stocks of other insurance companies which have invested in or loaned its funds on the stock of the first investing company shall

not exceed five per centum of the gross assets of the first investing company nor shall the total investments hereafter made by such company in the stocks or other evidence of indebtedness of solvent corporations created under the laws of any foreign country or of any political subdivision thereof exceed ten per centum of the moneys of such company over and above its capital and the reserves which it is required to maintain under the laws of this Commonwealth. The current market value of such securities at the time of any loan thereon shall be at least fifteen per centum (15%) more than the sum loaned thereon. No such insurance company shall invest any of its funds in any unincorporated business or enterprise nor in the stock or evidence of indebtedness of any corporation the owners or holders of which stock or evidence of indebtedness may in any event be or become liable on account thereof to any assessment except for taxes nor shall any of its funds be loaned on personal security. Not more than one-fifth (1/5) of its capital shall be invested in a single mortgage. No such company shall enter into any agreement to withhold from sale any of its property but the disposition of its property shall be at all times within the control of its board of directors or trustees. If any investment or loan is made in a manner not authorized by this act the officers and directors making or authorizing the same shall be personally liable for any loss occasioned thereby.

Any such stock casualty insurance company may invest in the capital stock and obligations of a corporation or corporations formed for the purpose of taking and holding title to real estate and erecting or maintaining thereon a building or buildings to be used in whole or in part for the accommodation and transaction of the business of such insurance company without being subject to the limitation hereinbefore prescribed as to investment in the stock of a [dividend paying] solvent corporation but no such insurance company shall invest more than fifty per centum (50%) of its capital and surplus in the stock and other obligations of any such corporation or corporations nor acquire and hold any of the stock or other obligations of any such corporation or corporations if the total amount of the capital and other obligations of such corporation or corporations exceeds in the aggregate fifty per centum (50%) of the capital and surplus of such insurance company without the written approval of the Insurance Commissioner.

Section 21 Section 409 of said act is hereby repealed.

Section 22 Section 610 of said act as amended by the act approved the twenty-fourth day of May one thousand nine hundred thirty-three (P. L. 989) is hereby further amended to read as follows:

Section 610 Foreign Companies Associations and Exchanges to Do Business through Resident Agents Other than companies subject to the provisions of section five hundred and one of this act no insurance company association or exchange not incorporated or organized under the laws of this Commonwealth but authorized to transact business herein shall make write place or cause to be made written or placed any policy or contract of insurance in this Commonwealth except through an agent whether an individual copartnership or corporation who or which is a resident of this Commonwealth or maintains his her or its principal place of business in this Commonwealth and who or which shall receive a commission thereon when the premium is paid to the end that the State may receive the taxes required by law to be paid on the premiums collected for insurance written or placed in this State. Provided however That the Insurance Commissioner may under such regulations and restrictions as may be deemed necessary issue licenses to nonresident agents who are licensed in the State in which they reside but such agents shall not countersign any policy or contract of insurance but all such policies and contracts shall be signed only by resident agents who or which shall receive a commission thereon when the premium is paid. Provided further that countersignature shall not be required in the case of policies and contracts as defined in clause (1) of subdivision (a) of section two hundred two of this act issued by life insurance companies.

Section 23 Clause (b) of Section 629 of said act as last amended by the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 678) is hereby further amended to read as follows:

Section 629 Limitations

* * * * *

(b) Nothing in subdivision (b) of this article shall apply to nor in any way effect life insurance endowment or annuity contracts or contracts supplemental thereto which contain only such provisions relating to accident and health insurance as (a) Provided additional benefits in case of death by accidental means and (b) operate to safeguard such contracts against lapse or to give a special surrender value or special benefit or an annuity in the event that the insured or annuitant shall become totally and permanently disabled as defined by the contract or supplemental contract. The Insurance Commissioner shall have power to make reasonable rules and regulations concerning such provisions and contracts or supplemental contracts containing such provisions shall not be issued or delivered to any person in the Commonwealth unless and until a copy of the form thereof has been filed with the Insurance Commissioner in accordance with the provisions of section four hundred nine of an act approved May seventeen one thousand nine hundred and twenty-one (P. L. 682)].

Section 24 Clause (c) of Section 629 of said act which section was last amended by the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 678) is hereby repealed.

Section 25 Section 322 of said act as amended by the act approved the twenty-sixth day of April one thousand nine hundred twenty-nine (P. L. 782) is hereby further amended by adding at the end thereof a new paragraph to read as follows:

Section 322 Amendment of Charter

* * * * *

A mutual insurance company other than life or title shall be permitted to amend its charter to include any or all of the kinds of insurance included in Section 202 subdivisions (b) and (c) of its assets less net liability for losses for expenses and for unearned premium reserve for those premiums received on nonassessable policies are not less than the minimum premiums specified in section 206 (e) for the incorporation of new companies without the necessity of obtaining or of holding any application or of issuing any policy as specified in section 206 (e) for the incorporation of new companies.

Section 26 The provisions of this act shall become effective immediately upon final enactment.

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudensfield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,

Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the Report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGES

AMENDED SENATE BILL NONCONCURRED
IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has nonconcurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows:

SENATE BILL No. 25.

An Act relating to the orphans' courts conferring exclusive jurisdiction on such courts over the administration and distribution of decedents' estates trust estates minors' estates and absentees' estate providing for the organization of orphans' courts the procedure therein the powers and duties of the judges thereof and appeals therefrom

Mr. McKINNEY. Mr. Speaker, I move that the House insist upon its amendments non-concurred in by the Senate to Senate Bill No. 25.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

AMENDED HOUSE BILL RETURNED
FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 444.

An Act to protect the blind pedestrians on public streets and highways requiring vehicles to come to a full stop in certain cases restricting the use of certain colored canes by other pedestrians and imposing penalties

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend the title, page 1, line 1, by striking out after the word "blind" the words "and incapacitated."

Amend Section 1, page 1, line 2, by striking out after the word "blind" the words "or otherwise incapacitated."

Amend Section 2, page 2, line 3, by inserting after the word "a" the words "totally or partially blind"; line 5, by striking out the first two words "or near."

Amend Section 3, page 2, line 14, by striking out after the word "blind" the words "or otherwise incapacitated"; line 18 by striking out after the word "blind" the words "or otherwise incapacitated."

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted

in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1052.

An Act to further amend the title and Section 1 of the act, approved the sixteenth day of April, one thousand nine hundred seven (P. L. 92), entitled, as amended, "An act defining the duty of coroners, where death is sudden or violent, or is of a suspicious nature and character, and of police, and health authorities, in this Commonwealth, in reference to the disposition of bodies of persons whose cause of death may be the subject of inquiry by the coroner, but where it appears the cause of death is not surrounded by suspicious circumstances," by prescribing duties of coroners and deputy coroners when death occurs to an inmate of any institution for juvenile delinquents and dependents

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend the title, page 2, line 2, by striking out after the word "to" the words "a person in" and inserting in lieu thereof the words "an inmate of".

Amend Section 1, page 2, line 13, by striking out after the word "to" the words "a minor in" and inserting in lieu thereof the words "an inmate"; page 3, line 12, by striking out after the word "to" the words "a person in" and inserting in lieu thereof the words "an inmate of"; line 17, by striking out after the second word "of" the words "persons in" and inserting in lieu thereof the words "inmates of" page 4, line 1, by striking out after the word "deceased" the word "person" and inserting in lieu thereof the word "inmate."

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boies,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,

Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Pengase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Fillip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

AMENDED SENATE BILL RECALLED FROM THE GOVERNOR RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bill numbered and entitled as follows:

SENATE BILL No. 296.

An Act to further amend the act approved the nineteenth day of June one thousand nine hundred thirty-one (P. L. 589) entitled as amended "An act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering regulating barber shops and barber schools and apprentices and students therein regulating compensation for service rendered conferring certain powers and duties on the Department of Public Instruction and providing penalties" by changing the provisions as to fees charged apprentices and students and as to the powers of municipalities removing the limitation on the payment of wages to apprentices and transferring the administration of several provisions of this act to the State Board of Barber Examiners.

Said bill having been recalled from the Governor for the purpose of amendment. The vote had on final passage and third reading on said bill was reconsidered in the Senate and the bill amended, in which amendments the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 15, page 19, line 14 by striking out after the word "this" the words "act and its amendments" and inserting in lieu thereof the word "section".

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Meitz,	Smith,
Bolton,	Haudenaheld,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Penglass,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewics,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Welsh,
Duffy,	Lafore,	Pitzer,	Weldner,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reldenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rieby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 545.

An Act to amend Subsection (f) of Section 302 of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons

providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by providing that employers' reserve accounts shall not be charged with compensation paid to certain employees

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 3, line 17, by striking out after the word "employers" the following "but no employer's reserve account shall be charged with any compensation paid to any employee who voluntarily left the service of such employer"; page 4, line 4, by striking out after the heavy bracket the following: "and providing further that no compensation shall be charged to the account of any base year employer under the provisions of this subsection unless such base year employer was also the last employer by whom the compensated employee was employed prior to the date on which he filed his valid application for benefits" and inserting in lieu thereof the following: "if the Department finds that such individual subsequent to the thirtieth day of June one thousand nine hundred fifty-one was separated from his most recent work for such employer due to being discharged for willful misconduct connected with such work or due to his voluntarily leaving such work without good cause attributable to such employment thereafter no compensation paid to such individual with respect to any week of unemployment occurring subsequent to such separation which is based upon wages paid by such employer with respect to employment prior to such separation shall be charged to such employer's account under the provisions of this subsection (f) providing such employer within thirty (30) days after such separation or within thirty (30) days after the Department has notified such employer of the individual's application for benefits has filed a notice thereof with the Department in accordance with its rules and regulations and in any case of such voluntary separation such notice shall be signed by such individual or shall be accompanied by such other evidence of such separation as the Department may require the findings and determination of the Department under this subsection (F) shall be subject to appeal in the manner provided in this act for appeals from determinations of compensation."

Amend the bill, page 6, line 3, by inserting a new section as follows: Section 2 The provisions of this act shall become effective immediately upon final enactment"

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. ROBERTSON. Mr. Speaker, I move that House Bill 545, together with the communication from the Senate be laid upon the table.

The motion was agreed to.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

HOUSE BILL No. 77.

An Act to further amend section two thousand one hundred three of the act approved the twenty-third day

of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by further regulating the hours of service vacations and sick leaves of firemen

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

RESOLUTION

RECALLING HOUSE BILL NO. 534 FROM GOVERNOR

Mr. HELM offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, July 10, 1951.

Resolved (if the Senate concurs), That House Bill No. 534, Printer's No. 611, entitled "An act to further amend Section 1304 of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled 'An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto,' by changing the provisions relating to admission of beginners," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, I desire the privilege of explaining why I objected to having Senate Bill 721 called at this time.

I call attention to the principle construction used in this act. I object to the principle.

The bill in its major portions is concerned with matters of wide concern, matters that deserve the careful consideration of this House. But as a rider to matters of wide and general concern, the bill carries a salary increase for the members of the Turnpike Commission.

I submit to the Members of this House that it is improper procedure to couple a rider involving an increase in salaries to a bill of general concern.

I suggest to the Majority leadership that they separate this bill by presenting the matters of wide and general concern in one bill and the proposed salary increases in another bill.

We should not be required to pass upon the two proposals as a package.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. SCANLON asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

Mrs. COYLE asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

RESOLUTIONS

CONDOLENCE

Messrs. SCANLON, HAGERTY, DUFFY, PETA, Mrs. MONROE, Messrs. AMARANDO, PENGLASE, CONWAY, MULDOWNY, DOUGHERTY, GRANVILLE E. JONES, KOLANKIEWICZ, BYRNE, HOGGARD, LEDERER, Mrs. COYLE, Messrs. PFAFF, LIMPER, LEVEN, Mrs.

VARALLO, Messrs. TOLL, PETTIGREW, ROSEN, McGEE, ROSE, and GUARNIERI offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, July 11, 1951.

The Democratic forces of Philadelphia have sustained an irreparable loss. One of its fearless and forthright stalwarts—the Honorable Charles H. Hersch—has been suddenly called to leave the cares and the turmoil of life on earth to take his conspicuous part among the multitude who have gone to eternal glory.

Mr. Hersch was an active proponent of the Democratic political philosophy for over forty years. His influence on Democratic policy was far reaching and deep seated and the impact of his lucid thought and his forceful action will not soon be forgotten.

Starting humbly and industriously, he forged his way to prominence in party councils by twice achieving the office of Coroner of Philadelphia. More recently he was the tipstaff of Common Pleas Court No. 6. Throughout his long and active career in politics, his civic interests and public services have been a challenge to his younger colleagues and the inspiration to be read from his book of experience can well be a course of emulatory practice by them; therefore be it

Resolved, That the House of Representatives express its poignant sorrow at the sudden death of the Honorable Charles H. Hersch and mourn the loss to the Democratic party and to the citizenry, of Philadelphia of a courteous, considerate and high principled leader and servant; and be it further

Resolved, That the House of Representatives tender to his surviving widow, Mrs. Charles H. Hersch, and his sons, Joseph Hersch and Charles H. Hersch, Jr. its condolences and prayers in their hour of bereavement and its conviction that they will remember proudly and affectionately their many years of happy association with him; and be it further

Resolved, That a copy of this resolution be transmitted to Mrs. Charles H. Hersch, the surviving widow of the Honorable Charles H. Hersch.

Mrs. COYLE offered a resolution which was filed with the Clerk.

RESOLUTION

CONDOLENCE

Mr. REESE offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, July 11, 1951.

The final summons came to John Peach of Charleroi on July 8, 1951. He has joined that ever-continuing caravan of travelers on earth to the ultimate destination for all of a timeless realm of serenity and rest.

John Peach was the stepfather of our distinguished member, the Hon. C. O. Williams. His long life was abundant with activity of many kinds. Always gregarious in attitude, he was intimately affiliated throughout many years with the Knights of Labor and the United Mine Workers of America and expressed an unusual zest in the welfare of the laboring man. Fraternally, he was associated with Lodge 1030 of I. O. O. F. of Charleroi for fifty years and for a long period with Lodge 299 of F. O. E. of the same city.

Death has written the last chapter to the good, rounded, and fruitful life of John Peach and leaves his wife, Mrs. Jennie Peach, and his children, John Peach, Jr., Mrs. Ruth Clegg, Mrs. Helen Potts, and C. O. Williams to revere the memory of a beloved husband and father, therefore be it

Resolved, That the House of Representatives express to C. O. Williams and the other survivors of John Peach its deep sympathy in their hour of sorrow and trial and its fervent prayer that time will replace their anguish with the tender memories of one who served them so devotedly in life, and be it further

Resolved, That a copy of this resolution be transmitted to the Hon. C. O. Williams.

PERMISSION TO ADDRESS HOUSE

Mr. SMITH asked and obtained unanimous consent to address the House.

Mr. Speaker, for the benefit of the Members who attended the celebration on July 4th in Philadelphia there is a second set of beautiful pictures, wigs and all, in my office. Some of the Members have not seen this second

set and they are available. If they would like to take them home with them they can stop in and obtain them.

ADJOURNMENT

Mr. GOFFNEY. Mr. Speaker, I move that this House do now adjourn until Monday, July 16, 1951 at 3:30 p. m. E.S.T.

The motion was agreed to, and (at 11:35 a. m. E.S.T.) the House adjourned.

Legislative Journal.

Session 1951.

139th of the General Assembly.

Vol. 32.

HARRISBURG, PA., MONDAY, JULY 16, 1951.

No. 69.

SENATE

MONDAY, July 16, 1951.

The Senate met at 2:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

PRAYER

The Chaplain, Rev. J. B. WILLIAMS, Pastor of Second Baptist Church, Harrisburg, Pennsylvania, offered the following prayer:

Eternal God, our Father, we are grateful to Thee for the period of relaxation we enjoyed over the week end. We thank Thee that Thou hast permitted us to return to our task refreshed and ready to accept each challenge of the day, but first we seek Thy guidance that we may learn what Thou will have us to do and that we may gain strength and courage from Thee to do it. Help us now to rededicate ourselves to Thy will. Be in our eyes to direct our seeing, in our ears to govern our hearing, in our tongues to control our speaking, in our feet to guide our going and coming, in our hands to fashion our doing and in our hearts to mould our thinking.

Grant, O God, that at the day's end we may find peace in knowing that with all of our powers we have lived this day for Thee. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. TAYLOR, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on July 16, 1951.

Mr. KEPHART. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 16, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Albert S. Jones, Etna.
M. D. Ladley, McCandless Twp., Ingomar.

BLAIR COUNTY

Charles P. Weamer, Altoona.

CUMBERLAND COUNTY

Charles R. Keefer, Upper Allen Twp., Grantham.

ERIE COUNTY

Mrs. Helen L. O'Neil, Albion.

FAYETTE COUNTY

Lawrence E. Zebley, Brownsville.

LEHIGH COUNTY

Charles W. Rabuck, Allentown.

LUZERNE COUNTY

Elmer Jones, Plymouth.

NORTHAMPTON COUNTY

John A. Frinzi, Jr., Easton.
John R. Gobs, Bethlehem.

PHILADELPHIA COUNTY

Samuel B. Black, Phila., 5225 Addison St.
Miss Elizabeth Conway, Phila., 5604 N. 5th St.
John W. Dyroff, Phila., 21 S. 12th St.
Joshua Eilberg, Phila., 6309 Horricks St.
Mrs. Margaret M. Jordan, Phila., 6339 Chester Ave.
George M. Laughlin, Phila., 5117 Chestnut St.
G. A. Weisenberger, Phila., 4310 Josephine St.
James J. Wheatley, Phila., 5117 Chestnut St.

SCHUYLKILL COUNTY

Samuel G. Douglas, Tamaqua.

WESTMORELAND COUNTY

Mrs. Mary A. Collins, Jeannette.

YORY COUNTY

Miss Mary K. Wisman, York.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 16, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Jack F. Mathias, Snowden Twp., Library.
Mrs. Marguerite E. Schreiner, Crafton.

BEDFORD COUNTY

Mrs. Mary E. Dull, Pleasantville.

DELAWARE COUNTY

Horace B. Passmore, Springfield Twp., Swarthmore.

ERIE COUNTY

Edward E. Petrillo, Erie.

LYCOMING COUNTY

Mrs. Helen Muffley, Montoursville.

PHILADELPHIA COUNTY

Oscar Benevento, Phila., 1300 W. Cumberland St.
Mrs. Ann S. Bryers, Phila., 2743 W. Allegheny Ave.
Miss Bertha Gunn, Phila., 2847 Sellers St.
F. J. Mueller, Phila., 1939 S. Broad St.

YORK COUNTY

Mrs. Anna L. Boyer, York.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 16, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

BRADFORD COUNTY

Mrs. Alta D. Harris, Towanda.

BUCKS COUNTY

Charles L. Hasseman, Warminster Twp., Hatboro.

BUTLER COUNTY

G. A. Speece, Butler.

CAMBRIA COUNTY

Mrs. Vera Mae Shuman, Jackson Twp., Nanty-Glo.
Mrs. Bernice H. Weakland, Carrolltown.

CHESTER COUNTY

R. James Lotz, Jr., West Chester.
George V. Terry, Jr., West Chester.

DELAWARE COUNTY

Mrs. Catherine Commo, Lansdowne.

LANCASTER COUNTY

Miller H. Coleman, New Holland.

LUZERNE COUNTY

W. J. Crossin, Wilkes-Barre.
Edward Kadysewski, Hazleton.

MONTGOMERY COUNTY

John H. Bauer, Royersford.

PHILADELPHIA COUNTY

Louis M. Baumann, Phila., 4605 N. 5th St.
Jerome Fine, Phila., 318 Walnut St.
G. L. Rappold, Phila., 135 S. Broad St.
Nathan Shoeman, Phila., 8416 Germantown Ave.

WESTMORELAND COUNTY

Mrs. Louise Boggs, New Kensington.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 16, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Mrs. Helen G. Allen, Sewickley.
Miss Barbara C. Greenhouse, Pittsburgh, 620 Bigelow Blvd.

BLAIR COUNTY

Mrs. Marie R. Stoudt, Altoona.

CRAWFORD COUNTY

Mrs. Barbara Zelasco, Meadville.

DAUPHIN COUNTY

Emeric L. Bosak, Steelton.
Mrs. Ann S. Ferris, Harrisburg.

DELAWARE COUNTY

Wm. F. Quinn, Upper Darby Twp., Upper Darby.

ERIE COUNTY

Eugene M. Meldon, Erie.

LEHIGH COUNTY

George Y. Snyder, Allentown.

NORTHUMBERLAND COUNTY

Mrs. Patricia A. Digan, Milton.
Stephen C. Urdzik, Ralpho Twp., Paxinos.

PHILADELPHIA COUNTY

Francis J. Murray, Phila., 122 N. Lambert St.

WESTMORELAND COUNTY

Edward A. Haney, Washington Twp., Apollo.
Mrs. Georgia A. Robinson, Vandergrift.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. KEPHART.

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

Two-third of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

NOMINATIONS BY THE GOVERNOR
REFERRED TO COMMITTEE

He also presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations.

MEMBER OF THE PHILADELPHIA COUNTY
BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 16, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Lynn Frick (Republican), 1312 Orthodox Street, Philadelphia, Philadelphia County, for appointment as a Member of the Philadelphia County Board of Assistance, to serve until December 31, 1952, and until his successor is duly appointed and qualified, vice Miss Florence Cowanova, resigned.

JOHN S. FINE.

HOUSE MESSAGES

HOUSE INSISTS UPON ITS AMENDMENTS
NON-CONCURRED IN BY THE SENATE TO
SENATE BILL No. 25

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives informing the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 25, entitled:

An Act relating to the orphans' courts, conferring exclusive jurisdiction on such courts over the administration and distribution of decedents' estates, trust estates, minors' estates, and absentees' estates; providing for the organization of orphans' courts, the procedure therein, the powers and duties of the judges thereof, and appeals therefrom.

SENATE INSISTS UPON ITS NON-CONCURRENCE
IN THE AMENDMENTS MADE BY THE HOUSE TO
SENATE BILL No. 25.

Mr. WALKER. Mr. President, I move that the Senate insist upon its non-concurrence in the amendments made by the House to Senate Bill No. 25, and that a Committee of Conference on the part of the Senate be appointed.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

COMMITTEE OF CONFERENCE APPOINTED
ON SENATE BILL No. 25

The PRESIDENT. The Chair announces on behalf of the President pro tempore the appointment of Messrs. MAHANY, KEPHART and ROSENFELD, as a committee of conference on the part of the Senate to confer with a similar committee of the House (if the House shall appoint such committee) to consider the differences existing between the two houses in relation to Senate Bill No. 25.

Ordered, That the Clerk inform the House of Representatives accordingly.

AMENDMENT TO HOUSE BILL No. 52
RECALLED FROM THE GOVERNOR

He also presented for concurrence, House Bill No. 52, entitled:

An Act empowering cities of the first class of the Commonwealth to make and enforce by ordinances fire prevention codes regulating the occupation and use of buildings and structures and the conduct of trades or businesses which due to the nature thereof create a fire hazard or danger to life or property by fire or explosion and providing penalties.

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended, will appear on tomorrow's Calendar.

AMENDMENT TO HOUSE BILL No. 1059
RECALLED FROM THE GOVERNOR

He also presented for concurrence, House Bill No. 1059, entitled:

An Act to further amend subsections (a) and (b) of Section 411 and to amend Section 506 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code," by providing for the transfer of motor vehicles, trailers and semi-trailers from a husband to his wife and from a wife to her husband or from either to both jointly.

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended, will appear on tomorrow's Calendar.

HOUSE CONCURS IN AMENDMENTS TO
HOUSE BILL NO. 444

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 444, entitled:

An Act to protect the blind and incapacitated pedestrians on public street and highways requiring vehicles to come to a full stop in certain cases restricting the use of certain colored canes by other pedestrians and imposing penalties

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL NO. 1051.

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1052, entitled:

An Act to further amend the title and Section 1 of the act approved the Sixteenth day of April one thousand nine hundred seven (P. L. 92) entitled as amended "An act defining the duty of coroners where death is sudden or violent or is of a suspicious nature and character and of the police and health authorities in this Commonwealth in reference to the disposition of bodies of persons whose cause of death may be the subject of inquiry by the coroner but where it appears the cause of death is not surrounded by suspicious circumstances" by prescribing duties of coroners and deputy coroners when death occurs to a person in any institution for juvenile delinquents and dependents.

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

RETURNING TO THE GOVERNOR SENATE BILL No. 297, WITHOUT AMENDMENT

In the Senate, July 10th, 1951.

Resolved, (if the House of Representatives concur), That Senate Bill No. 297, Printer's No. 135, entitled:

An Act to further amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof, and the administrative departments, boards, commissions and officers thereof; including the boards of trustees of State Normal Schools, or Teachers Colleges abolishing, creating, reorganizing or authorizing the organization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions, and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by creating the State Board of Barber Examiners as a departmental administrative board in the Department of Public Instruction.

be returned to the Governor without amendment.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL NO. 534

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, July 11, 1951.

Resolved, (If the Senate concur), That House Bill No. 534, Printer's No. 611, entitled:

An Act to further amend Section 1304 of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by changing the provisions relating to admission of beginners.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE CONCURS IN SENATE BILL NO. 477

He also returned to the Senate, Senate Bill No. 477, entitled:

An Act to amend Article X of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the appointment and removal of technical personnel their qualifications term of office duties salary and method of filling vacancies

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL NO. 505.

He also returned to the Senate, Senate Bill No. 505, entitled:

An Act to further amend the act approved the fifth day of July one thousand nine hundred forty-seven (P. L. 1217) entitled "An act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania creating a State Public School Building Authority as a body corporate and politic with power to construct improve and operate projects and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing school districts to enter into contracts to lease authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof granting the right of eminent domain increasing the powers and duties of the Department of Public Instruction and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act and making an appropriation to said Authority to pay expenses incident to its formation" by authorizing the leasing of school buildings prior to completion authorizing the issuance of bonds pursuant to resolutions or trust indentures and permitting certain moneys to be set aside for the benefit of particular bonds limiting powers of Commonwealth to alter the provisions relating to security of the Authority and bondholders

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN AMENDMENTS TO SENATE BILL NO. 296 RECALLED FROM THE GOVERNOR

He also informed the Senate that the House has concurred in amendments made by the Senate to Senate Bill No. 296, entitled:

An Act to further amend the act approved the nineteenth day of June one thousand nine hundred thirty-one (P. L. 589) entitled as amended "An act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering regulating barber shops and barber schools and apprentices and students therein regulating compensation for service rendered conferring certain powers and duties on the Department of Public Instruction and providing penalties" by changing the provisions as to fees charged apprentices and students and as to the powers of municipalities and transferring the administration of several provisions of this act to the State Board of Barber Examiners.

Said bill having been recalled from the Governor for the purpose of amendment. The votes had on final passage and third reading were reconsidered in the Senate and the bill amended.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 195, entitled:

An Act requiring owners and operators of tourist camps having heated cabins to provide adequate chimneys or escape vents for harmful gases; and imposing penalties.

Which was committed to the Committee on Judiciary General.

House Bill No. 445, entitled:

An Act to amend Section 11 of the act, approved the twenty-seventh day of June, one thousand nine hundred forty-seven (P. L. 1095) entitled "Anthracite Strip Mining Law," by clarifying the requirement for back-filling adjacent to highways.

Which was committed to the Committee on Mines and Mining.

House Bill No. 1171, entitled:

An Act to further amend the act, approved the first day of June, one thousand nine hundred thirty-one (P. L. 299), entitled "An act requiring retail dealers in liquid fuels to state the rate of the liquid fuels tax, separately from the price of such liquid fuels, on liquid fuel price display signs; and imposing a penalty," by requiring the posting of signs on liquid fuels dispensing devices, stating the brand, quality and price of liquid fuels; prohibiting the posting of signs not conforming to prescribed standards; and increasing penalties.

Which was committed to the Committee on Highways.

House Bill No. 1292, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code," by providing for reports of sales of vehicles to nonresidents, the transportation of dangerous substances, and the inspection of dealers' premises; further regulating the administrative powers of the department, the licensing, suspension, and revocation of operators and operating privileges, and the operation and equipment of vehicles; changing certain fees, and powers and jurisdiction of peace officers, magistrates, aldermen, and justices of the peace; and prescribing additional enforcement and penal provisions.

Which was committed to the Committee on Highways.

House Bill No. 1424, entitled:

An Act to further amend Section 1101 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "Vehicle Code," by changing the provisions relating to restrictions of the right to use highways.

Which was committed to the Committee on Highways.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 126

He also informed the Senate that the House has adopted the report of Committee of Conference on Senate Bill No. 126, entitled:

An Act to amend the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by further regulating insurance companies associations and inter-insurance exchanges and their powers investments policy provisions joint policies premium tax returns the licensing of foreign companies and repealing existing law

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 77, entitled:

An Act to further amend section two thousand one hundred three of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "Third Class City Law," by further regulating the organization, hours of service, vacations and sick leaves of firemen.

House Bill No. 699, entitled:

An Act to further amend Section 1917 of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "The Second Class Township Law" by permitting lands or buildings to be set aside or acquired as recreation places, and to provide for the supervision, operation and maintenance thereof without approval by the electors.

House Bill No. 958, entitled:

An Act to further amend subsections (a) of Sections 1016 and 1112 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled, "Vehicle Code," by changing the requirements for stop signs.

House Bill No. 1071, entitled:

An Act to amend the title and Section 1 of the act, approved the twelfth day of July, one thousand nine hundred thirty-five (P. L. 708) entitled "An act empowering the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School, to grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School, on certain conditions," by authorizing the relocation of the right of way or easement by agreement of the interested parties.

Whereupon,

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the presence of the Senate signed the same.

REPORT FROM COMMITTEE

Mr. WADE, from the Committee on Military Affairs and Aeronautics, reported as committed, Senate Bill No. 787, entitled:

An Act to amend subsection (b) of Section 6 of the act, approved the eleventh day of June, one thousand

nine hundred forty-seven (P. L. 565), entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States or of any of her allies during World War II; providing the method of making payment to representatives of persons who, because of death or incapacity, cannot personally receive compensation; imposing certain duties on the Adjutant General; making an appropriation, and providing penalties," by including children of the father of deceased veterans as persons to whom compensation shall be paid.

BILLS INTRODUCED AND REFERRED

Mr. McPHERSON (By Request) read in his place and presented to the Chair, Senate Bill No. 790, entitled:

An Act providing for a referendum to determine the will of the electorate regarding a constitutional convention, providing for the nomination and election of delegates and making an appropriation.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Mr. WOLFE read in his place and presented to the Chair, Senate Bill No. 791, entitled:

An Act to amend Section 1 of the act, approved the fifteenth day of May, one thousand nine hundred thirty-nine (P. L. 134), entitled "An act relating to fireworks; defining fireworks; prohibiting the sale, offering or exposing for sale and use of fireworks, except in certain cases; authorizing cities, boroughs, towns and townships to issue permits for fireworks displays, and to regulate the same; imposing duties on the Pennsylvania Motor Police, sheriffs, police officers and constables; and providing penalties," by prohibiting the sale, offering or exposing for sale and use of toy pistols, toy guns, toy canes and toy pistol paper caps.

Which was committed to the Committee on Judiciary General.

PETITIONS AND REMONSTRANCES

Mr. DENT. Mr. President and Members of the Senate, in going through my mail I received a letter that I do not care to read the full contents of to the Members of the Senate, but I think that in this day and age we ought to consider seriously the effects of the action or lack of action that takes place here in Harrisburg, and the reaction of the various citizens or groups of citizens relative to our many debates and discussions.

The other night I was fortunate enough to be given time in the interests of public service on a television station. Some of the reaction, of course, was bad, but I am glad to report that some of it was good.

What I am particularly interested in today, and I think every Member of the Senate ought to be interested also, is this letter that was sent to me by a school teacher. I want to say at the outset it is a good thing for Pennsylvania that teachers of this type are in very minor positions in our school system. In the main, I think the teachers of this Commonwealth are endeavoring to do a good job, but when I think of this type of a teacher and wonder about the children that are under this person's instruction I cannot conceive of how any pupils taught by this teacher can grow up to be the kind of citizens and the kind of men and women that this Country needs so badly. The language in the letter is the type of language you would expect from a person who is mentally deficient. I think you ought to hear some of the statements.

For instance, here she says, "Why don't you really do something good and clean the sore spots of government? You have the nerve to criticize Governor Fine in wanting more taxes, and all he wants to do is good with it. He wants to increase the salaries of the teachers to make this a better place. Surely some dumb people will fall for your line, but you are not talking to all ignorant people. The fact is that there are too many dumb men in government offices that have no right—a person indulging in alcoholic beverages has no right to run for office."

Well, you know, Mr. President, if that gets to be the criterion I think the Halls will empty quickly. I do not want to read the filth that is contained in this letter except to make this observation for the Members of the Senate. It seems to be a sad situation and one that is fanned by those who are out and trying to get into public office. When a person is in office and has been in office or in so-called political power over the years, he attaches to himself many friends, but by the same token he makes many severe critics and particularly political enemies, and he becomes the object and target of all the criticism that can be fomented against him, and it is sad, too, that men in public life have no recourse by law, for in a Supreme Court ruling, as I understand it, any person can say anything they want about anybody running for public office. That may be all right, but when I think of men who have given their lives to public service, it is a sad commentary that a man has to die to earn his reward, and that reward being public recognition for the public service that he has rendered.

Mr. President, I recently read with interest a newspaper sent to me, published by a group in Dauphin County. I do not know whether they are right or wrong, but I know that the criticism they are aiming at a Member of this Senate—and this is not in defense of Senator Taylor—the criticism they are aiming at him is the same type of criticism that is contained in every campaign that I have over indulged in. Those who are out to try to convince the people that if they get in they will do a better job. I heard a very blunt speaking man once say on the platform, "You know they tell you in the newspapers to vote against me because they say I am a crook. Then, they tell you to vote for my opponent, but what they fail to tell you is he is their crook and I am your crook."

Mr. President, I do not know anything about why people are tempted to write letters like this or why people are tempted to write the biting sarcastic propaganda that they put out against any Member of this Senate or any man in public life, but I can testify to one thing, and I think every Member here will testify to the same, and I have not always agreed with them. Anybody in Dauphin County can easily appreciate that Harve Taylor has worked darn hard for Dauphin County. He gets things we cannot get for our county, because he fights clean in Dauphin County. I would like to be in a position to do more for my county, too, but I detest anybody that writes the nasty, unfounded things they write about people in public life.

Mr. President, I am criticizing this letter because they say that the Democratic Minority is the stumbling block in Harrisburg, that it is keeping the teachers from having their increases, keeping the school systems from having

the proper finances in order that the school system and educational system in this Commonwealth can progress.

Mr. President, let me say this to the Members of the Senate. The Governor announced, as I read in the paper, that he was willing to sit down with Democrats or the Democratic Minority to help work out the problem in Harrisburg. He has insinuated that his own party has failed to come to an agreement. Mr. President, the Democratic Minority, through its spokesman, have offered time and time again to sit down and discuss the problem with the leadership of the Senate or with the Governor himself. We are not interested in stalemating anything. We are not interested in destroying the confidence of the people in elected officials, whether it be the Governor, Senators, House Members or just ordinary councilmen or ward men back home, but we are interested in keeping intact a sound fundamental government, a sound economic government. I say to the Governor today, and I say it on behalf of the Democratic Caucus of twenty Democrats, we still believe, Mr. President, that if the budget is adhered to, as the message was given us by the Governor himself, we believe that in the present condition that the State finds itself there is sufficient money in revenue measures already passed to take care of those items contained within the budget. However, Mr. President, we agree with the Governor or with anybody else that if you are going to give moneys over and above those contained in the budget message, that some sixty to sixty-five million more dollars are needed. If you are going to double the increments to schoolteachers, and if you are going to increase the appropriations to the school districts back home, then you are going to have to have more money. If you are going to have to have more money, and I say at this moment that if that is the stalemate, that we on the Democratic side are willing to sit down, and I might say, too, to the Members of the Senate that we have a program, and we think that that kind of a program can be sold to the people of Pennsylvania without being burdensome. We think that that program will give the necessary funds and finances to give everything that has been dealt with to give to the teachers. I do not know of any secret agreements, I can only see by what is going on in the Senate Halls and in the Legislative Halls. There are bills in, Mr. President, that will increase the budget by 62 million at least, and perhaps 65 million dollars, and I can say to the Senate today that any time a committee, either from the other side or from the Governor's Office, wants to meet with a committee of the Democratic Senators to help work out this so-called stalemate, we stand ready. We will not recede, however, from our position in opposition to an income tax. If that is the basis of compromise, there can be no compromise, because the moneys that are to be raised by the income tax are more than can be used up in the legitimate functions of government. The moneys from the income tax can only mean one thing, extravagance and exorbitant spending, and an income tax is the type of tax that must never be discussed unless it is discussed in the same breath and at the same table where we are discussing the whole problem of taxation and the removal of certain other taxes from the shoulders of the citizens of the Commonwealth. If we discuss it on a whole plane, then no group of Senators can afford to be missing from that conference,

but as the picture now stands, if the Governor is sincere in saying that he wants to sit down with anybody that will try to solve the problem, we stand ready to cooperate. We will cooperate to the extent that if we are told how much money is being given to the schoolteachers, we are willing to give it to them. If it means additional taxes to take care of the educational system, we are willing to go along on that, too, but we cannot go along with the budget as it is now contained and ask for 119 to 150 million dollars additional in income tax, because our position has not changed. We believe sufficient revenues have been passed to meet the budget as it is now written. For any additional funds that are needed we are willing to accept our responsibilities and go along with a group, go along with the Senate as a whole, and I am sure that we can come to some agreement with the House, in order that this stalemate can be resolved. This is not doing anybody any good. It is not doing the people any good, it is not doing the Legislature any good because, Mr. President, I think that any sane person can easily see that whether we stay here another ten weeks or another ten months, if the present attitude of the Chief Executive and the present attitude of the Senate is maintained, we cannot hope to reach any common ground. Somewhere along the line there is a common ground upon which we can get together. I am sure that if that is the case, we stand ready to cooperate.

Mr. WALKER. Mr. President, for obvious reasons, I am sure the gentlemen of the Senate will understand any remarks I make are directed only to a portion of those things said by the distinguished gentleman from Westmoreland. I sympathize with him in his concern over the constant trend of abuse that creeps into public life.

Mr. President, some summers ago when we had a short business like Session and the General Assembly adjourned, I had the privilege of going up to Canada, and while I was there I was deeply interested in the election in the Province of Ontario, and the political parties there were campaigning not on any issues, but on a "stop-thief" program. Last year I was also privileged to be in Florida when a terrific fight was going on between a fellow by the name of Smathers and a fellow by the name of Pepper for the Democratic nomination for the United States Senate. The Miami Herald would run a daily column that was divided into two parts, one devoted to Mr. Smathers and one devoted to Mr. Pepper, and they were operating and campaigning not on issues, not on platforms, not on policies, but on a "stop-thief" program. Things that they said about each other, if one sentence was true, Mr. President, neither one of them would be qualified for public office in the great republic.

Now, Mr. President, certainly none of us here, at least forty-nine of us here, have no desire to get involved in a discussion with the quiescent quintet of Dauphin County over a local political fight. I want to say this, that I agree with the gentleman from Westmoreland that those of us who hold public office are open targets, and we appreciate the fact that any time they point the finger at a public official, they can say anything at all that comes to their minds readily and never worry about proving it, and I want to say, Mr. President, that is one of the ardent and adroit methods used by people that try to destroy government. It is not material, Mr. President, what individual occupies a public office. The fact is that it is a

public office, and when you see people who devote years of their lives to public service and take the abuse that is the common reward or the common pay off for public service, you begin to wonder why it is that year after year, slowly but surely, it is more difficult to interest the average citizen in public life or public office. There is not one of us sitting here in this Senate that does not know how difficult it is to get the real folks back home interested in public office. If you try to get them to run for the schoolboard, or for borough councilmen, or township commissioner, or the Legislature or the State Senate, they are not interested, Mr. President, because they do not want to, first, devote the time, secondly, they cannot afford to devote it from their private affairs and, third and paramount, they refuse to take the abuse that a thoughtless group of people who are hallowed citizens heap upon them.

Mr. President, I have watched this local campaign and may I say that fools rush in where angels fear to tread. I have read with a great deal of interest a lot of the propaganda that has been spread by this quiescent quintet campaign against a very distinguished Member of this Senate. Mr. President, I want to say this. I read with a great deal of appreciation a speech made by the Honorable Robert Woodside, former Judge of the Court of Common Pleas of Dauphin County, a former Member of the House of Representatives and at the present time the Attorney General of the Commonwealth of Pennsylvania. I agree with Bob Woodside; I despise campaigns that are based upon hate, suspicion and propaganda. I think that one of the worst things we can do in this great Republic, where we have a representative form of government, is to attempt to coerce votes by pointing a finger at the other side and yelling "stop thief" because we do not advance our representative form of government one inch by that type of propaganda, and when they start to attack a gentleman who has devoted over fifty years, over a half a century of his life, in trying to do something for the people of Pennsylvania and for the citizens of this great Commonwealth, as well as the people of Dauphin County, and I want to say to the gentleman from Westmoreland, Harve Taylor's beneficence goes all over Pennsylvania, and when they deliberately attempt to win a campaign not upon the qualifications of their candidates but upon the strength of dastardly remarks that they print in the newspapers, and say over the radio and over platforms, that is no way to promote our representative form of government. I think that it is high time that somebody like Bob Woodside said the things that he has said.

Mr. President, we cannot vote; we should not be in this campaign, but we certainly have the right to say to the people of Pennsylvania that we are still happy and proud of the fact that people like Harve Taylor are still in public office and are willing to represent the people of Pennsylvania and take the abuse that has to be taken, and I think that one of the finest things that the citizens of Pennsylvania could do would be to pay no attention to hate campaigns, but turn around and take a look not on false words, not on false prophets, but on performance and deeds that have stretched over half a century. Those are the things that count, and I am glad to hear Senator Dent get up and say them, because we have both been

thinking them for a long time, and I think it is about time somebody kept saying them in the sixty-seven counties of Pennsylvania. Our government, our type of government is on trial before the jury of the world, and here we are enjoying it and yet criticizing it by trying to pull the rug out from under the very people who make it possible to have a representative form of government.

Now, Mr. President, I do not want to shoot the shotgun. I do not want to complain about Members of this Senate, but last week a statement was delivered on the floor of this Senate belittling and criticizing a very distinguished Allegheny Countian because of her civic activities. Mr. President, we should welcome all civic activity, we should welcome people who are willing to do the things for the citizens of Pennsylvania that public officials do. My only regret, and I know that Senator Dent joins with me in saying this, is that we do not have more Harve Taylors, not only in the Senate but in the Commonwealth of Pennsylvania.

The PRESIDENT. The only complaint the Chair has is that he is precluded from making a speech for "Pop Pop" also.

Mr. FREED. Mr. President, I would like to add my few words to the last remarks, because over the week end I took a good blasting from everybody from one end of my county to the other, and I do not know now—when I think what they say about this Confucius guy, I think I am very much confused.

Mr. President, I have gone down the line on these 600's, that I think the next time I get on the play-off some place, certainly six will get in it. 612 just blasted me all over the lot. 615 dragged me into the ditch, and then they started to drag me around with 629 and 630 and they were not satisfied with that. They feel that I should have been on this adoption case and seen to it that there would be more liberalization in adoption. Then we go next to that to divorces, and when we came to the point of divorces I started to think of a few others that came into the office and they are definitely attacking this 48, and on 48 they definitely told me, "Tilgh Freed, you cannot vote for that because our courts are shoved up too full now with the divorce cases. The more along the lines of 48 that you liberalize it, the more divorce cases you are going to get." Definitely I want to know just why that was. Then they get me confused a little bit more. In comes a bill from this fellow who is very much interested in 348. He says, "Will you please go for 348?" Then I definitely was confused because in digging up 348, I find myself in alcohol, because it is definitely an alcohol bill. So, by the time I get going around, and then I read our local newspaper, and I find the local newspaper turning around and telling me that over in the House one of the House Members from Lehigh turned around and proposed the idea of relief for somebody in the Welfare Department, that the Members of the House and Senate of the Legislature should definitely be contacted through their wives. Well, you possibly read the little story that they also met a few bachelors over there that had no wives, and they did not know who to go to. I will say that those people on 348 definitely contacted my wife, and even though I may change my opinion on 48, since it is supposed to be amended to the extent you people

will see after this particular Session takes place, that anyone possibly can get along with it.

Mr. President, I am definitely not doing this on account of my wife. I love the women and I like them very very much or I do not think I would have tried it the second time. I got in that position but, nevertheless, I do hope this thing stops people from—the legislative engineers as they call themselves—contacting the wives and let the wives work on us for this work up here, because I do believe we can do a better job if we try to take things as they are and how they come and as our constituents would like us to be.

Thanks a lot, Mr. President.

PERMISSION TO ADDRESS SENATE

Mr. RUTH asked and obtained unanimous consent to address the Senate.

Mr. RUTH. Mr. President, I would like to make a statement before I introduce this resolution.

The PRESIDENT. The gentleman from Berks, Mr. Ruth, may proceed.

Mr. RUTH. Mr. President, some of the counties in Pennsylvania have been selected as samples for investigation of criminal activities with racketeers and local officeholders. I am sure that not one of those counties objects to being investigated, but they do object to being picked as samples and have their names blackened when, perhaps, similar conditions may exist in other counties.

Therefor, Mr. President, I am introducing a resolution to set up a crime investigating committee of the General Assembly for the entire State, to make a report two years hence. I do not ask to have this resolution acted upon at once for the reason that it should be studied, and if we are really sincere in helping to clean up in our State any possible connection between criminal racketeers and local officials, this will be a means of doing it.

On the strength of that, Mr. President, I am introducing this resolution and ask that it be sent to a proper committee, and given proper study and possible action at this Session.

RESOLUTIONS

URGING THAT A COMMITTEE BE APPOINTED TO INVESTIGATE AND REPORT ON CRIMINAL ENTERPRISE WITH CERTAIN LOCAL LAW ENFORCEMENT OFFICIALS

Mr. RUTH offered the following resolution which was twice read and referred to the Committee on Rules:

In the Senate, July 16, 1951.

The reports of the United States Senate Crime Investigating Committee indicate that organized crime flourishes in a large measure on the negligence, the active support or the participation of a relatively small number of local law enforcement officials and that these enforcement officials in collusion with an equally small segment of local political authorities are instrumental in largely nullifying the efforts of diligent officials and public spirited citizens in achieving a sound program of civic and political development.

Although it is apparent to anyone that the majority of the law enforcement officials in the various counties of Pennsylvania are faithfully and competently enforcing the laws of the Commonwealth, yet it should be the aim and the desire of every citizen of Pennsylvania that all of its laws be administered in a spirit of genuine justice and enforced with thoroughness in every county.

Under the existing law there are means and authority for correcting whatever abuses are perpetrated by a few venal officials. Misdemeanors, corruption, favoritism, extortion and other forms of gross misconduct on the part of public officials are punishable in a manner prescribed by the laws of the State as enacted by the General Assembly. Nevertheless, the latter would be derelict in its own duties and obligations if it continued to view apathetically an established disregard of a bona fide enforcement of the laws by certain local enforcement officials. Hence, the dramatic revelations of a thorough investigation are designed to make every legislator and citizen vitally aware of the intolerable conditions that exist in a few local areas and should be extirpated and remedied at the earliest opportunity, therefore be it

Resolved, That the General Assembly authorize the appointment of a Special Committee to be known as the General Assembly Crime Investigation Committee for the purpose of investigating and reporting on the alleged association of criminal enterprise with certain local law enforcement officials. The number of members on the Committee, their method of appointment, powers and duties are to be as follows:

1. The said Committee shall consist of six members of the House of Representatives to be appointed by the Speaker and of six members of the Senate to be appointed by the President Pro Tempore.

2. The Committee shall elect a Chairman and a Secretary from among its members and shall meet from time to time at such places and at such times as the Chairman of the Committee shall designate, or as may be voted by a majority of the members of the said Committee.

3. The said Committee shall investigate crime conditions and law enforcement conditions throughout the State and shall have the right and authority to summon witnesses to testify before it; to employ secretarial help, special investigators and other assistants to the extent of the finances placed at its disposition.

4. The said Special Committee shall make a report in writing to the General Assembly to be filed at the time of or before the next regular session of the Legislature and said Committee shall be discharged from its duties upon the convening of the next regular session of the Legislature, and be it further

Resolved, That the members of the Committee shall receive the same per diem and travel expenses as the members of the Legislature in regular session.

SENATE RESOLUTION

TRIBUTE TO THE HONORABLE CHARLES H. HERSCH

Mr. McCREESH offered the following resolution which was twice read, considered and agreed to:

In the Senate, July 16, 1951.

The Democratic forces of Philadelphia have sustained an irreparable loss. One of its fearless and forthright stalwarts—the Honorable Charles H. Hersch—has been suddenly called to leave the cares and the turmoil of life on earth to take his conspicuous part among the multitude who have gone to eternal glory.

Mr. Hersch was an active proponent of the Democratic political philosophy for over forty years. His influence on Democratic policy was far reaching and deep seated and the impact of his lucid thought and his forceful action will not soon be forgotten.

Starting humbly and industriously, he forged his way to prominence in party councils by twice achieving the office of Coroner of Philadelphia. More recently he was the tipstaff of Common Pleas Court No. 6. Throughout his long and active career in politics, his civic interests and public services have been a challenge to his younger colleagues and the inspiration to be read from his book of experience can well be a source of emulatory practice by them; therefore be it

Resolved, That the Senate express its poignant sorrow at the sudden death of the Honorable Charles H. Hersch.

and mourn the loss to the Democratic party and to the citizenry of Philadelphia of a courteous, considerate and high principled leader and servant; and be it further

Resolved, That the Senate tender to his surviving widow, Mrs. Charles H. Hersch, and his sons, Joseph Hersch and Charles H. Hersch, Jr., its condolences and prayers in their hour of bereavement and its conviction that they will remember proudly and affectionately their many years of happy association with him; and be it further

Resolved, That a copy of this resolution be transmitted to Mrs. Charles H. Hersch, the surviving widow of the Honorable Charles H. Hersch.

BILL INTRODUCED AND REFERRED

Mr. DENT. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. DENT and STEVENSON read in place and presented to the Chair Senate Bill No. 792, entitled:

An Act authorizing the prothonotaries and clerks of the several courts registers of wills and recorders of deeds in the several counties of the Commonwealth to keep certain records in loose-leaf volumes under the conditions herein set forth.

Which was committed to the Committee on Local Government.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 244, as follows:

An Act to further amend the act approved the twelfth day of May one thousand nine hundred forty-three (P. L. 259) entitled as amended "An act providing for the payment by the State Treasurer of one-half of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns and townships and for the payment thereof into police pension funds and in certain cases into the Municipal Employees' Retirement System and for Pension Annuity Contracts and in certain other cases into the State Employees' Retirement Fund for certain purposes" by redefining pension annuity contract vesting certain [equities benefits dividends or] rights under pension annuity contracts in the municipality or in the policemen [or their dependents] providing for deductions to defray expenses for auditing providing for return of funds if not used within a certain time by the various political sub-divisions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The definition of "Pension Annuity Contract" in Section 1 of the act approved the twelfth day of May one thousand nine hundred forty-three (P. L. 259) entitled as amended "An act providing for the payment by the State Treasurer of one-half of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns and townships and for the payment thereof into police pension funds and in certain cases into the Municipal Employees' Retirement System and for Pension Annuity Contracts and in certain other cases into the State Employees' Retirement Fund for certain purposes" as added by the act approved the sixth day of April one thousand nine hundred forty-five (P. L. 160) is hereby amended to read as follows

Section 1 * * * * *

"Pension Annuity Contract" means any contract made by a municipality or any Municipal Employees' Retirement

Fund or Police Pension Fund of a municipality with an insurance or other authorized company to provide pension retirement or disability benefits to the policemen employed by such municipality or death benefits to the [dependents of] beneficiaries designated by such policemen The municipality shall be the owner of all rights under the contract except the rights to designate the beneficiary to change the beneficiary and to receive the death pension and retirement benefits thereunder when the employment of any policeman is terminated other than by death or retirement the municipality shall apply the value of such contract to provide for the policeman death pension retirement or disability benefits in accordance with the terms and conditions of the contract

Number of policemen whether of a participating municipality or of the Pennsylvania State Police means the average number of policemen employed by any such municipality or in the Pennsylvania State Police as the case may be during the year preceding the receipt of the tax by the Commonwealth

Section 2 The eighth paragraph of Section 1 of said act as last amended by the act approved the twenty-seventh day of May one thousand nine hundred forty-nine (P. L. 1901) is hereby further amended to read as follows

Section 1

* * * * *

On and after the first day of January one thousand nine hundred and forty-nine and annually thereafter there shall be paid by the State Treasurer to the treasurers of the several municipalities within the Commonwealth and to the State Employees' Retirement Fund for State police pension and retirement purposes the entire amount received from the two per centum tax paid upon premiums by foreign-casualty insurance companies. Provided That there shall be deducted from the entire amount now received and to be received the sum of sixty thousand dollars (\$60,000) to be allocated to the Department of the Auditor General to defray costs and expenses of auditing the funds and accounts receiving disbursements from said entire amount and the department of the Auditor General shall make such audits of the funds and accounts receiving disbursements from said entire amount and all sums of said allocation not utilized in making said audits shall be returned to the general fund for distribution in accordance with the terms of formula III of the act herein amended The amounts to be distributed shall be allocated in accordance with the following formula

Section 3 Said act is hereby amended by adding immediately following Section 1.1 thereof a new section to read as follows

Section 1.2 All moneys distributed under the terms hereof that are not used for the purposes set forth herein within one year after receipt thereof by the treasurers of the several cities boroughs towns and townships shall be returned to the general fund for distribution in accordance with the terms of formula III of the act herein amended

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL NO. 244

Mr. WALKER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 244.

Mr. WADE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 245, on concurrence in House amendments, entitled:

An Act to further amend subsection (a) of section 2 of the act approved the twenty-eighth day of June one thousand eight hundred ninety-five (P. L. 408) entitled as amended "A supplement to the twenty-fourth section of an act entitled 'An act to provide revenue by taxation approved the seventh day of June one thousand eight hundred and seventy-nine' approved the first day of June one thousand eight hundred and eighty-nine amending the twenty-fourth section by providing for the payment by the State Treasurer of the two per centum tax on premium paid by foreign fire insurance companies to the treasurers of the several cities towns townships and boroughs within this Commonwealth" by providing for the return of funds if not paid over within a certain time by the political subdivisions for auditing the fund and accounts receiving disbursements restricting payments by the auditors of the political subdivision and to firemen and their dependents

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 501, as follows:

An Act to further amend the title of and the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 951) entitled as amended "An act defining and providing for the licensing and regulation of private academic schools conferring powers and imposing duties on the Department of Public Instruction and imposing penalties" by exempting therefrom schools for the blind deaf and dumb receiving State appropriations and certain other private schools

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title clause (1) of section 1 and section 2 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 951) entitled as amended "An act defining and providing for the licensing and regulation of private academic schools conferring powers and imposing duties on the Department of Public Instruction and imposing penalties" as amended by the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 997) are hereby further amended to read as follows

An Act

Defining and providing for the licensing and regulation of private academic schools conferring powers and imposing duties on the [Department of Public Instruction] State Board of Private Academic Schools and imposing penalties

Section 1 The following words and phrases of this act shall have the meanings ascribed to them

(1) "Private academic school" or "school" shall mean a school maintained or classes conducted for the purpose of offering instruction for a consideration profit or tuition to five or more pupils at one and the same time or to twenty-five or more pupils during any school year the purpose of which is to educate an individual generally or specially or to prepare an individual for more advanced study and shall include all schools engaged in such education except private trade schools private business schools [and] private correspondence schools private music schools private dance schools private art schools private dramatic art schools private schools of charm or poise private driver training schools or any type of private school which is nonacademic in character

Section 2 The provisions of this act shall not apply to colleges or universities schools maintained or classes conducted by employers for their own employees where no fee or tuition is charged schools or classes owned and operated by or under the authority of bona fide religious institutions or by the Commonwealth of Pennsylvania or any political subdivision thereof or schools for the blind deaf and dumb receiving Commonwealth appropriations or schools accredited by accrediting associations approved by the State Council of Education but such schools may choose to apply for a license and upon approval and issuance thereof shall be subject to the provisions of this act

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL NO. 501

Mr. WALKER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 501.

Mr. SCARLETT. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McMenamin,	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McPherson, Jr.		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 533, as follows:

An Act concerning contributions among joint tortfeasors and release of tortfeasors defining the rights and duties of contribution in such cases making uniform the law with reference thereto and repealing inconsistent legislation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 For the purpose of this act the term "joint tortfeasors" means two or more persons jointly or severally liable in tort for the same injury to persons or property whether or not judgment has been recovered against all or some of them

Section 2 (1) The right of contribution exists among joint tortfeasors (2) A joint tortfeasor is not entitled to a money judgment for contribution until he has by payment discharge the common liability or has paid more than his pro rata share thereof (3) A joint tortfeasor who enters into a settlement with the injured person is not entitled to recover contribution from another joint tortfeasor whose liability to the injured person is not extinguished by the settlement

Section 3 The recovery of a judgment by the injured person against one joint tortfeasor does not discharge the other tortfeasors

Section 4 A release by the injured person of one joint tortfeasor whether before or after judgment does not discharge the other tortfeasors unless the release so provides but reduces the claim against the other tortfeasors in the amount of the consideration paid for the release or in any amount or proportion by which the release provides that the total claim shall be reduced if greater than the consideration paid

Section 5 A release by the injured person of one joint tortfeasor does not relieve him from liability to make contribution to another tortfeasor unless the release is given before the right of the other tortfeasor to secure a money judgment for contribution has accrued and provides for a reduction to the extent of the pro rata share of the released tortfeasor of the injured person's damages recoverable against all the other tortfeasors

Section 6 This act does not impair any right of indemnity under existing law

Section 7 This act shall be so interpreted and construed as to effectuate its general purpose to make uniform the law of those states that enact it

Section 8 This act shall be known and may be cited as the "Uniform Contribution Among Tortfeasors Act"

Section 9 The act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 1075) entitled "An act to provide for contribution among tortfeasors" is hereby repealed

All other acts and parts of acts are hereby repealed in so far as inconsistent with the provisions of this act

Section 10 The provisions of this act shall become effective immediately upon its final enactment

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution.

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 533

Mr. WALKER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 533.

Mr. HARE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silver,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

FINAL PASSAGE CALENDAR

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 729, on final passage, entitled:

An Act to repeal Sections 2 and 3 of the act, approved the eleventh day of April, one thousand eight hundred sixty-six (P. L. 635), entitled "A further supplement to the act consolidating the city of Philadelphia, for the purpose of introducing a sufficient supply of fresh and pure water, for the use of the citizens of said city," eliminating the right of the City of Philadelphia to enter upon or take certain land in adjoining counties by eminent domain proceedings for water supply purposes and the manner of ascertaining damages for such taking.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

LEAVE OF ABSENCE

Mr. Haluska asked and obtained leave of absence for Mr. BARR, on account of the death of a close friend.

THIRD READING CALENDAR

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 35, as follows:

An Act providing temporarily for the grant without examination of certificates of licensure to practice medicine and surgery to certain persons who become members of the armed forces of the United States and suspending inconsistent laws

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The State Board of Medical Education and Licensure may without requiring the passing of an examination grant a certificate of licensure to practice medicine or surgery to any person a resident of this Commonwealth who at the time of becoming a member of the armed forces of the United States during the present national emergency proclaimed by the President of the

United States was in all other respects qualified according to law but was prevented from taking the examination conducted by the board by reason of his enlistment induction or being commissioned into the armed forces of the United States

Section 2 The State Board of Medical Education and Licensure shall make reasonable rules and regulations with respect to the administration of this act

Section 3 All acts or parts of acts inconsistent herewith are hereby suspended during the period this act remains in effect

Section 4 The provisions of this act shall become effective immediately upon final enactment and shall remain in effect until the termination of the present national emergency proclaimed by the President of the United States and for one year thereafter

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McMenamin,	Stevenson.
Barrett,	Holland,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Toole,
Byrne,	Lane,	Peelor,	Wade,
Chapman,	Leader,	Propert,	Wagner.
Crowe,	Letzler,	Robinson,	Walker,
Dent,	Mahanay,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McPherson, Jr.	Snowden,	Yosko.
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 80, entitled:

An Act to further amend section four thousand three hundred two of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by prescribing a minimum period of continuous service and in certain cases a minimum age for police retirement.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. FREED. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Sec. 1, page 2, line 5, by inserting after the word "as" the following: "reenacted and"; Amend Sec. 1, page 2, lines 5 and 6, by striking out "second day of May, one thousand nine hundred forty-nine (P. L. 816)" and in-

serting in lieu thereof: "twenty-eighth day of June, one thousand nine hundred fifty-one (Act No. 164)."

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILLS OVER IN ORDER

Mr. FREED. Mr. President, I ask unanimous consent that House Bill No. 80, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 98, on third reading, entitled:

An Act regulating the appointment promotion suspension reduction removal and reinstatement of employes (except superintendents assistant superintendents inspectors and chief clerks) in bureaus of police in cities of the second class and defining the powers and duties of civil service commissions in such cities for such purposes.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 121, as follows:

An Act to further amend Section 903 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by clarifying the provision allowing directors expenses at annual conventions and special meetings

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 903 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" as amended by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 804) is hereby further amended to read as follows

Section 903 Expenses at Annual Conventions and Special Meetings It shall be the duty of school directors in each county to attend such annual convention of school directors called by the county superintendent Each school director attending the annual convention or any special meeting duly called shall receive for his necessary expenses the sum of eight dollars (\$8) per day for each day's attendance and mileage at the rate of six cents (6c) per mile for the distance necessary to be traveled in going to and from such convention or special meeting Said amount shall be paid by an order drawn on the treasurer of the school district in which he acts as school director No school director shall be paid for more than two (2) days at any annual convention [or special meeting] nor more than two (2) days at special meetings

And said bill having been read at length the third time, and agreed to,

On the question,
Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.	Stevenson,
Barrett,	Holland,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Toole,
Byrne,	Lane,	Peelor,	Wade,
Chapman,	Leader,	Propert,	Wagner,
Crowe,	Letzler,	Robinson,	Walker,
Dent,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 598, as follows:

An Act to further amend Section 10 of the act approved the twenty-ninth day of May one thousand eight hundred eighty-five (P. L. 29) entitled "An act to provide for the incorporation and regulation of natural gas companies" by providing that natural gas companies shall have the right of eminent domain for underground storage of natural gas or manufactured fuel gas and regulating the exercise of such right

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 10 of the act approved the twenty-ninth day of May one thousand eight hundred eighty-five (P. L. 29) entitled "An act to provide for the incorporation and regulation of natural gas companies" as last amended by the act approved the fifth day of April one thousand nine hundred twenty-seven (P. L. 115) is hereby further amended to read as follows

Section 10 (a) The transportation [and] supply and underground storage of natural gas and manufactured fuel gas for public consumption is hereby declared to be a public use and it shall be the duty of corporations organized or provided for under this act to furnish to consumers along their lines and within their respective districts natural gas and manufactured fuel gas or either or both for heat or light or other purposes as the corporation may determine Any and all corporations that is or are now or shall hereafter be engaged in such business shall have the right of eminent domain for the laying of pipe lines for the transportation and distribution of natural gas and manufactured fuel gas or either or both the right however shall not be exercised as to any burying ground or dwelling passenger railroad station-house or any shop or manufactory in which steam or fire is necessarily used for manufacturing or repairing purposes but shall include the right to appropriate land upon or under which to lay said lines and locate pipes upon and over under and across any lands rivers streams bridges roads streets lanes alleys or other public highways or other pipe lines or to cross railroads or canals Provided In case the pipe lines cross any railroad operated by steam or canal the same shall be located under or above such railroad or canal and in such manner as the railroad or canal company may reasonably direct And provided further That any company laying a pipe line under the provisions hereof shall be liable

for all damages occasioned by reason of the negligence of such gas company And provided further That no company authorized by this act shall have the right to occupy longitudinally the right of way roadbed or bridge of any railroad company And provided If any pipe line laid under the provisions of this act or laid upon or over lands cleared and used for agricultural purposes the same shall be buried at least twenty-four inches below the surface and if any line of pipe shall be laid over or through any waste or woodland which shall be changed to farming land then it shall be the duty of the corporation to immediately bury the said pipe to the depth of at least twenty-four inches as aforesaid

(b) Any corporation that is now or shall hereafter be engaged in such business shall have the right of eminent domain for the injection storage and removal of natural gas or manufactured fuel gas in any stratum which previously has been commercially productive of natural gas (but not including any commercial coal measure whether or not being mined or any reservoir commercially productive of oil rather than natural gas) And provided That the stratum underlying the land wherein storage rights are proposed to be appropriated and the like stratum underlying adjacent lands are so interconnected as to constitute a geological reservoir or reservoirs having the characteristics suitable for storage purposes And provided further That said corporation at the time it seeks to exercise the right of eminent domain hereunder shall hold title in fee or have the right by grant lease or other agreement to store gas in at least ninety per centum of the total acreage of each said reservoir

(c) Said corporation in the appropriation of storage rights hereunder shall designate particularly the stratum in which it intends to store gas but said corporation shall not have the right hereunder to appropriate the surface of lands or the right to enter thereupon except to the extent that the temporary occupancy and use thereof shall be necessary for the purpose of plugging or casing off properly any existing or abandoned oil or gas well to prevent the escape of gas from the storage reservoir the appropriation of storage rights hereunder shall not preclude the drilling of oil or gas wells for the purpose of producing oil or gas from stratum or strata above or below the storage stratum designated as aforesaid Provided That in the drilling operation use abandonment and plugging of each such well the operator or operators shall so drill case equip operate abandon and plug the same as to prevent any avoidable escape of gas that may be stored in the storage stratum The corporation storing gas therein shall within thirty (30) days after receipt of detailed billing reimburse such operator or operators for the latter's reasonable additional cost in so doing

(d) Prior to any appropriation the corporation shall attempt to agree with the owner as to the damage properly payable for an easement in his or her property if such owner can be found and is sui juris failing to agree the corporation shall tender to the property owner a bond with sufficient sureties to secure him or her in the payment of damages if the owner refuse to accept said bond or cannot be found or is not sui juris the same shall then be presented to the court of common pleas of the proper county after reasonable notice to the property owner by advertisement or otherwise to be approved by it Upon the approval of the bond and its being filed the right of the corporation to enter upon the enjoyment of its easement shall be complete Upon petition of either the property owner or the corporation thereafter the court of common pleas shall appoint three disinterested freeholders of the county to serve as viewers to assess the damages proper to be paid to the property owner for the easement appropriated by the company and shall fix a time for their meeting of which notice shall be given to both parties and as compensation for their services each of said viewers shall receive [two dollars and fifty cents] fifty dollars for each day in which he may actually have been engaged in such duty and mileage at the rate of ten

cents for each circular mile traveled by him in going from his residence to and from such view

(e) Either party may appeal from the report of the viewers within twenty days after the filing thereof to the court of common pleas and have a jury trial as in ordinary cases and writ of error to the Supreme Court

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—29

Bane,	Holland,	McGinnis,	Scarlett,
Barrett,	Kephart,	McPherson, Jr.	Silvert,
Blass,	Kessler,	Meade,	Stiefel,
Dent,	Leader,	Peelor,	Wade,
DiSilvestro,	Mahany,	Robinson,	Walker,
Fleming,	Mallery,	Rosenfeld,	Watkins,
Haluska,	McCreesh,	Ruth,	Watson,
			Yosko,

NAYS—15

Berger,	Hare,	Pechan,	Wagner,
Chapman,	Letzler,	Probert,	Wolfe,
Diehm,	McMenamin,	Snowden,	Wood,
Freed,	Neff,	Stevenson,	

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 671, on third reading, entitled:

An Act to further amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trusees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" by further limiting eligibility for general assistance

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 707, on third reading, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and bound-

ary rivers of the Commonwealth" by reclassifying chubs measuring less than six inches in length as bait-fish

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 724, on third reading, entitled:

An Act to add subsection (c) to Section 2503 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by supplying an omission from former law providing for reimbursement for nonresident children and validating such reimbursements heretofore made

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 739, as follows:

An Act creating Mercy-Douglass State Hospital in Philadelphia County and authorizing the Department of Property and Supplies to sublease said Hospital to Mercy-Douglass Hospital and providing for the management thereof by the Board of Trustees of Mercy-Douglass Hospital

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The proposed addition to Philadelphia State Hospital of a Medical and Surgical Hospital to be constructed by The General State Authority on that certain site heretofore conveyed to it by Mercy-Douglass Hospital a corporation organized and existing under the laws of the Commonwealth of Pennsylvania and presently operating as a Medical and Surgical Hospital in the City and County of Philadelphia which site is bounded and described as follows

All that certain tract of land situate in the Fortieth Ward of the City of Philadelphia County of Philadelphia and State of Pennsylvania more fully bounded and described as follows to wit

Beginning at a point being the most southwestern corner of Fiftieth Street and Woodland Avenue thence along the western line of Fiftieth Street south forty degrees thirty-two minutes thirty seconds east two hundred and thirty-six feet to a point thence the following courses and distances south forty-nine degrees twenty-seven minutes thirty seconds west ninety-eight feet north forty degrees thirty-two minutes thirty second west one hundred and eleven feet south forty-nine degrees twenty-seven minutes thirty seconds west two hundred and four feet south forty degrees thirty-two minutes thirty seconds east one hundred and eleven feet and south forty-nine degrees twenty-seven minutes thirty seconds west ninety-eight feet to a point along the eastern line of Fifty-first Street as projected thence along the aforesaid line of Fifty-first Street as projected north forty degrees thirty-two minutes thirty seconds west two hundred and thirty-six feet to its intersection with the southern line of Woodland Avenue and thence along Woodland Avenue north forty-nine degrees twenty-seven minutes thirty seconds east four hundred feet to a point the place of beginning

Containing 1.647 acres more or less

Being the same premises which by indenture dated October thirtieth one thousand nine hundred fifty and recorded at Philadelphia in the Office of the Recorder of Deeds in Deed Book CJP No 2793 Page 37 &c were

granted and conveyed by the said Mercy-Douglass Hospital unto The General State Authority absolutely and in fee shall upon the erection construction and completion thereof be created and constituted a separate State institution to be known as the Mercy-Douglass State Hospital

Section 2 The Mercy-Douglass State Hospital shall be used to provide medical and surgical treatment for the sick and disabled instruction and training for those desirous of becoming trained nurses training for intern doctors and facilities for training resident physicians in post-graduate work regardless of race creed color or national origin

Section 3 The Mercy-Douglass State Hospital shall be under the management of the Board of Trustees of Mercy-Douglass Hospital which Board shall select and appoint an administrator or director of sufficient qualifications and experience in the management of such a hospital

Section 4 In addition to the Board of Trustees hereinbefore provided for such hospital shall have a Medical Advisory Board composed of the Secretary of the Department of the Commonwealth having jurisdiction over State medical and surgical hospitals and qualified physicians selected by the Board of Trustees who shall submit recommendations necessary to carry out the purposes of the hospital as hereinbefore set forth

Section 5 All recommendations concerning the policies of the hospital and clinics which come from the Medical Advisory Board shall be referred to the Board of Trustees of the Mercy-Douglass Hospital When such recommendations are considered by the Board of Trustees the Secretary of the Department of the Commonwealth who is a member of the Medical Advisory Board shall be invited to be present and to participate in the discussion of the same

Section 6 Upon the erection construction and completion of the Mercy-Douglass State Hospital and the leasing thereof by The General State Authority to the Commonwealth of Pennsylvania the Department of Property and Supplies with the approval of the Governor is hereby authorized and directed to sublease for the rental of one dollar (\$1.00) per annum to the Board of Trustees of Mercy-Douglass Hospital all the lands buildings and equipment in the City of Philadelphia County of Philadelphia Pennsylvania which comprise the Mercy-Douglass State Hospital for such term as shall be agreed upon

Section 7 The sublease shall be prepared by the Department of Justice and executed by the Secretary of Property and Supplies with the approval of the Governor and the Attorney General

Section 8 During the term of said sublease or any renewal thereof the Mercy-Douglass State Hospital shall be subject to the laws of the Commonwealth of Pennsylvania and to the rules and regulations promulgated by any department board or commission of the Commonwealth or any agency thereof as fully as if it were a private non-profit institution

Section 9 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreebaly to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.	Stevenson,
Barrett,	Holland,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Toole,
Byrne,	Lane,	Peelor,	Wade,
Chapman,	Leader,	Propert,	Wagner,

Crowe,
Dent,
Diehm,
DiSilvestro,
Fleming,
Freed,
Haluska,

Letzler,
Mahany,
Mallery,
McCreesh,
McGinnis,
McMenamin,

Robinson,
Rosenfeld,
Ruth,
Scarlett,
Silvert,
Snowden,

Walker,
Watkins,
Watson,
Wolfe,
Wood,
Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 771, as follows:

An Act to further amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by empowering the board of school directors in every school district to insure all of its employes against liability for personal damages sustained by pupils or others as the result of the employes' negligence in the performance of his or her duties during the course of his or her employment

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 774 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" as amended by the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 1017) is hereby further amended to read as follows

Section 774 Insurance on Buildings Public Liability Insurance for Employes etc (a) The board of school directors in every school district shall have full power and authority to make and enter into any contract or contracts it may deem proper with any person firm or corporation including any mutual fire insurance company authorized to transact business in this Commonwealth for the purpose of insuring against loss or damage by fire or otherwise any or all of the school buildings or other property owned or leased by the school district

(b) The board of school directors in every school district shall have full power and authority to make and enter into any contract or contracts it may deem proper with any person firm or corporation including any mutual insurance company authorized to transact business in this Commonwealth for the purpose of insuring every employe of the school district against liability for damages sustained by pupils or others as a result of the employes' negligence in the performance of his or her duties during the course of his or her employment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreebaly to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barrett,	Hare,	Meade,	Stiefel,
Berger,	Holland,	Neff,	Taylor,
Blass,	Kessler,	Peelor,	Toole,
Byrne,	Lane,	Propert,	Wade,
Chapman,	Leader,	Robinson,	Wagner,
Crowe,	Letzler,	Rosenfeld,	Walker,

Dent,
Diehm,
DiSilvestro,
Fleming,
Freed.

Mallery,
McCreesh,
McGinnis,
McMenamin,

Ruth,
Scarlett,
Silvert,
Snowden,

Watkins,
Watson,
Wolfe,
Wood,
Yosko,

NAYS—3

Kephart,

Mahany,

Pechan,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 778, as follows:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Harrisburg State Hospital to acquire certain tracts of land for the use of the Harrisburg State Hospital and making an appropriation therefor
The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Harrisburg State Hospital is hereby authorized to purchase in the name of the Commonwealth of Pennsylvania additional lands adjacent or contiguous to the Harrisburg State Hospital in the City of Harrisburg Dauphin County Pennsylvania for the use of said hospital

Section 2 The said lands shall not be acquired until the titles thereto have been approved by the Department of Justice The deeds of conveyance shall be deposited with the Secretary of Internal Affairs

Section 3 The sum of Twenty-One Thousand Dollars (\$21,000) or so much thereof as may be necessary is hereby appropriated to the Department of Property and Supplies for the payment of the purchase price of said tract or tracts of land and the expense incidental thereto including title search

Section 4 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,
Barrett,
Berger,
Blass,
Byrne,
Chapman,
Crowe,
Dent,
Diehm,
DiSilvestro,
Fleming,
Freed,
Haluska,

Hare,
Holland,
Kephart,
Kessler,
Lane,
Leader,
Letzler,
Mahany,
Mallery,
McCreesh,
McGinnis,
McMenamin,

McPherson, Jr.,
Meade,
Neff,
Pechan,
Peelor,
Probert,
Robinson,
Rosenfeld,
Ruth,
Scarlett,
Silvert,
Snowden,

Stevenson,
Stiefel,
Taylor,
Toole,
Wade,
Wagner,
Walker,
Watkins,
Watson,
Wolfe,
Wood,
Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 793, on third reading, entitled:

An Act to further amend Section 12 of the act approved the eleventh day of July one thousand nine hundred seventeen (P. L. 758) entitled "An act for the protection of the public health by regulating the possession control dealing in giving away delivery dispensing administering prescribing and use of certain drugs and keeping records thereof by regulating the use of drugs in the treatment of the drug habit by providing for the revocation and suspension of licenses of physicians dentists veterinarians pharmacists druggists and registered nurses for certain causes and by providing for the enforcement of this act and penalties" by changing the penalties for the illegal sale dispensing or giving away of drugs

go over in its order, temporarily.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS POSTPONED

Mr. WALKER. Mr. President, I move that House Bill No. 965, on third reading, entitled:

An Act to amend Section 2504 and to further amend Section 2507 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the amounts payable by the Commonwealth on account of vocational curriculums and vocational extension classes

be placed on the Third Reading Postponed Calendar.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that House Bill No. 1173, on third reading, entitled:

An Act to amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by authorizing the Pennsylvania Game Commission to issue special permits to certain disabled veterans with service connected disabilities and permitting them to hunt under Commission regulations from automobiles.

be placed on the Third Reading Postponed Calendar.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1182, as follows:

An Act to further amend Section 20 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by prescribing penalties for violations of closed seasons

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 20 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" as last amended

by the act approved the thirteenth day of April one thousand nine hundred forty-nine (P. L. 432) is hereby further amended to read as follows

Section 20 Closed Seasons There shall be no fishing between the fourteenth day of March and five o'clock antemeridian on the fifteenth day of April in any year except in rivers ponds and lakes not stocked with trout and in streams emptying into Lake Erie within the confines of Pennsylvania from the mouth of the stream in a southerly direction to State Highway Route No. 5 a distance of approximately one-half mile For the purpose of this paragraph a person shall be deemed to be fishing if he shall have in his possession any fishing line rod or other device which can be used for fishing while on or in any water or on the banks of any water where fishing is prohibited Ponds and lakes in which fishing is prohibited shall be posted by the commission [The following] Any person violating the provisions of this paragraph shall upon conviction be sentenced to pay for the first offense a fine of five dollars (\$5) and costs and for a second or subsequent offense a fine of twenty dollars (\$20) and costs

The following closed seasons are hereby established for the fish as hereinafter enumerated

(a) Charr commonly called brook trout or any species of trout except lake or salmon trout beginning on the first day of August to five o'clock antemeridian on the fifteenth day of April next following

(b) Lake trout or salmon trout from the thirtieth day of September to the thirtieth day of June next following both dates inclusive

(c) Small mouth and large mouth bass white bass crappie strawberry or calico bass pike-perch otherwise called [walled-eyed] wall-eyed pike or Susquehanna salmon pickerel muskellunge western and northern pike from the first day of December to the thirtieth day of June next following both dates inclusive Provided however That pickerel and perch may be caught and taken not exceeding the daily creel limits fixed by this act during the months of December and January but only when tip-ups are employed while fishing through holes in the ice

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.	Stevenson,
Barrett,	Holland,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Toole,
Byrne,	Lane,	Peelr,	Wade,
Chapman,	Leader,	Propert,	Wagner,
Crowe,	Letzler,	Robinson,	Walker,
Dent,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1204, as follows:

An Act to amend the act aproved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school sytem including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by clarifying the procedure in reference to rating of professional employes and temporary professional employes and designating the persons authorized to do the same

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 1108 and 1123 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating changing the laws relating thereto" are hereby amended to read as follows

Section 1108 Temporary Professional Employes (a) It shall be the duty of the county superintendent of schools or the district superintendent as the case may be notify each temporary professional employe at least twice each year during the period of his or her employment of the professional quality professional progress and rating of his or her services No temporary professional employe shall be dismissed unless rated unsatisfactory and notification in writing of such unsatisfactory rating shall have been furnished the employe within ten (10) days following the date of such rating The rating of a temporary professional employe shall be done as provided in section one thousand one hundred twenty-three of this act

(b) A temporary professional employe whose work has been certified by the county superintendent of schools or the district superintendent to the secretary of the school district during the last four (4) months of the second year of such service as being satisfactory shall thereafter be a "professional employe" within the meaning of this article The attainment of this status shall be recorded in the records of the board and written notification thereof shall be sent also to the employe The employe shall then be tendered forthwith a regular contract of employment as provided for professional employes No professional employe who has attained tenure status in any school district of this Commonwealth shall thereafter be required to serve as a temporary professional employe before being tendered such a contract when employed by any other school district

(c) Any temporary professional employe who is not tendered a regular contract of employment at the end of two years of service rendered as herein provided shall be given a written statement signed by the president and secretary of the board of school directors and setting forth explicitly the reasons for such refusal

(d) Temporary professional employes shall for all purposes except tenure status be viewed in law as full-time employes and shall enjoy all the rights and privileges of regular full-time employes

Section 1123 Rating System In determining whether a professional employe shall be dismissed for incompetency and in rating the services of a temporary professional employe the professional employe or temporary professional employe shall be rated by an approval rating system which shall give due consideration to personality preparation technique and pupil reaction in accordance with standards and regulations for such scoring as defined by rating cards to be prepared by the Department of Public Instruction and to be revised from time to time by the Department of Public Instruction with the cooperation and advice of a committee appointed by the Superintendent of Public Instruction including representation from county and district superintendents of schools classroom teachers school directors school supervisors and such other groups or interests as the Superintendent of Public Instruction may deem appropriate Rating shall be done by or under the supervision of the county or district superintendent of schools or if so directed by him the same may be done by an associate superintendent an assistant superintendent a

supervising principal a supervisor or a principal who has supervision over the work of the professional employe or temporary professional employe who is being rated provided that no unsatisfactory rating shall be valid unless approved by the county or district superintendent.

Section 2 Section 1125 of said act as amended in part by the act approved the twentieth day of April one thousand nine hundred forty-nine (P. L. 621) is hereby further amended to read as follows

Section 1125 Suspensions and Reinstatements How Made (a) Whenever a board of school directors decreases the size of the staff of professional employes the suspensions to be made shall be determined by the county superintendent of schools or the district superintendent as the case may be on the basis of efficiency rank determined by ratings made in accordance with standards and regulations determined by rating cards prepared by the Department of Public Instruction as required by section one thousand one hundred twenty-three of this act. It shall be the duty of boards of school directors to cause to be established a permanent record system containing ratings for each professional employe employed within the district. Copies of all ratings for the year shall be transmitted to the professional employe upon his or her request or if any rating during the year is unsatisfactory a copy of same shall be transmitted to the professional employe concerned. No professional employe shall be dismissed under this act unless such rating records have been kept on file by the board of school directors. Provided That boards of school directors in districts under supervision of the county superintendent may establish a filing system for rating cards in the office of the county superintendent of schools.

(b) In case in which suspensions are to be made professional employes shall be retained on the basis of seniority rights acquired within the school district of current employment where no differences in rating are found. Seniority rights shall also prevail where there is no substantial difference in rating. In cases where there are substantial differences in rating of those under consideration for suspension seniority shall be given consideration in accordance with principles and standards of weighing incorporated in the rating cards.

(c) No suspended employe shall be prevented from engaging in other occupation during the period of such suspension. Suspended professional employes shall be reinstated in the inverse order of their suspension. No new appointment shall be made while there are suspended professional employes available who are properly certified to fill such vacancies.

Section 3 The provisions of this act shall become effective on the first day of July one thousand nine hundred fifty-one.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.,	Stevenson,
Barrett,	Holland,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Toole,
Byrne,	Lane,	Peelor,	Wade,
Chapman,	Leader,	Probert,	Wagner,
Crowe,	Letzler,	Robinson,	Walker,
Dent,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1269, on third reading, entitled:

An Act to amend Section 15 of the act approved the twenty-second day of April one thousand eight hundred fifty (P. L. 538) entitled "An act to secure the cities of Pittsburgh and Allegheny and the neighborhood thereof from damage by gun-powder to incorporate an association for the establishment of a house of refuge for western Pennsylvania and relative to the Pennsylvania State Lunatic hospital" by changing the maximum age for the commitment of delinquents to the Pennsylvania Training School at Canonsburg and changing admission requirements relative thereto

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1270, on third reading, entitled:

An Act providing for the commitment and transfer of certain female juvenile delinquents to the Pennsylvania Training School for Girls or to certain other institutions and imposing duties on the courts of this Commonwealth relative thereto

go over in its order,

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1306, on third reading, entitled:

A Supplement to the act approved the twelfth day of June, one thousand nine hundred thirty-one (P. L. 575) entitled "An act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River, and the improvement of the facilities for transportation across the river; authorizing the Governor, for these purposes, to enter into an agreement with New Jersey; creating The Delaware River Joint Commission and specifying the powers and duties thereof, including the power to finance projects by the issuance of revenue bonds; transferring to the new commission all the powers of the Delaware River Bridge Joint Commission; and making an appropriation," by authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a compact or agreement with the State of New Jersey amending and supplementing the compact and agreement between the State of New Jersey and the Commonwealth of Pennsylvania; authorizing and empowering The Delaware River Joint Commission to construct, finance, operate, maintain and own a vehicular tunnel under, or an additional bridge across, the Delaware River, and defining certain functions, powers and duties of said Commission; authorizing the Governor to apply, on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent to such supplemental compact or agreement.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1327, as follows:

An Act to amend Section 901 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for authorization by county conventions of activities and services to be administered by county boards of school directors.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 901 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended to read as follows

Section 901 Annual Conventions and Special Meetings The school directors in every county having a county superintendent of public schools shall annually be called together at the county-seat or some other suitable place within the county by the county superintendent of public schools The purpose of such annual conventions shall be the consideration and the discussion by the school directors and others of questions and subjects pertaining to the welfare and promotion of the public schools in their respective counties and such other business as may properly come before such conventions In addition hereto the county superintendent of public schools may call together the school directors within the county at the county-seat or some other suitable place within the county designated by the county superintendent of public schools when any emergency may exist or when in the opinion of the county superintendent of public schools a special meeting should be called for the consideration and discussion by the school directors and others of questions and subjects pertaining to the welfare and promotion of the public schools or their interests in their respective districts or counties and such other business as may properly come before said meeting

The convention shall have power at the annual convention or at any special meeting to pass on and approve activities and services to be provided administered and supervised by the county board of school directors and to authorize the same by a majority vote of those present

Such action shall not be taken unless the secretary of each school board under the jurisdiction of the county superintendent has been advised at least forty (40) days previous to the convention or meeting at which such action is to be considered

Section 2 The provisions of this act shall become effective the first day of July one thousand nine hundred fifty-one

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.	Stevenson.
Barrett,	Holland,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Toole,
Byrne,	Lane,	Peelor,	Wade,
Chapman,	Leader,	Propert,	Wagner,
Crowe,	Letzler,	Robinson,	Walker,

Dent,
Diehm,
DiSilvestro,
Fleming,
Freed,
Haluska,

Mahanay,
Mallery,
McCreesh,
McGinnis,
McMenamin,

Rosenfeld,
Ruth,
Scarlett,
Silvert,
Snowden,

Watkins,
Watson,
Wolfe,
Wood,
Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1358, as follows:

An Act to further amend Section 1188 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by extending provisions for compensation for attendance at meetings of teachers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1188 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" as amended by the act approved the second day of May one thousand nine hundred forty-nine (P. 806) is hereby further amended to read as follows

Section 1188 Compensation of Teachers Attending In each school district under the jurisdiction of a county superintendent and in each school district of the third class under the jurisdiction of a district superintendent whose teachers are required to attend meetings called by the county superintendent the board of school directors shall pay from the funds of the school district to each teacher employed in such school district who has been in attendance at a meeting of the teachers called by the county superintendent as herein provided five dollars (\$5.00) for each half of a day during which such teacher was in attendance at such meeting Such compensation shall not in any one year exceed twenty dollars (\$20.00) per teacher This payment shall be in addition to the compensation provided in the teacher's contract with the school district Such payments shall be based upon the official attendance record made by the county superintendent to the board of school directors

The time spent by teachers at a teacher's meeting called by a county superintendent as herein provided shall not be considered as days taught nor lessen the number of days in the minimum school term as herein required

Section 2 The provisions of this act shall become effective on the first day of July one thousand nine hundred fifty-one

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McMenamin	Snowden,
Barrett,	Hare,	McPherson, Jr.,	Stevenson,
Berger,	Holland,	Meade,	Stiefel,
Blass,	Kephart,	Neff,	Taylor,
Byrne,	Kessler,	Pechan,	Toole,

Chapman,
Crowe,
Dent,
Diehm,
DiSilvestro,
Fleming,
Freed

Lane,
Leader,
Letzler,
Mahany,
Mallery,
McCreesh,
McGinnis,

Peelor,
Propert,
Robinson,
Rosenfeld,
Ruth,
Scarlett,
Silvert,

Wade,
Wagner,
Walker,
Watkins,
Watson,
Wolfe,
Yosko,

NAYS—1

Wood,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1373 on third reading, entitled::

An Act to further amend the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by reclassifying chubs as bait-fish

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1417, as follows:

An Act making an appropriation to the Senate and to the House of Representatives of the General Assembly for the payment of compensation of per diem employees The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The following sums or as much thereof as may be necessary are hereby appropriated from the General Fund to the Senate and to the House of Representatives of the General Assembly and to The Legislative Reference Bureau for the purposes hereinafter set forth for the balance of the work of the legislative session of one thousand nine hundred fifty-one Said sums shall be in addition to any sums heretofore appropriated to the Senate or to the House of Representatives or to The Legislative Reference Bureau for any of said purposes
To the Senate

For the payment of per diem compensation of employees of the Senate the sum of twenty-five thousand dollars (\$25,000)

To the House of Representatives

For the payment of per diem compensation of employees of the House of Representatives the sum of forty thousand dollars (\$40,000)

To The Legislative Reference Bureau

For the payment of the compensation of temporary employees of The Legislative Reference Bureau the sum of four thousand dollars (\$4,000)

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to.

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,
Barrett,
Berger,
Blass,
Byrne,
Chapman,
Crowe,
Dent,
Diehm,
DiSilvestro,
Fleming,
Freed,
Haluska,

Hare,
Holland,
Kephart,
Kessler,
Lane,
Leader,
Letzler,
Mahany,
Mallery,
McCreesh,
Fleming,
McGinnis,
McMenamin,

Meade,
Neff,
Pechan,
Peelor,
Propert,
Robinson,
Rosenfeld,
Ruth,
Scarlett,
Silvert,
Snowden,
Stevenson.

Stiefel,
Taylor,
Toole,
Wade,
Wagner,
Walker,
Watkins,
Watson,
Wolfe,
Wood,
Yosko,
McPherson, Jr.,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

SECOND READING CALENDAR

BILLS RECOMMITTED

Mr. WALKER. Mr. President, I move that Senate Bill No. 20, on second reading, entitled:

An Act to amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State Government providing for the settlement assessment collection and lien of taxes bonus and all accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of money erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by defining the powers and duties of the Department of Accountant General and the Accountant General providing for the installation and maintenance of a uniform system of accounts of Commonwealth finances and of accounting reports based thereon imposing duties on every Commonwealth agency receiving or disbursing moneys from or on behalf of the Commonwealth and further regulating the disbursement of moneys from the State Treasury

be recommitted to the Committee on State Government, for the purpose of further study.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 21, on second reading, entitled:

An Act to amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by creating the Department and office of Accountant General and defining their powers and duties changing certain powers and duties of the Governor and of the various departments boards commissions and officers and providing for the transfer of certain employees from the Department of Auditor General to the Department of Accountant General

be recommitted to the Committee on State Government, for the purpose of further study.

Mr. TAYLOR. Mr. President, I second the motion.
The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 24, on second reading, entitled:

An Act to amend Section 8 of the act approved the thirty-first day of March one thousand nine hundred forty-nine (P. L. 372) entitled "An act to promote the welfare of the people of the Commonwealth creating The General State Authority as a body corporate and politic with power to construct improve equip furnish and operate projects and to lease the same and to fix fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds for said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Property and Supplies to grant assign convey or lease to the Authority lands of the Commonwealth and interests therein and to acquire lands therefor granting the right of eminent domain empowering The General State Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act" by authorizing the Department of the Accountant General to examine the accounts and books of the Authority

be recommitted to the Committee on State Government, for the purpose of further study.

Mr. TAYLOR. Mr. President, I second the motion.
The motion was agreed to.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 48, entitled:

An Act relating to and defining chiropractic and the right to practice chiropractic requiring licensure conferring powers and imposing duties upon the State Board of Chiropractic Examiners providing for the granting suspension and revocation of licenses issued by the board conferring jurisdiction upon the Court and Common Pleas of Dauphin County and prescribing penalties

The first, second, third and fourth sections were read and agreed to.

The fifth section was read.

On the question,

Will the Senate agree to the section?

Mr. WALKER. Mr. President, I have been requested by a conference group to offer some amendments to House Bill No. 48, and may I say that these amendments have been discussed with all phases of the questions involved in House Bill No. 48.

Mr. WALKER offered the following amendments:

Amend Section 5, Page 4, line 14, by inserting after the word "equivalent" the following: "as approved by the Department of Public Instruction"; Amend Section 5, Page 5, line 4, by inserting after the word "equivalent" the following: "as approved by the Department of Public Instruction"; Amend Section 5, Page 5, line 12, by inserting after the word "equivalent" the following: "and not less than one year of college credits in chemistry, biology and physics as approved by the Department of Public Instruction"; Amend Section 5, Page 6, line 3, by inserting after the word "equivalent" the following: "and not less than one year of college credits in chemistry, biology and physics as approved by the Department of Public Instruction."

They were agreed to.

The section was agreed to as amended.

The sixth section was read and agreed to.

The seventh section was read.

On the question,

Will the Senate agree to the section?

Mr. WALKER offered the following amendment:

Amend Section 7, Page 6, line 18, by inserting after the word "biology" the following: "as determined by the Department of Public Instruction".

It was agreed to.

The section was agreed to as amended.

The eighth, ninth, tenth, eleventh and twelfth sections were read and agreed to.

The thirteenth section was read.

On the question,

Will the Senate agree to the section?

Mr. WALKER offered the following amendments:

Amend Section 13, Page 11, line 1, by inserting after the word "Act" the following: "and may remain under the jurisdiction of the State Medical Board of Education and Licensure subject to the provisions of the Medical Practice Act of 1911. Those desiring to be under the jurisdiction of the Chiropractic Board shall be"; Amend Section 13, Page 11, line 2, by striking out the word "however".

They were agreed to.

The section was agreed to as amended.

The fourteenth, fifteenth, sixteenth, seventeenth, eighteenth, nineteenth, twentieth, twenty-first and twenty-second sections were read and agreed to.

The twenty-third section was read.

On the question,

Will the Senate agree to the section?

Mr. WALKER offered the following amendment:

Amend Bill, Page 15, by inserting between lines 16 and 17 the following: "Section 24. The preliminary education, both secondary and collegiate, of applicants for licensure to practice chiropractic in this Commonwealth shall be determined, valued, standardized and regulated by the Department of Public Instruction as now required by law of applicants for licensure to practice any profession, or work at any trade or occupation in this Commonwealth."

It was agreed to.

The section was agreed to as amended.

The twenty-fourth section was read.

On the question,

Will the Senate agree to the section?

Mr. WALKER offered the following amendment:

Amend Section 24, Page 15, line 17, by striking out the figure "24" and inserting in lieu thereof "25."

It was agreed to.

The section was agreed to as amended.

The twenty-fifth section was read.

On the question,

Will the Senate agree to the section?

Mr. WALKER offered the following amendment:

Amend Section 25, Page 16, line 1, by striking out the figures "25" and inserting in lieu thereof: "26..."

It was agreed to.

The section was agreed to as amended.

The title was read.

Will the Senate agree to the title?

Mr. WALKER offered the following amendments:

Amend Title, Page 1, third line of Title, by inserting after the word "Examiners" the following: "and the Department of Public Instruction"; Amend Title, Page 1, fifth line of Title, by inserting after the word "board" the following: "preserving the rights of existing licensees and giving them certain personal choice as to jurisdiction"; Amend Title, Page 1, fifth line of Title, by striking out the word "and" and inserting in lieu thereof: "of".

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 186, entitled:

An Act to add Section 2.1 to the act approved the third day of May one thousand nine hundred forty-nine (P. L. 1652) entitled "An act relating to the propagation and growth of nut trees and other trees bearing crops excluding our present commercial fruit trees in this Commonwealth providing for the appointment qualifications term and compensation of an Expert Tree Crops Advisor prescribing his powers and duties imposing and conferring certain powers and duties on the Secretary of Agriculture in respect thereto and making an appropriation" by authorizing the Pennsylvania State College to undertake

the development of a research program for certain purposes and making an appropriation therefor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 205, entitled:

An Act changing the procedure in civil actions hereafter brought in any of the courts of common pleas of this Commonwealth providing for trial without jury and for the filing of agreements therefor providing for the payment of jury fees

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 319, entitled:

An Act to further amend Section 1 of the act, approved the seventeenth day of June, one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" by providing for the method of valuation of taxable shares of stock in any investment company

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 382, entitled:

An Act to further amend section eleven of the act approved the thirteenth day of May one thousand nine hundred twenty-five (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable religious benevolent humane and patriotic purposes" by exempting young men's and young women's Christian associations

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. WALKER. Mr. President, I move that House Bill No. 493, on second reading, entitled:

An Act to amend section five of the act approved the fifth day of July one thousand nine hundred forty-seven (P. L. 1293) entitled "An act to establish The Brandywine Battlefield Park Commission and to authorize the acquisition by purchase condemnation or gift of lands for the establishment of The Brandywine Battlefield Park pro-

viding for the control management and supervision of the property to be acquired for such park by such commission authorizing the commission to make and enforce rules and regulations for its preservation development and visitation and making appropriations" empowering the commission to deputize special constables

be recommitted to the Committee on State Government, for the purpose of further study.

Mr. CROWE. Mr. President, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 633, entitled:

An Act to amend Sections 3 and 4 of the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1184) entitled "An act requiring all employable persons receiving public assistance with certain exceptions to perform certain work or be refused further assistance and on certain State and local officers and employees and on charitable institutions persons co-partnerships associations corporations and State and Federal employment officers and requiring payments to the Commonwealth on account of certain work performed" by imposing additional duties on county boards of public assistance permitting nonprofit cemetery associations fire companies public libraries and other similar organizations supported totally or partially by public subscriptions donations or gifts to furnish employment to certain persons and changing the requirements for furnishing transportation

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. WALKER. Mr. President, I move that House Bill No. 685, on second reading, entitled:

An Act to further amend subsection four of Section 3 of the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1356) entitled "An act to regulate the sale and delivery of solid fuel as herein defined providing for the appointment of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties" by providing that copies of weighmaster's certificates may be seized for use as evidence by any inspector of weights and measures

be recommitted to the Committee on State Government, for the purpose of further study.

Mr. SCARLETT. Mr. President, I second the motion.

The motion was agreed to.

BILLS OVER IN ORDER

Mr. DiSILVESTRO. Mr. President, I ask that this bill go over in order. I never take advantage of this fine body, but I would like to ascertain whether the twelve hundred druggists in Philadelphia are still against it. They were against it two months ago, and I want to make sure whether or not this discriminatory bill is still opposed by them.

Therefore, Mr. President, I ask unanimous consent that House Bill No. 690, on second reading, entitled:

An Act to further amend section 2 of the act approved the twenty-sixth day of May one thousand nine hundred twenty-one (P. L. 1172) entitled "A supplement to the act approved the seventeenth day of May one thousand nine hundred seventeen (P. L. 288) entitled 'An act to regulate the practice of pharmacy and sale of poisons and drugs and providing penalties for the violation thereof defining the words "drugs" and "poison" and providing for the appointment of a board which shall have in charge the enforcement of said law and the power to make rules and regulations for the enforcement of said law and providing for the purchase of samples of drugs for determining their quality strength and purity" requiring permits to conduct pharmacies providing for the revocation thereof and prescribing penalties" by raising fees for permits to conduct a pharmacy

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 701, on second reading, entitled:

An Act to amend paragraph five of section one of the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1669) entitled as amended "An act to provide revenue for school districts of the first class by imposing a tax on persons engaging in certain businesses professions occupations trades vocations and commercial activities therein providing for its levy and collection conferring and imposing powers and duties on the Board of Public Education receiver of school taxes and school treasurer in such districts and prescribing penalties" by further defining "receipts"

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 746, on second reading, entitled:

An Act requiring water companies supplying water to cities boroughs towns and townships to treat the same with sodium fluoride under certain conditions

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL POSTPONED

Mr. WALKER. Mr. President, I move that House Bill No. 759, on second reading, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the preservation, protection and development of buildings and grounds at Ephrata Cloisters, a famous historical shrine belonging to the Commonwealth.

be placed on the Second Reading Postponed Calendar.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 860, entitled:

An Act concerning devises bequests or gifts in trust for the care and maintenance of cemeteries burial grounds or cemetery lots trustees and substituted trustees thereof surties of said trustees the investment of such trust funds accounts of said trustees approving actions and proceedings prior to this act and repealing conflicting laws

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 950, on second reading, entitled:

An Act to amend section 1 of the act approved the thirtieth day of March one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions of this act and providing for revocation or suspension of licenses given by said board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith" by further defining the practice of optometry and defining "optometrist"

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 951, on second reading, entitled:

An Act to amend section 11.1 to the act approved the thirtieth day of March one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions of this act and providing for revocation or suspension of licenses given by said board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith" by providing for acceptance of testimony of licensed optometrists by agencies and political subdivisions of the Commonwealth and providing for payment for services of optometrists

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL RECOMMITTED

Mr. WALKER. Mr. President, I move that House Bill No. 1056, on second reading, entitled:

An Act to further amend clause (q) of section seven hundred thirty-one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by providing additional penalties

be recommitted to the Committee on Forests and Waters, Game and Fish.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1095, entitled:

An Act reappropriating to Episcopal Hospital Philadelphia certain moneys hereto appropriated to the University of Pennsylvania for the maintenance of the Episcopal Hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL POSTPONED

Mr. WALKER. Mr. President, I move that House Bill No. 1154, on second reading, entitled:

An Act making an appropriation to provide funds for the Bushy Run Battlefield Park.

be placed on the Second Reading Postponed Calendar.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1192, entitled:

An Act to further amend Section 1 of the act approved the twenty-first day of March one thousand nine hundred forty-five (P. L. 51) entitled "An act defining and regulating the practice of Chiropody and providing penalties" by further defining Chiropody

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1295, entitled:

An Act to repeal certain parts of acts relating to the keeping of alphabetical lists and indexes by the Departments of Revenue and Auditor General of persons reported to them as being interested in escheatable property and certain unclaimed funds

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1489, entitled:

An Act making an appropriation to The Brandywine Battlefield Park Commission for the payment of necessary expenses

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

HOUSE BILL No. 793 CALLED UP

Mr. WALKER. Mr. President, I call up for considera-

tion at this time House Bill No. 793, which was put over in its order, temporarily.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 793, entitled:

An Act to further amend Section 12 of the act approved the eleventh day of July one thousand nine hundred seventeen (P. L. 758) entitled "An act for the protection of the public health by regulating the possession control dealing in giving away delivery dispensing administering prescribing and use of certain drugs and keeping records thereof by regulating the use of drugs in the treatment of the drug habit by providing for the revocation and suspension of licenses of physicians dentists veterinarians pharmacists druggists and registered nurses for certain causes and by providing for the enforcement of this act and penalties" by changing the penalties for the illegal sale dispensing or giving away of drugs.

And said bill having been read at length the third time,
On the question,

Will the Senate agree to the bill on third reading?

Mr. PECHAN. Mr. President, on behalf of Mr. PEELOR and myself, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Sec. 1 (Sec. 12), page 3, line 3, by striking out "or" and inserting in lieu thereof "and"; Amend Sec. 1 (Sec. 12), page 3, lines 4 and 5 by striking out "or both"; Amend Sec. 1 (Sec. 12), page 3, line 6 by striking out "or" and inserting in lieu thereof "and"; Amend Sec. 1 (Sec. 12), page 3, line 7 by striking out "or both"; Amend Sec. 1 (Sec. 12), page 3, line 10, by striking out "twenty (20)" and inserting in lieu thereof "thirty (30)".

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that House Bill No. 793, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS SIGNED

The President (Lieutenant-Governor Lloyd H. Wood) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 126, entitled:

An Act to amend the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-

insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by further regulating insurance companies, associations and inter-insurance exchanges and their investments, policy provisions, joint policies, premium tax returns, the licensing of foreign companies and repealing existing law.

Senate Bill No. 244, entitled:

An Act to further amend the act, approved the twelfth day of May, one thousand nine hundred forty-three (P. L. 259), entitled, as amended, "An act providing for the payment by the State Treasurer of one-half of the amount of the tax on premiums paid by foreign casualty insurance companies, to the treasurers of the several cities, boroughs, towns and townships, and for the payment thereof into police pension funds, and in certain cases into the Municipal Employees' Retirement System, and for Pension Annuity Contracts, and in certain other cases into the State Employees' Retirement Fund, for certain purposes," by vesting all equities, benefits, dividends or rights under pension annuity contracts in the policemen or their dependents; providing for deductions to defray expenses for auditing; providing for return of funds if not used within a certain time by the various political subdivisions.

Senate Bill No. 296, entitled:

An Act to further amend the act approved the nineteenth day of June one thousand nine hundred thirty-one (P. L. 589) entitled as amended "An act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering regulating barber shops and barber schools and apprentices and students therein regulating compensation for services rendered conferring certain powers and duties on the Department of Public Instruction and providing penalties" by changing the provisions as to fees charged apprentices and students and as to the powers of municipalities and transferring the administration of several provisions of this act to the State Board of Barber Examiners

Senate Bill No. 501, entitled:

An Act to further amend Section 2 of the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 951), entitled, as amended, "An act defining and providing for the licensing and regulation of private academic schools; conferring powers and imposing duties on the Department of Public Instruction; and imposing penalties," by exempting therefrom schools for the blind, deaf and dumb receiving State appropriations.

Senate Bill No. 533, entitled:

An Act concerning contributions among joint tortfeasors defining the rights and duties of contribution in such cases making uniform the law with reference thereto and repealing certain acts.

Whereupon,

The President (Lieutenant-Governor Lloyd H. Wood) in the presence of the Senate signed the same.

BILL ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of the bill reported from committee for the first time at today's session.

Mr. TAYLOR. Mr. President, I second the motion.
The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 787, entitled:

An Act to amend subsection (b) of Section 6 of the act, approved the eleventh day of June, one thousand nine hundred forty-seven (P. L. 565), entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States or of any of her allies during World War II providing the method of making payment to representatives of persons who, because of death or incapacity, cannot personally receive compensation; imposing certain duties on the Adjutant General; making an appropriation, and providing penalties," by including children of the father of deceased veterans as persons to whom compensation shall be paid.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Tuesday, July 17, 1951, at 11:00 o'clock, a. m., Eastern Standard Time.

Mr. TAYLOR. Mr. President, I second the motion.
The motion was agreed to.

The Senate adjourned at 5:12 o'clock, p. m., Eastern Standard Time, until Tuesday, July 17, 1951, at 11:00 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, July 16, 1951

The House met at 3:30 p. m. EST.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

Reverend John Yates, guest Chaplain and Pastor of the Presbyterian Church, Harrisburg, offered the following prayer:

Our Lord and Father of us all
We bow humbly before Thee
Be present with this Assembly;
Bless the members and their homes;
Give them wisdom and guidance this day,
In Christ's Name we beseech Thee.
Amen.

JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of Wednesday, July 11, 1951? If not, and without objection, the Journal is approved.

BILLS INTRODUCED AND REFERRED

By Messrs. WOOD and ANDREWS.

HOUSE BILL No. 1566.

An Act to further amend subsection C of Section 1 of the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 1145), entitled "An act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships of the first class, school districts of the second class, school districts of the third class and school districts of the fourth class to levy, assess, and collect or to provide for the levying, assessment and collection of

certain additional taxes subject to maximum limitations for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes; and permitting penalties to be imposed and enforced; providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court," by authorizing financially handicapped or distressed school districts to levy additional taxes within certain limitations.

Referred to the Committee on Education.

By Messrs. WOOD and ANDREWS.

HOUSE BILL No. 1567.

An Act to amend Section 672 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by authorizing financially handicapped or distressed school districts to levy additional taxes with certain limitations.

Referred to the Committee on Education.

By Mr. BOWER.

HOUSE BILL No. 1568.

An Act to regulate the business of private detectives or investigators and private detective agencies, and the licensing thereof; providing penalties.

Referred to the Committee on Professional Licensure.

By Mr. BOWER.

HOUSE BILL No. 1569.

An Act making an appropriation to the Department of Health for the promotion and study of the care, treatment and diagnosis of alcoholism and the payment of the costs incidental thereto.

Referred to the Committee on Appropriations.

By Mr. DOWLING.

HOUSE BILL No. 1570.

An Act authorizing housing authorities to undertake the development or administration of projects to provide safe and sanitary dwellings for persons engaged in national defense activities who would not otherwise be able to secure such dwellings within the vicinity thereof; limiting the initiation of the development of such projects until May thirty-first, one thousand nine hundred fifty-three; authorizing housing authorities to cooperate with and assist certain political subdivisions and to cooperate with or act as agent of the Federal Government in the development and administration of such projects of the Federal Government, to acquire or lease such projects and to sell or lease certain projects to the Federal Government; authorizing public bodies to assist such projects of housing authorities and of the Federal Government to provide safe and sanitary dwellings for persons engaged in national defense activities.

Referred to the Committee on Municipal Corporations.

By Mr. DOWLING.

HOUSE BILL No. 1571.

An Act to add Section 4.1 to the act, approved the twenty-fourth day of May, one thousand nine hundred forty-five (P. L. 991), entitled "An act to promote elimination of blighted areas and supply sanitary housing in areas throughout the Commonwealth; by declaring acquisition, sound replanning and redevelopment of such areas to be for the promotion of health, safety, convenience and welfare; creating public bodies corporate and politic to be known as Redevelopment Authorities; authorizing them to engage in the elimination of blighted areas and to plan and contact with private, corporate or governmental redevelopers for their redevelopment; providing for the organization of such authorities; defining and providing for the exercise of their powers and duties, including the acquisition of property by purchase, gift or

eminent domain; the leasing and selling of property, including borrowing money, issuing bonds and other obligations, and giving security therefor; restricting the interest of members and employes of authorities; providing for notice and hearing; supplying certain mandatory provisions to be inserted in contracts with redevelopers; prescribing the remedies of obligees of redevelopment authorities; conferring certain duties upon local planning commissions, the governing bodies of cities and counties, and on certain State officers, boards and departments," by providing a method for changing the name of Authorities.

Referred to the Committee on Municipal Corporations.

By Mr. DOWLING. HOUSE BILL No. 1572.

An Act to add Section 4.1 to the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 955), entitled, as amended "An act to promote public health, safety, morals, and welfare by declaring the necessity of creating public bodies, corporate and politic, to be known as housing authorities to engage in slum clearance, and to undertake projects to provide dwelling accommodations for persons of low income; providing for the organization of such housing authorities; defining their powers and duties; providing for the exercise of such powers, including the acquisition of property by purchase, gift or eminent domain, the renting and selling of property, and including borrowing money, issuing bonds, and other obligations, and giving security therefor; prescribing the remedies of obligees of housing authorities; authorizing housing authorities to enter into agreements, including agreements with the United States, the Commonwealth, and political subdivisions and municipalities thereof; defining the application of zoning, sanitary and building laws and regulations to projects built or maintained by such housing authorities; exempting the property and securities of such housing authorities from taxation; and imposing duties and conferring powers upon the State Planning Board and certain other State officers and departments," providing a method for changing the name of Authorities.

Referred to the Committee on Municipal Corporations.

By Mr. DALRYMPLE. HOUSE BILL No. 1573.

An Act providing a preference of ten points in State Bar Examinations for all honorably discharged veterans of World War II.

Referred to the Committee on Judiciary.

By Mr. DALRYMPLE. HOUSE BILL No. 1574.

An Act to further amend the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class and amending, revising and consolidating the law relating thereto," by changing certain provisions relating to contracts, recreation places, highways, expense accounts of delegates to conventions, and payment by the city into police and firemen's pension funds.

Referred to the Committee on Cities—Third Class.

By Mr. HELM. HOUSE BILL No. 1575.

An Act to amend Subsections (a) and (b) of Section 10 of the act, approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149), entitled, as amended, "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are practically, and commercially suitable for use in internal combustion engines for the generation of power, providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring

such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by providing for paying the entire revenue from the tax into the Motor License Fund only, and apportioning certain funds to counties.

Referred to the Committee on Ways and Means.

By Mr. HARRY W. PRICE, Jr. HOUSE BILL No. 1576.

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof, and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers' Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards, and commissions shall be determined," by establishing a Committee on Children and Youth as an advisory committee in the Department of Welfare; fixing the qualifications and compensation of members; defining its powers and duties; and making an appropriation.

Referred to the Committee on Appropriations.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 615.

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing annual registration fees for certain commercial motor vehicles truck

tractors trailers and semi-trailers prescribing additional equipment requirements for certain vehicles increasing the maximum gross weights and axle loads allowed for certain vehicles changing the requirements for weighing vehicles and removal of excess loads and prescribing and changing penalties

Referred to the Committee on Motor Vehicles.

SENATE BILL No. 616.

An Act to further amend the act approved the fourth day of April one thousand nine hundred twenty-five (P. L. 127) entitled "An act relating to Adoption" by reducing the period during which an abandonment must have existed clarifying the requirements of and eliminating certain consents necessary to an adoption empowering orphans' courts and in counties of the first class municipal courts to establish investigative staffs with respect to adoptions requiring all persons societies agencies institutions or similar organizations or corporations receiving or placing children for adoption to make certain reports to the court conferring jurisdiction upon orphans' courts and in counties of the first class municipal courts to determine the custody of certain children prohibiting the receipt of compensation for the placement of children for adoption and prescribing penalties

Referred to the Committee on Judiciary.

SENATE BILL No. 731.

An Act making an appropriation to the Department of Labor and Industry for the payment of certain moral claims providing for the hearing adjustment and payment of moral claims to members of the Workmen's Compensation Board and referees suffered as a result of delay in confirmation of appointments made by Governor to such offices.

Referred to the Committee on Appropriations.

SENATE BILL No. 763.

An Act to amend Section 6 of the act approved the fifth day of June one thousand nine hundred forty-seven (P. L. 422) entitled "An act authorizing the Department of Forests and Waters to provide for stream clearance and stream channel rectifications to construct and maintain dams reservoirs lakes and other works and improvements for impounding flood waters and conserving the water supply of the Commonwealth and for creating additional recreational areas to acquire by purchase condemnation or otherwise certain lands for such purposes to construct and maintain flood forecasting and warning systems" by extending the powers of the department in consulting cooperating negotiating and entering into contracts and agreements for planning constructing financing maintaining and operating works or facilities.

Referred to the Committee on State Government.

SENATE BILL No. 769.

An Act requiring elevators and material hoists used in building construction to be safe and operated by experienced elevator operators imposing duties upon building inspectors and providing penalties.

Referred to the Committee on Labor Relations.

RESOLUTIONS INTRODUCED AND REFERRED

By Mr. VARNER. Concurrent RESOLUTION No. 67.

In the House of Representatives, July 11, 1951.

Whereas, Living costs in Pennsylvania have steadily and sharply increased particularly during the past year; and

Whereas, All industries and most states have made continual adjustments in salary rates to permit their employes to maintain their established standards of living; and

Whereas, No adjustments in salary schedules of Pennsylvania state employes earning over three thousand dollars (\$3,000.00) annually have been made since 1948; and

Whereas, It is highly desirable that the hardships imposed on State employes by the rising costs of living be at least partially alleviated on a basis comparable to other workers; and

Whereas, The Commonwealth of Pennsylvania should be the model employer by establishing equitable salary adjustments; and

Whereas, Sub-standard salaries will result in a serious exodus from State service of highly trained and efficient personnel, therefore be it

Resolved (if the Senate concur), That the Governor of Pennsylvania is requested to take all necessary measures to grant a cost of living increase in the salary rates of all State employes to the extent of ten per centum (10%), the annual amount of said increase to be not less than three hundred dollars (\$300.00), nor more than six hundred dollars (\$600.00).

Referred to the Committee on Rules.

By Mrs. COYLE, Mrs. VARALLO, Mrs. MUNLEY and Mrs. MONROE. RESOLUTION No. 68.

In the House of Representatives, July 11, 1951.

Whereas, The welfare of the State and the Nation is indissolubly linked with the care, the discipline, the moral training, and the broad education accorded all children and particularly the dependent, neglected and delinquent children assigned to the state-aided institutions; therefore be it

Resolved, That the House of Representatives authorize an investigation of all state-aided institutions in which said children are enrolled.

Referred to the Committee on Rules.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 174, entitled:

An Act to further amend the third paragraph of section eight hundred two of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by changing certain provisions relating to the letting of township contracts.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 623, entitled:

An Act to amend subsection (f) of section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 478) entitled as amended "An act relating to and regulating the purchase and sale of securities providing for the registration and regulation of certain individuals and entities selling contracting to sell or dispose of attempting or offering to dispose of soliciting offers to buy or inducing holders thereof to exchange securities defined hereing including securities issued by them or engaging in the business of including holders of securities to effect the sale thereof in order to produce funds to pay for other investments sold by them or in the business of buying securities directly from individuals who are not registered hereunder or in the business of advising others as to the

value or investment qualifications of securities and the management of investment accounts and the solicitors of such investment advisors providing for the revocation and suspension of registrations conferring powers and imposing duties on the Pennsylvania Securities Commission and otherwise providing for the administration of this act providing for appeals to the Court of Common Pleas of Dauphin County and to the Supreme Court of Pennsylvania conferring jurisdiction upon the several courts of common pleas to issue injunctions against violations of this act and to appoint receivers and prescribing fees and penalties" by changing the exemptions of certain corporations the number of whose stockholders does not exceed twenty-five to companies the number of whose security holders does not exceed twenty-five by exempting certain offerings to directors officers and employees of the issuing company and certain private offerings by companies without any selling commission or fee by extending to companies certain exemptions now available only to corporations by eliminating the requirement that certain exemptions are not available until five days after a claim therefor is mailed or filed and by exempting dealers from filing prospectuses offering securities registered under the Federal Securities Act of 1933.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 861, entitled:

An Act to further amend Section 301 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number of compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by further providing for the term of office of president of the Game Commission.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 907, entitled:

An Act to further amend section nine hundred fifteen of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulation of public utilities including to a limited extent municipalities engaging in public utility business by prescribing defining and limiting their duties powers and liabilities and regulating the exercise surrender or abandonment of their powers privileges and franchises defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common

carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervision of financial and contractual relations between public utilities and affiliated interests and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant costs and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporation (except municipal corporations) subject to regulation the costs of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action giving the court of common pleas of Dauphin County exclusive jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and superseded by or inconsistent with this act" by permitting motor carriers not qualified to be self-insurers to furnish surety bonds or public liability insurance.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1331, entitled:

An Act authorizing and directing the Department of Highways to erect and maintain a bridge over the Susquehanna River between a point in or near the Borough of Millersburg Dauphin County and a point in Perry County and to provide the necessary approaches and connections with State highways empowering counties to pay certain damages and making an appropriation

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1433, entitled:

An Act to add section 17.1 to the act approved the twenty-sixth day of June one thousand nine hundred thirty-one (P. L. 1379) entitled "An act creating in counties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors a solicitor engineers and clerks

providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities" by imposing duties on certain owners of and persons who acquire real estate and providing penalties

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1484, entitled:

An Act to facilitate vehicular traffic across the Commonwealth by providing for the construction operation and maintenance of a turnpike from a connection with the Pennsylvania Turnpike System at such point east of the Susquehanna River as the Pennsylvania Turnpike Commission may decide is most feasible and practicable to a point on or near the boundary line between the Commonwealth of Pennsylvania and the State of New York between the Susquehanna and Delaware Rivers and conferring powers and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds notes or other obligations of the Commonwealth payable solely from revenues of the Commission including tolls or from such funds as may be available to the Commission for that purpose to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds notes or other obligations and for the cost of maintenance operation and repair of the turnpike making such turnpike bonds notes or other obligations exempt from taxation constituting the same legal investments in certain instances requiring suits against the Commission to be brought in Dauphin County prescribing conditions on which such turnpike shall become free providing for grade separations grade changes relocations restorations and vacation of public roads and State highways affected by the turnpike providing for the purchasing or condemnation of land and procedure for determining damages in condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the Commission and authorizing the issuance of turnpike revenue refunding bonds.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1508, entitled:

An Act to amend Section 3 of the act approved the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 535) entitled "An act providing for the redemption of real property purchased by political subdivisions at tax sales upon the payment of the amount charged against the same and costs by installment payments and prescribing the procedure therefor" by providing that default in the payment of any installment when due or the payment of current taxes shall terminate the right of redemption.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1513, entitled:

An Act to amend Section 412 of the act approved the first day of June one thousand nine hundred forty-five

(P. L. 1242) entitled "An act relating to roads streets highways and bridges amending revising consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto" by defining the estate of substitute rights of way for public service companies and requiring conveyance thereof.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1518, entitled:

An Act to amend Section 2001 of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by changing the provisions relating to protests by property owners to the exercise of zoning powers.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1535, entitled:

An Act to amend clauses (r) and (s) of subsection B of section four of the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) as added by the act approved the twelfth day of June one thousand nine hundred forty-seven (P. L. 571) entitled "An act providing for the incorporation as bodies corpor and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such authorities authorizing such Authorities to enter in contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" by clarifying and correcting the provisions of said clauses authorizing Authorities to charge the cost of sewer construction against properties benefited improved or accommodated thereby and providing for the enforcement of such charges.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 249, entitled:

An Act to amend subsection (a) of section 411 of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender, or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies and corporations,

including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed or kept by persons, associations, companies, corporations, or municipal corporations subject to this act; conferring upon the commission power to vary, return, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," by relieving cities of the second class A and third class and the counties in which they are located from payment of damages occasioned by and costs of construction, reconstruction, repair and maintenance of certain bridges and viaducts.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 379, entitled:

An Act to add Section 4.1 to the act, approved the twentieth day of July, one thousand nine hundred seventeen (P. L. 1143) entitled "An act relating to free, public, nonsectarian libraries and branch libraries within this Commonwealth; providing for their establishment, maintenance, and regulation, and for the maintenance and regulation of such free, public, nonsectarian libraries as may have been already established by the several counties, cities, boroughs, towns, and townships; and providing that all library property, and all gifts, devises, grants, or endowments for library purposes, shall be exempt from taxation; and providing that the several counties, cities, boroughs, towns, and townships may levy taxes, condemn private property, and borrow money for library purposes; and imposing penalties for injuring library property and for violations of library regulations; and repealing existing laws in relation to the above subject," by further regulating county libraries, permitting cities, boroughs, towns and townships to withdraw from county library districts and payment of county library tax.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 496, entitled:

An Act authorizing the Department of Highways to erect and construct a bridge on Race Street between Sixth and Broad Avenues over certain railroad tracks in the City of Altoona, empowering the Public Utility Commission to fix and determine the proportionate shares of the cost and maintenance thereof, including compensation for damages to adjacent land owners; and making an appropriation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 525, entitled:

An Act to further amend Section 2 of the act, approved the twenty-fifth day of June, one thousand eight hundred ninety-five (P. L. 275), entitled "An act dividing the cities of this State into three classes with respect to their population, and designating the mode of ascertaining and changing the classification thereof in accordance therewith," by providing for the regression in classification of cities upon their decrease in population.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 618, entitled:

An Act to amend Sections 515 and 525 of the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1242), entitled "An act relating to roads, streets, highways, and bridges; amending, revising, consolidating, and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto," by changing the provisions governing openings in the surface of highways in boroughs, incorporated towns and cities.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 653, entitled:

An Act to further amend the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571), entitled "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh, and eighth classes; designating the subjects, property and persons subject to and exempt from taxation for county, borough, town, township, school, except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof for such purposes; creating in each county a board for the assessment and revision of taxes; defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, town and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the appointment of a chief assessor, assistant assessors and other employees; providing for their compensation payable by such counties; prescribing certain duties of and certain fees to be collected by the recorder of deeds; and eliminating the triennial assessment," by providing for a permanent record system in the boards for the assessment and revision of taxes; providing for a committee to prepare such system; and conferring powers and imposing duties upon the boards for the assessment and revision of taxes, the chairman of the Local Government Commission, and chief assessors.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 654, entitled:

An Act to further amend the act, approved the seventh day of July, one thousand nine hundred forty-seven (P. L. 1368), entitled "An act amending, revising and consolidating the laws relating to delinquent county, city, except of the first and second class and second class A, borough, town, township, school district, except of the first class and school districts within cities of the second class A, and institution district taxes, providing when, how and upon what property, and to what extent liens shall be allowed for such taxes, the return and entering of claims therefor; the collection and adjudication of such claims, sales of real property, including seated and unseated lands, subject to the lien of such tax claims; the disposition of the proceeds thereof, including State taxes and municipal claims recovered and the redemption of property; providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property, and the proceedings therefor; creating a Tax Claim Bureau in each county, except a county of the first class, to act as agent for taxing districts defining its powers and duties, including sales of property, the management of property taken in sequestration, and the management, sale and disposition of property heretofore sold to the county commissioners, taxing districts and trustees at tax sales; providing a method for the service of process and notices; imposing duties on taxing districts and their officers and on tax collectors, and certain expenses on counties and for their reimbursement by taxing districts; and repealing existing laws," by providing for the collection and distribution of said taxes by the bureau; further regulating the sale of properties turned over to the bureau by county commissioners and taxing districts, and of properties purchased at tax sales by county commissioners under the provisions of said act; imposing certain costs upon the taxing districts, and further providing for the execution of deeds.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 655, entitled:

An Act to amend the title and act approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh and eighth classes; designating the subjects, property and persons subject to and exempt from taxation for county, borough, town, township, school, except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof for such purposes; creating in each such county a board for assessment and revision of taxes; defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, town and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the appointment of a chief assessor, assistant assessors and other employees; providing for their compensation payable by such counties; prescribing certain duties of and certain fees to be collected by the recorder of deeds; and eliminating the triennial assessment," by further regulating the assessment and valuation of real property for local taxation purposes; further defining the duties of assessors and chief assessors; changing the time for the preparation and inspection of the assessment roll and dupli-

cate assessment roll, notice of appeal and hearings on appeals; prescribing duties of and fees to be collected by municipal officers who issue building permits; imposing duties on taxables, making improvements on land and grantees of land; prescribing penalties and changing procedure on appeals to court.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 656, entitled:

An Act to amend section 401 of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employees providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" by changing the provisions relating to the appointment of chief assessors requiring that the chief assessor devote the major portion of his time to his office providing for examinations for chief assessors and creating a committee to prepare and supervise such examinations

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 694, entitled:

An Act authorizing cities, boroughs, towns, and townships to accumulate over a period of more than one year monies required to match State grants; and further regulating the budget taxation and appropriation powers of such political subdivisions therefor.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

ANNOUNCEMENT

The SPEAKER. Immediately upon the calling of a recess, there will be a Republican Caucus in the new House Caucus Room and a Democratic Caucus in the old House Caucus Room.

RECESS

The SEAKER. If there is no objection, the Chair will declare a recess for forty-five minutes. The Chair hears none, and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Herbert P. Sorg) in the Chair.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 730

Mr. GOODLING presented the report of the Committee of Conference on House Bill No. 730.

The SPEAKER. The report will lie over for printing.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. McKINNEY asked and obtained permission for the Committee on Judiciary to meet during the session of the House.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 978, entitled:

An Act to amend the act approved the thirty-first day of July one thousand nine hundred forty-one (P. L. 616) entitled "An act defining regulating and providing for the licensing and registration of employment agents and their representatives including private employment agents theatrical employment agencies and nurses' registries providing for revocation and suspension of licenses and registrations subject to appeal and for their reinstatement defining the powers and duties of the Department of Labor and Industry and the Department of Public Instruction providing penalties and repealing existing laws" by changing the provisions thereof and the rights obligations license fees and procedure therein

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1205, entitled:

An Act defining clinicopathologic laboratory regulating the operation of the same requiring such laboratories to obtain permits and to be operated under the direct supervision of a duly licensed physician qualified in pathology or clinical pathology or other qualified persons imposing certain duties upon the Department of Health and providing penalties

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. SARRAF. Mr. Speaker, I move that this bill be recommitted to the Committee on Public Health and Sanitation for the purpose of further study.

The motion was agreed to.

HOUSE BILL NO. 1506 MADE SPECIAL ORDER

Mr. ZEIGLER. Mr. Speaker, I move that House Bill No. 1506, Printer's No. 729, on page 24 of today's calendar, bills on second reading be made a special order of business immediately.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1506, entitled:

An Act to amend the act approved the twelfth day of

April one thousand nine hundred fifty-one (P. L. 90) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by further providing for transfers of certain liquor licenses

The first section was read.

On the question,

Will the House agree to the section?

Mr. ZEIGLER offered the following amendments:

Amend Sec. 1, (Sec. 468), page 3, line 13, by inserting after the word "a" the following: "retail."

Amend Sec. 1, (Sec. 468), page 3, line 13 and 14, by striking out the words "malt and brewed beverage" and inserting in lieu thereof: "a retail dispenser."

Amend Sec. 1, (Sec. 468), page 3, line 14, by inserting after the word "restaurant" the following: "or eating place."

Amend Sec. 1, (Sec. 468), page 3, line 15, by inserting after the word "restaurant" the following: "or eating place."

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. ZIEGLER offered the following amendment:

Amend Title, page 2, last line of Title, by striking out the word "liquor" and inserting in lieu thereof: "retail liquor and retail dispenser."

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

BILLS ON SECOND READING POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar, by Mr. ZIEGLER.

The House resumed the consideration on second reading of House Bill No. 620, entitled:

An Act to amend clause (b) of Section 207 of the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State Liquor Stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure

without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by further providing for the fixing of sale prices for Pennsylvania liquor stores

The first section was read.

On the question,

Will the House agree to the section?

Mr. READINGER. Mr. Speaker, may I inquire whether this bill is being called up for the purpose of amending it?

Mr. ZIEGLER. Mr. Speaker, it is not called up for the purpose of amending it.

Mr. READINGER. Mr. Speaker, I wonder whether the gentleman will defer calling it up. I am having amendments prepared to offer to it and they are not ready. Can we pass it over temporarily.

Mr. ZIEGLER. Yes, Mr. Speaker.

MOTION TO RECOMMIT

Mr. LOVETT. Mr. Speaker, I move if this bill is supposed to be amended that it be recommitted to the Committee on Liquor Control.

The SPEAKER. Does the gentleman object to the bills being passed over temporarily?

Mr. LOVETT. Mr. Speaker, I don't object to its being passed over temporarily, but if there are amendments to be offered to this bill when it comes before us I will move that it be recommitted for amendment.

BILL PASSED OVER

There being no objection

House Bill No. 620, Printer's No. 615

was passed over at the request of the SPEAKER.

Agreeably to order,

The bill having been called up from the postponed calendar, by Mr. ZIEGLER.

The House resumed the consideration on second reading of House Bill No. 855, entitled:

An Act to amend the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State Liquor Stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" and of fees and imposing penalties" by permitting the sale and possession of wine in packages not bearing the official seal of the board

The first section was read.

On the question,

Will the House agree to the section?

Mr. LOVETT. Mr. Speaker, I would like to inquire if the gentleman intends to amend this bill.

Mr. ZIEGLER. I do not, Mr. Speaker.

On the question recurring,

Will the House agree to the section?

It was agreed to.

The title was read and agreed to.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The bill having been called up from the postponed calendar, by Mr. ZIEGLER.

The House resumed the consideration on second reading of House Bill No. 959, entitled:

An Act to amend the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State Liquor Stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by further regulating and limiting the issuance of distributors' and importing distributors' licenses

The first section was read.

On the question,

Will the House agree to the section?

Mr. LOVETT. Mr. Speaker, I would like to inquire if the gentleman intends to amend this bill.

Mr. ZIEGLER. I do not, Mr. Speaker.

On the question recurring,

Will the House agree to the section?

It was agreed to.

The second section and title were separately read and agreed to.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The bill having been called up from the postponed calendar, by Mr. ZIEGLER.

The House resumed the consideration on second reading of House Bill No. 1039, entitled:

An Act to amend sections 401 and 406 of the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State Liquor Stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by permitting certain sales of liquor for consumption off the premises

The first section was read.

On the question,

Will the House agree to the section?

Mr. LOVETT. Mr. Speaker, I would like to inquire whether the gentleman intends to amend this bill.

Mr. ZIEGLER. I do not, Mr. Speaker.

On the question recurring,

Will the House agree to the section?

It was agreed to.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The bill having been called up from the postponed calendar, by Mr. ZIEGLER.

The House resumed the consideration on second reading of House Bill No. 1060, entitled:

An Act to amend the act approved the twelfth day of April, one thousand nine hundred fifty-one (Act No. 21), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol, and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by making the serving of food optional with certain licenses and changing certain requirements relating to the serving of food.

The first section was read.

On the question,

Will the House agree to the section?

Mr. LOVETT. Mr. Speaker, I would like to inquire if the gentleman intends to amend this bill.

Mr. ZIEGLER. I do not, Mr. Speaker.

On the question recurring,

Will the House agree to the section?

It was agreed to.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The bill having been called up from the postponed calendar, by Mr. ZIEGLER.

The House resumed the consideration on second reading of House Bill No. 1085, entitled:

An Act to amend the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquor alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein de-

fining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by making the establishment and operation of Pennsylvania liquor stores and the granting of malt and brewed beverage distributors licenses subject to local option and providing where tie vote occurs on local option question the status quo obtains.

The first section was read.

On the question,

Will the House agree to the section?

Mr. LOVETT. Mr. Speaker, I would like to inquire if the gentleman intends to amend this bill.

Mr. ZIEGLER. I do not, Mr. Speaker.

Mr. PEROSKY offered the following amendment:

Amend Bill, Page 8, by inserting between lines 18 and 19, the following:

However, no local option vote shall be held to determine the will of the electors in respect to the granting of licenses to distributors of malt or brewed beverages or to the establishment, operation and maintenance of Pennsylvania Liquor Stores until two years after such municipality has voted against the granting of liquor licenses or malt and brewed beverage licenses.

On the question,

Will the House agree to the amendment?

Mr. PETROSKY. Mr. Speaker, the amendment that I have offered is one which in my opinion will clear up the proposal that is before us, due to the fact that within the present provisions of the proposal four questions of local option could be voted upon at one election.

I firmly believe that if you separate the voting on the four questions on local option the mind of the voter will not be confused as to what he would actually want to do in his own municipality.

I do not want to take the time of the House. I will be very brief and just read into the record a few remarks that I have to make relative to House Bill 1085 and what I feel can be done to better the legislation that is before by the amendment that was presented.

The program incorporated under this bill is intolerant in every respect.

The principle of local option is to give residents of a municipality the right to say whether they want tap-rooms in their areas. It is understandable that purely residential towns would not want taprooms, the hubbub and the noise that comes along with them. It is also very much understandable that residents may get tired of tap-rooms and the noise that goes along with them, taprooms which permit the congregation of undesirables, minors and drunks who annoy the residents of that particular type of town.

That does not mean that people are prohibitionists; they may be as liberal as anyone else, but they certainly have the right to object to unpleasant operations.

Now we find that several groups have gotten together on certain pieces of legislation here and have been endeavoring to call them a package. I for one would rather consider this legislation and to vote upon the bills and let them fall or stand upon the merits of each particular bill in question.

For any group, especially liquor dealers, to take such

an intolerant position is amazingly inconsistent. To tell a good citizen, unless he is willing to tolerate a bad tavern operation he will not be permitted to conveniently buy beverages for home consumption is just as bad as for the dry forces to say that because they disapprove of beverages no one else should have that pleasure.

The trend in this country is against intolerance, and for Pennsylvania liquor dealers to support intolerant attitudes puts them in the same selfish class as the dry forces. There is no good reason for such legislation. No one believes for a minute that the dry forces will support liquor dealers in any effort to liberalize liquor laws. They are probably laughing at the innocence of any liquor dealer who expects such cooperation from them.

The amendments merely add to the proposal that you leave a stop-gap period of two years time in which the residents can live with the situation as concerns wholesale distributors in Pennsylvania State Stores, and then vote upon that issue without having the conflicting abuses of the privileges of the system as we have it here in Pennsylvania that were probably caused by undesirables who were coming into residential communities and creating a disturbance.

This merely gives you a two year period of time of waiting before you vote upon a local option question as to whether a distributor shall stay in that community or whether a liquor store shall stay in that community.

I ask the membership of both sides of this House to consider the amendments and the merits of the amendments, and may I say at this time that I did not make it a four period of time, for I was afraid that the opponents to the amendment would charge that I was endeavoring to carry out delaying tactics in holding off the question of local option.

I am presenting this for the consideration of the House. I would like to have you consider it and vote favorably upon these amendments.

Mr. ZIEGLER. Mr. Speaker, House Bill 1085 was drawn after long and careful deliberation. It presents in the bill four questions. We think it is not complicated and it was necessarily made very simple so there would not be any confusion.

Under House Bill 1085 when the required number of voters petition in a community, they may have one, two, three or four questions placed upon the ballot. Those four questions are:

Do you want to have a state liquor store in your community?

Do you want to have distributors' licenses in your community?

Do you want to have retail dispensers or beer licenses in your community?

Do you want to have liquor licenses in your community?

The people may petition, as I said, to vote on one, two, three or four questions; and if they vote on those questions and they are defeated, they may not be brought up again more often than once in every four years, and that is as the law is now. There is no change there.

As I said, the bill was drawn after a lot of careful study and I feel that the amendment offered by the gentleman from Westmoreland is dilatory in nature, and I shall ask the Members not only this side of the House, but on the other, to vote down the proposed amendments.

On the question recurring,
Will the House agree to the amendments?

The yeas and nays were required by Mr. Petrosky and Mr. Maxwell and were as follows:

YEAS—56

Andrews,	Hunter,	Munley,	Schmidt,
Breth,	Jones, J. M.,	Needham,	Seyler,
Bucchin,	Jones, P. F.,	Olsen,	Snider,
Byrne,	Kamyk,	Penglase,	Stank,
Cochran,	Kolankiewicz,	Petrosky,	Swope,
Conway,	Kornick,	Pfaff,	Taylor,
Corr,	Lederer,	Polaski,	Toil,
Coyle,	Leonard, L.,	Polen,	Varallo,
Duffy,	Lopresti,	Price, R. A.,	Wargo,
Fenrich,	Lovett,	Readinger,	Welsh,
Filo,	Lutty,	Reese,	Westrick,
Gaffney,	McGee,	Rovansek,	Williams,
Hagerty,	McNally,	Sarraff,	Yester,
Hamilton, R. K.,	Moran,	Scanlon,	Yetzer,

NAYS—118

Banker,	Gibson,	Markley,	Shoemaker,
Barkdoll,	Gleason,	Maxwell,	Shotwell,
Bear,	Goodling,	Mazza,	Smith,
Beaver,	Graybill,	McConnell,	Sollenberger,
Berkstresser,	Greenwood,	McCormack,	Spencer,
Blair,	Greer,	McCullough,	Stimmel,
Bolton,	Guthrie,	McDermitt,	Stoner,
Bomberger,	Hall,	McInroy,	Swartz,
Boorse,	Hamilton, W. H.,	McMillen,	Tahl,
Bower,	Harney,	Metz,	Thompson, E. F.,
Breisch,	Haudenshield,	Mikula,	Thompson, R. L.,
Brown,	Headlee,	Miller, H. G.,	Tompkins,
Cella,	Helm,	Miller, J. C.,	Toomey,
Clapper,	Hewitt,	Mintess,	VanSant,
Clendening,	Hocker,	Moore, C. E.,	Varnier,
Cooper,	Johnson,	Moore, H. A.,	Wachhaus,
Costa,	Jones, T. H. W.,	Murray,	Watkins,
Dalrymple,	Jump,	Najaka,	Weldner,
Davis,	Keller,	Naugle,	Wescott,
Dennison,	Kent,	Pichney,	Whalley,
Dowling,	Kline,	Pitzer,	Wheeler,
DuBois,	Kohl,	Price, H. W. Jr.,	White,
Dunn,	Kratz,	Reagan,	Wilt,
Erb,	Lafore,	Relly, J. M.,	Wood,
Ewing,	Leisey,	Rigby,	Yeakel,
Ferster,	Leonard, W. C.,	Riley, R. L.,	Young,
Filip,	Light,	Robertson,	Ziegler,
Flack,	Lyons,	Royer,	Sorg,
Frost,	Madden,	Rubin,	Speaker
Geer,	Madigan,	Sax,	

NOT VOTING—33

Amarando,	Guarnieri,	Limper,	Peta,
Baumunk,	Gutendorf,	Loftus,	Pettigrew,
Beech,	Hersch,	McKinney,	Reidenbach,
Bloom,	Hoggard,	Mihm,	Rose,
Boles,	Jenkins,	Mills,	Rosen,
Dougherty,	Jones, G. E.,	Monroe,	Schuster,
Firmstone,	Kubacki,	Muldowney,	Scott,
Good,	Leven,	Musto,	Verona,
			Waterhouse,

So the question was determined in the negative and the amendments were not agreed to.

On the question recurring,
Will the House agree to the section?

It was agreed to.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The bill having been called up from the postponed calendar, by Mr. ZIEGLER.

The House resumed the consideration on second reading of House Bill No. 1100, entitled:

An Act to amend sections 464 and 471 of the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by further defining the powers of courts on appeal

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading

Agreeably to order,

The bill having been called up from the postponed calendar, by Mr. ZIEGLER.

The House resumed the consideration on second reading of House Bill No. 1196, entitled:

An Act to amend clause (15) of the second paragraph of Section 493 of the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State Liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws" by making the cashing receiving handling or negotiating of Public Assistance checks or the cashing of payroll checks by licensees of the Pennsylvania Liquor Control Board an unlawful act.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The bill having been called up from the postponed calendar, by Mr. ZIEGLER.

The House resumed the consideration on second reading of Senate Bill No. 648, entitled:

An Act to amend subsection (c) of section 431 of the act approved the twelfth day of April one thousand nine hundred fifty-one (P. L. Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective

municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by changing residence requirements for stock ownership in corporations licensed as malt and brewed beverage manufacturers distributors and importing distributors

The first section was read.

On the question,

Will the House agree to the section?

Mr. THOMAS H. W. JONES offered the following amendments:

Amend Sec. 1 (Sec. 431), page 4, line 4, by inserting a bracket before the word "and".

Amend Sec. 1 (Sec. 431), page 4, line 8, by inserting a bracket after the word "application".

Amend Sec. 1 (Sec. 431), page 4, lines 8 to 12, by striking out "Provided" in line 8 and all of lines 9 to 12.

On the question,

Will the House agree to the amendments?

MOTION TO RECOMMIT

Mr. LOVETT. Mr. Speaker, due to the fact that the membership does not know what will happen under these amendments, I move that the bill and the amendments be recommitted to the Committee on Liquor Control.

The motion was not agreed to.

On the question recurring,

Will the House agree to the amendments?

Mr. READINGER. Mr. Speaker, I would like to ask the gentleman from Montgomery, Mr. Jones, to explain the meaning of these amendments.

The SPEAKER. Will the gentleman from Montgomery, Mr. Jones, explain the purpose of the amendment?

Mr. THOMAS H. W. JONES. I will, Mr. Speaker.

At the present time the Liquor Code, which was passed this year by the House provides that brewing companies are required to be Pennsylvania corporations, that their officers be residents of Pennsylvania, that their directors be residents of Pennsylvania, and that 51 per cent of the stockholders be residents of Pennsylvania. The purpose of these amendments is to delete the requirement of the stockholders.

Mr. ANDREWS. Mr. Speaker, I would like to ask the sponsor of the amendments what particular brewery combination is interested in these amendments.

Mr. THOMAS H. W. JONES. Mr. Speaker, there are three or four people in my country who own brewery stock, who are interested in these amendments. I have inquired about the situation. I have found that Pennsylvania breweries, despite the anomalous existence of the law in its present state, have nevertheless as independent breweries been going downhill. I believe in the Philadelphia area about three breweries have failed since the war. I understand quite fortuitously when I asked for a glass of beer the other evening at a brewery that a brewery here in Harrisburg has failed recently.

The situation with the Pennsylvania breweries if they get hard pressed for cash is that it is impossible for them, under the present state of the law, to merge or consolidate with out-of-state breweries because of this restriction on stock ownership.

The bill in its original form to which I have offered

amendments, attempted to make a very limited exception to the law and it seemed to me after consultation frankly with the people in my home county that the thing to do was to repeal this 51 per cent stock ownership clause.

Mr. ANDREWS. Mr. Speaker, would the effect of this amendment be to open the door to chain breweries, as far as Pennsylvania is concerned, with the result that we may find that somebody in Milwaukee has made a Pennsylvania brewery a part of its chain?

Mr. THOMAS H. W. JONES. Mr. Speaker, I do not believe that it would. The law still requires that it be a Pennsylvania corporation, that the officers and directors be residents of Pennsylvania. This is true even with the amendments that I just offered.

Mr. ANDREWS. Mr. Speaker, a further inquiry. It would be very easy wouldn't it, for majority ownership in Milwaukee to officer a corporation here in Pennsylvania—have the people that want it locally represented as to the ownership, but ownership and control of that brewery would, nevertheless, be outside of the state?

Mr. THOMAS H. W. JONES. Mr. Speaker, to answer that question, I think it is very possible with the amendments that I have offered the ownership of local breweries could pass outside the state.

Mr. ANDREWS. Mr. Speaker, I thank the gentleman.

Mr. THOMAS H. W. JONES. Mr. Speaker, this change in the law is one to remedy that I said was an anomalous situation. It is only the brewing industry that is afflicted with this provision. The distillers are not so afflicted and as far as I know no other type of business corporation has this type of regulation. The brewers have run into a great deal of difficulty and it rather surprises me to hear the gentleman on the other side of the House arguing for the equivalent of high tariffs. The breweries in Pennsylvania today by and large are not in very good shape, if they can get an influx of foreign capital, perhaps we could keep some of the men who work in breweries going, which we cannot do if the breweries fail.

On the question recurring,

Will the House agree to the amendments?

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. THOMAS H. W. JONES offered the following amendment:

Amend Title, page 2, line 8 of title, by striking out the word "changing" and inserting in lieu thereof: "deleting."

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The bill having been called up from the postponed calendar, by Mr. ZIEGLER.

The House resumed the consideration on second reading of House Bill No. 620, entitled:

An Act to amend clause (b) of Section 207 of the act approved the twelfth day of April one thousand nine

hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State Liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and reepling existing laws" by further providing for the fixing of sale prices for Pennsylvania liquor stores

The first section was read.

On the question,

Will the House agree to the section?

Mr. READINGER offered the following amendments:

Amend Sec. 1, page 5, line 1, by adding after the figures "207" the following "and the second paragraph of Section 406."

Amend Sec. 1, page 6, line 3, by striking out the word "IS" and inserting in lieu thereof "are."

Amend Bill, page 8, by inserting after line 4, the following

Section 406 Sales by Liquor Licensees; Restrictions.—

* * * * *

Hotel, restaurant and public service liquor licensees, their servants, agents or employes may sell liquor and malt or brewed beverages only after seven o'clock antemeridian of any week day and until two o'clock antemeridian of the following [week] day and shall not sell on Sunday after two o'clock antemeridian or after two o'clock antemeridian on any day on which a general, municipal, special or primary election is being held until one hour after the time fixed by law for closing the polls. No club licensee or its servants, agents or employes may sell liquor or malt or brewed beverages between the hours of three o'clock antemeridian and seven o'clock antemeridian on any day.

On the question,

Will the House agree on the amendments?

They were agreed to.

The section was agreed to as amended.

MOTION TO RECOMMIT

Mr. LOVETT. Mr. Speaker, I move that the bill together with the amendments be recommitted to the Committee on Liquor Control.

The motion was not agreed to.

On the question recurring,

Will the House agree to the amendments?

Mr. READINGER. Mr. Speaker, House Bill No. 620 to which I have just offered amendments, amends the liquor code which we passed earlier this session.

The particular bill to which these amendments have been offered relates to some administrative matter or price fixing on the part of the Liquor Control Board to unload certain brands which they find have not moved, and gives them a bit more power as far as discriminating between products and fixing the sale prices.

These amendments which I have offered however, amend another section of the liquor code, and really have no relation to the particular section in House Bill 620. These amendments would change the law of Pennsylvania if adopted, to allow restaurant licensees, hotels

and so forth to remain open until two o'clock in the morning on Sunday mornings.

A bill was put in the House some time ago and has been in the Liquor Control Committee for several months which would have done the same thing. Not exactly the same but it would have extended the closing hour until either one or two o'clock on a Sunday morning. That bill I am very reliably informed is going to remain in the House Liquor Control Committee. Therefore I deemed this to be the only opportunity which I would have and which the other Members of the House would have to vote on the matter of whether we should allow these licensees to remain open on a Sunday morning.

One of the main reasons why I think we should do this and should vote for these amendments is because clubs, ever since 1933 when we first adopted some liquor and beer laws, have been allowed to remain open until three o'clock on a Sunday morning. If any of you live in a community such as I do where there are quite a few clubs, you will know that about eleven thirty or a quarter of twelve many people who may have started the evening rather late, did not get out until about ten or eleven o'clock, will leave the particular restaurant in which they happen to be and they will scurry to some club to finish the evening there, because they may stay later, and they may indulge in liquid refreshments up until three o'clock in the morning.

A lot of Members I know object to this particular thing on moral grounds. But for the life of me I cannot see much difference between drinking in a public place and eating there or going to a club and drinking there. Both places are under roof, under the regulations of the board, they have to be clean, they have to be orderly; they cannot be noisy and disorderly and if any infractions of the law occur in public places their licenses may be suspended the same as the clubs.

The only difference is that some organizations of people have formed themselves together for some purpose and sometime later have decided to get a liquor license. The people who drink in the public places are no different from those who drink in clubs—I dare say they are probably the same people in many respects. It seems to me that it is not a moral issue at all. The people of Pennsylvania will be no better or no worse if they are allowed to drink in public places until two o'clock on a Sunday morning than they are today.

I am certainly no prohibitionist, against drinking until three o'clock on a Sunday morning if people desire to do so. I would be the last one to want to interfere with any of the church services on Sundays or any of the church's activities on Sunday. But I need not tell you that these activities do not start between twelve midnight and two o'clock in the morning on a Sunday.

I will be very brief gentlemen; I know it is late, I am hungry and I am thirsty and I know you are too, and I do not expect to spend the rest of the evening talking about a liquor bill.

But it is the only chance you are going to have this session to vote on this question. Perhaps some of you are sorry that I have offered this amendment because you would prefer not to vote on it. But I think that it is something that should be done. I do not hold any brief for the liquor dealers of Pennsylvania,—I do not

represent them and I do not represent the clubs either.

It seems to me the important factor here is what do the people want? What should they be entitled to have? Is it going to be good for them or is it going to be detrimental to them? We will live if this amendment does not pass and you have to drink in a club and you must drink on a Sunday morning. It is not that important but it seems so sensible to say to people who are going to drink anyway that they may go on drinking where they happen to be and do not have to leave one place and go to a club because somebody might see you walking in and out of a public place. People walk in and out of clubs. I know some clubs in Berks County that have very big, very elaborate entrances, neon signs, beautiful lettering, all kinds of colors. They are a lot more colorful than the public places, and I suppose in many instances they have many more customers or club members than the public places. So why we are going to continue to say absolutely at midnight these public places are all going to close tight, but the clubs are going to run until three o'clock in the morning.

I ask your vote and your favor in supporting this amendment.

POINT OF ORDER

Mr. ANDREWS. Mr. Speaker, I rise to a point of order. The SPEAKER. The gentleman will state it.

Mr. ANDREWS. Mr. Speaker, I raise the point of order that the amendments submitted by the gentleman from Berks are not germane to the purposes of the bill as stated in its title and are therefore out of order and I ask the Speaker to rule.

The SPEAKER. The gentleman from Cambria, Mr. Andrews, raises the point of order that the amendments are not germane to the bill.

The Chair will submit the question to the House under Rule 4 of the House.

On the question,

Will the House sustain the point of order raised by the gentleman from Cambria, Mr. Andrews, that the amendments are not germane to the purposes of the bill as stated in its title?

Mr. ANDREWS. Mr. Speaker, I simply desire to point out to the Membership of the House that you cannot mix up cauliflower and rabbits in the same bill, unless that it what you propose to do in the title of the bill.

This bill was designed to serve a particular purpose. The gentleman comes in with a proposal to amend the whole liquor code. I simply submit that it is bad parliamentary practice for the House in effect to tack a rider to the bill. Under our constitution riders to a bill are prohibited.

The SPEAKER. The Chair recognizes the gentleman from Berks, Mr. Readinger.

Mr. READINGER. Mr. Speaker, I would like to point out to the House before it votes on this matter that we passed many codes in this legislative body. We passed one not so long ago relating to the Orphan's Court, and we passed bills relating to the Wills Act, the Intestate Act.

In those titles you usually see just a few words relating to decedent's estates and so forth. You will not find any of the details of the hundreds and hundreds of sections in that title.

This title of course relates to the Liquor Code of 1951. And the title now says to amend a certain section and so forth. It is my thought that this is not in the same nature as the old practice of adding riders to bills which had nothing to do with the original nature of the bill.

The amendment which 620 contains now without the amendments I am offering simply amends a certain section of the Liquor Code. I am not, Mr. Andrews has said, trying to amend the whole code; I am simply trying to amend one of the sections. And I do not think his point is well taken when he says that this is the very thing that was prohibited by the constitution of 1874 when it says there shall be one subject in a bill. This is one subject, liquor. It is a big subject I will admit, but it still is not in the nature of an amendment which is related to the vehicle code or some other particular subject of law. I think this amendment is within the scope of this bill.

On the question recurring,

Will the House sustain the point of order raised by the gentleman from Cambria, Mr. Andrews?

Mr. ANDREWS. Mr. Speaker, I ask for a division.

Whereupon, division was had, one hundred ten Members, or more than a majority, having voted in the affirmative, the question was determined in the affirmative and the amendments were declared not germane to the purposes of this bill.

On the question recurring,

Will the House agree to the section?

It was agreed to.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The bill having been called up from the postponed calendar, by Mr. HELM.

The House resumed the consideration on second reading of House Bill No. 1298, entitled:

An Act to further amend section four of the act, approved the thirteenth day of May, one thousand nine hundred fifteen (P. L. 286), entitled "An act to provide for the health, safety, and welfare of minors; by forbidding their employment or work in certain establishments and occupations, and under certain specified ages; by restricting their hours of labor, and regulating certain conditions of their employment; by requiring employment certificates for certain minors, and prescribing the kinds thereof, and the rules for the issuance, re-issuance, filing, return, and recording of the same; by providing that the Industrial Board shall, under certain conditions, determine and declare whether certain occupations are within the prohibitions of this act; requiring that certain minors shall, during the period of their employment, attend certain schools, to be established as therein provided, and to be approved by the State Superintendent of Public Instruction, and regulating the conditions of such attendance; authorizing the State Board of Education, in certain cases, to appoint attendance officers to aid in enforcing the provisions of this act, and creating the salary and expenses of such officers a charge against the school district wherein they are employed; requiring certain abstracts and notices to be posted; providing for the enforcement of this act by the Commissioner of Labor and Industry, the attendance officers of school districts, and police officers; and defining the procedure in prosecutions thereunder, and establishing certain presumptions in relation thereto; providing penalties for the viola-

tion of the provisions thereof; and repealing all acts or parts of acts inconsistent therewith," by increasing the working hours of minors between the ages of sixteen and eighteen years.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. HELM. Mr. Speaker, I move that this bill be recommitted to the Committee on Labor Relations for the purpose of further study.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1290, entitled:

An Act to amend section one of the act approved the nineteenth day of May one thousand eight hundred and ninety-seven (P. L. 77) entitled "An act granting the permission and regulating the establishment and operation of bone boiling establishments and depositories of dead animals in the Commonwealth of Pennsylvania and providing for violations of the provisions of this act" by adding the requirement that permission to erect or operate such establishments in counties which have organized a county department of health or joint-county department of health must be obtained from the county department of health or joint-county department of health.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1294, entitled:

An Act to amend the title of and the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1005) entitled "An act relating to and regulating tractors and trailers and their operation providing for their registration and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors and trailers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors and trailers imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by deleting from said act all provisions relating to operators operators' licenses and trailers and further providing for the equipment of tractors

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1300, entitled:

An Act to amend sections one two three and five of the act approved the fifth day of June one thousand nine

hundred and thirteen (P. L. 433) entitled "An act for the prevention of blindness by requiring the reporting of cases of ophthalmia neonatorum (inflammation of the eyes of infants) by physicians midwives and others and requiring the reporting of results of treatment of each case of said disease and fixing a penalty for violation thereof" by adding county departments of health or joint-county departments of health to the health authorities to which cases of ophthalmia neonatorum must be reported

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1301, entitled:

An Act to further amend section fifteen of the act approved the nineteenth day of June one thousand nine hundred thirty-one (P. L. 589) entitled as amended "An act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering regulating barber shops and barber schools and apprentices and students therein regulating compensation for service rendered conferring certain powers and duties on the Department of Public Instruction and providing penalties" by adding counties which have established a county department of health or joint-county department of health to the political subdivisions empowered to regulate barber shops by ordinances or regulations not inconsistent with law

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1309, entitled:

An Act to amend sections one and two as amended sections four five six seven and eight and sections nine and ten as amended of the act approved the twenty-eighth day of June one thousand nine hundred and twenty-three (P. L. 888) entitled "An act to safeguard human life and health throughout the Commonwealth by providing for the reporting quarantining and control of diseases declared communicable by this act or by regulation of the Department of Health providing for the prevention of infection therefrom and prescribing penalties" by changing the method of approval of communicable disease regulations by the advisory health board and by adding counties which have established a county department of health or joint-county department of health to the political subdivisions required or empowered to perform certain duties relating to the reporting quarantining and control of diseases declared communicable by law or regulation

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1310, entitled:

An Act to improve local health administration throughout the Commonwealth by providing for the creation, establishment and administration of single-county or joint-county departments of health in all counties except counties of the first class; abolishing local boards or departments of health and the offices of health officer in political subdivisions which become subject to the jurisdiction of single-county or joint-county departments of health; excepting cities of the first and second class from jurisdiction of single-county or joint-county departments

of health; providing for State grants to counties which establish departments of health and to cities of the first and second class if they meet certain requirements; conferring powers and duties upon the State Department of Health in connection with the creation, establishment and administration of single-county or joint-county departments of health, the administration of the health laws in certain boroughs not subject to the jurisdiction of single-county or joint-county departments of health, the administration of State grants; and repealing acts which provide for cooperation between political subdivisions in health matters and which confer health powers upon counties of the first class.

The first and second sections were separately read and agreed to.

The third section was read.

On the question,

Will the House agree to the section?

Mr. THOMAS H. W. JONES offered the following amendments:

Amend Sec. 3, page 9, lines 3, 4 and 5, by striking out "or upon the certification of a favorable vote" in line 3 and both of lines 4 and 5.

Amend Sec. 3, page 9, lines 8 to 14, by striking out "or upon the certification of a favorable vote on the" in line 8 and all of lines 9 to 14, inclusive.

On the question,

Will the House agree to the amendments?

Mr. ANDREWS. Mr. Speaker, may I inquire of the gentleman whether he has submitted a copy of the amendments either to the gentleman from Berks, Mr. Readinger, or myself. I find that I do not have a copy, and I do not know whether Mr. Readinger has a copy or not.

Mr. THOMAS H. W. JONES. Mr. Speaker, for the information of the Minority Leader, I brought a copy of the amendments to him last week. He said: "give them to Mr. Readinger," which I did.

Mr. FROST. Mr. Speaker, in the absence of Mr. Scott, the sponsor of this bill, 1310, I have been asked to look after it on the floor of the House.

These amendments which have just been read raise a very vital and fundamental issue. The bill provides for setting up county units, and it provides two ways; either by resolution of the county commissioners, or by a referendum of the people of the county or multiple counties.

These amendments would take away the referendum right of the people to decide whether they want a county or multiple county health unit or not. Fundamentally and basically they are wrong. Anything that takes away the sovereign right of the people to decide what they want, takes the ballot away from them, in our democratic majority rule government is absolutely wrong and I think these amendments should be voted down.

Mr. THOMAS H. W. JONES. Mr. Speaker, House Bill 1310 is the keystone of the health package in the House this session. It has been liberally amended in Committee, I think for the better, and these amendments were not offered for any purpose of sabotaging the bill. My purpose was simply to improve the bill, at least in my own opinion.

Of course, a referendum is a democratic procedure. No one can deny that. I understand in some foreign countries they have a referendum on all laws; but that is, nevertheless, not our system of government. The issue involved here is a change in administration, or rather

the execution of our county health system or the system of public health in our counties.

Today, under this bill, the cities and the boroughs and the townships of the first class all have certain health powers; the balance is carried on by the state.

I regret that it is necessary to explain a little bit about the background of 1310 itself in order to understand the amendments. In 1310, if a local county health unit is established, it would mean that all your local boards of health are suspended. It places the duty upon the county to budget money for the new county health department. The bill as originally drawn provided that one-half the cost up to a maximum of 75 cents would be contributed to the county by the state for the maintenance of these new county health units.

Under amendments that have been offered to the bill it states that the state may contribute up to 75 cents, with the result that if you were a county commissioner, you would have no idea how much to budget for your next annual term. Similarly, the county commissioners have to appoint all the people on the Board of Health. The law provides now—it is a “may” bill—they can be voted in either by resolution of the county commissioners or if they do not do it, by referendum.

Now let us suppose for example, that the county commissioners feel that there are too many problems involved, dislocation of personnel, uncertain costs; they find other things in this new and untried law that they wish to scrutinize carefully. However, some health and welfare group may come along and put through a referendum. That means that the county health board is automatically established despite the will of the county commissioners. The county commissioners may still prove recalcitrant and not willing to go along, and there is no provision in this law for that situation. The only thing that could be done would be to take the county commissioners to court and in an action of mandamus, I believe it is called, they could possibly be compelled to appoint members of the board of health, but they could not be forced to do anything that would require the exercise of discretion. It would create a very messy situation indeed, were this county health board to be established by referendum.

Further, if a referendum is voted in the bill, all the actions of the county commissioners in establishing the board of health must be passed upon by the State Department of Health before the board of health can be fully established.

There is a distinction in the act, incidentally, between creating the board and establishing the unit to be set up in the county. Suppose your people in your county had voted in the county board of health and the commissioners are unwilling and they did not do a satisfactory job, and then the state turned them down. I think that would be very unsatisfactory to all concerned.

Lastly, I disapprove in principle of sticking a referendum in a bill of this kind. In my experience in Pennsylvania, we put referenda in bills that deal with constitutional questions and many of those have dealt with Philadelphia, and that is unavoidable. We have also put a local option provision, which is a species of referendum, in a great many bills. But in this sort of thing where you are certainly dealing with a county set-up, the use

of the referendum surprised me when I first read the bill; I did not understand it. My first reaction was that it was a device inserted by the lawyers who drew the bill at the insistence of the health and welfare people to override recalcitrant county commissioners.

I inquired about this and was informed that the purpose was quite the reverse; that county commissioners might be unwilling to impose the additional taxes that would be required, and that this would take them off the hook, so to speak. However, further inquiry has revealed that in the laws of most other states and particularly the Southern states, the referendum provision is in the bill. And so I think it has been inserted in our bill strictly by analogy.

Further, I think it is a matter of common knowledge that in the South county government is much stronger than it is here. I do not think the same considerations that apply to the Southern states apply to Pennsylvania, and for those reasons, and as a matter of principle, I think the referendum is a bad idea.

Lastly, I wanted to call this to the attention of the House. I think it would be, so to speak, a cinch for any pressure group to come into your county or mine with referendum in the bills and put the thing across because there is a confusion in the popular mind between public health administration and the health of your wives and children. They do not mean the same thing, quite. The League of Women Voters of Pennsylvania, for example, stated that we are forty-second among the states in the quality of our public health services. This may be true, and for that reason, with the amendments I hope you will vote for the bill. But that does not mean that we in Pennsylvania are the forty-second healthiest people of all the citizens of all the states. In other words, public health is an emotional thing, and I think for that reason the average citizen who does not have the time and who elected you and me and the county commissioners to decide these issues, might tend to go overboard on this issue. I think he will resent it and say it was our duty to decide just such questions as this for him.

Mr. FROST. Mr. Speaker, I do not want to discuss the bill. There is only one question before us and that is the question of the amendments. Those amendments state that the sovereign right shall be taken away from the people to decide their health destiny. They are still wrong and I think they should be voted down.

Mr. THOMAS H. W. JONES. Mr. Speaker, just one brief statement: I have no fault to find with the capacity or competency of the sovereign people to decide this issue.

What I am worried about is the effect that the well intentioned efforts of the small pressure group might have in a fair decision on this bill if the amendments are not acted on favorably.

Mr. FROST. Mr. Speaker, I think the idea of inserting into this discussion pressure groups is more or less propaganda. I do not know of any pressure groups outside of those people who are interested in the health welfare of our Commonwealth that are interested in this bill. After all, the health of the people is the fundamental thing and I do not think the question of pressure groups should be brought in here. God knows if the people of this state are not able to decide their own

destiny I do not think that I, as a Legislator standing here, or if I were a Commissioner in my county, should feel that I was above my people and they should not have the sovereign right to decide finally what they wanted to do.

On the question recurring,

Will the House agree to the amendments?

They were not agreed to.

The section was agreed to.

The SPEAKER. Will the gentleman from Montgomery, Mr. Jones, withdraw the remainder of his amendments?

Mr. THOMAS H. W. JONES. Mr. Speaker, I will.

The fourth to thirtieth sections inclusive and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1311, entitled:

An Act to amend section four hundred forty-seven of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by deleting those provisions which require such counties to cooperate with the State Department of Health and boroughs and first class townships and deleting those provisions which prescribe the appointment of health officers the approval of appointments by the State Department of Health and the powers and duties of appointees

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1330, entitled:

An Act to quiet title to real estate and to facilitate the alienation thereof creating a conclusive presumption of payment satisfaction or release and making unenforceable any claim for money charged against real estate under any deed certain mortgages or any decree of any court of record of this Commonwealth and correcting defects in title arising out of unrecorded deeds and breaks in chain of title and making claims thereunder invalid by creating a conclusive presumption of release and satisfaction where such charges and mortgages mature or become due and payable and decrees or defects of record arise occur exist or are dated more than fifty years prior to the time of the institution of any proceeding hereunder to enforce payment perfect revive or continue the aforesaid lien charge or encumbrances or to enforce any right arising out of such a defect in title unless an action is instituted to enforce such charges mortgages and decrees as aforesaid against the present owners or action is taken to enforce any right arising out of such a defect in title within one year after the effective date of this act

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1333, entitled:

An Act to amend sections five and eighteen of the act

approved the second day of July one thousand nine hundred and thirty-five (P. L. 589) entitled "An act to safeguard human health and life by providing for the issuance of permits to and regulation of persons and entities selling milk and milk products conferring powers and imposing duties on the Secretary of Health the Advisory Health Board and otherwise providing for the administration of the act and imposing penalties" by adding counties which have established or joined in establishing county departments of health to those municipalities which may be constituted agents of the Secretary of Health for the purpose of issuance of milk permits and by adding county department of health regulations to those municipal ordinances not affected by the act

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1334, entitled:

An Act to amend section one of the act approved the seventh day of April one thousand nine hundred and twenty-seven (P. L. 144) entitled "An act authorizing boards of health to require roving bands or bands of nomads commonly called gypsies declared to be nuisances or menaces to health to leave municipalities and providing penalties" by adding county departments of health and joint-county departments of health as alternate health authorities which may make findings and issue orders under the act

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1376, entitled:

An Act to further amend subsection (a) of section two hundred seven and subsection (f) of section four hundred forty-eight and to amend section two thousand one hundred eleven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain department boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by prescribing the qualifications for the Secretary of Health and by reconstituting the Advisory Health Board and further prescribing its powers and duties

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1377, entitled:

An Act to amend sections two four five and six of the act approved the second day of July one thousand eight hundred and ninety-five (P. L. 428) entitled "An act to regulate and license public lodging-houses in the different cities in this Commonwealth" by adding county departments of health and joint-county departments of health to the health authorities empowered by the act to render certificates make inspections and adopt rules and regulations

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1379, entitled:

An Act to authorize the revival of judgments entered in favor of the Commonwealth of Pennsylvania by filing a suggestion of nonpayment

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1432, entitled:

An Act to further amend Section 1 of the act approved the eleventh day of July one thousand nine hundred twenty-three (P. L. 1032) entitled "An act providing for the abatement of nuisances caused by the improper grading or defective paving or encroaching fences in alleys in cities of the first class for the establishment of lines and grades for and the grading paving or repaving of said alleys and the grading of private alleys hereafter laid out and for apportioning the cost and for the filing of liens therefor" by giving property owners a longer period of time in which to abate nuisances

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1470, entitled:

An Act to repeal the act approved the thirteenth day of April one thousand eight hundred sixty-eight (P. L. 1017) entitled "An act to provide for the collection of state county poor and military taxes in the county of Bedford" so far as it relates to Bedford County

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1504, entitled:

An Act to amend the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" by declaring the obligations of Redevelopment Authorities issued pursuant to the law of Pennsylvania to be legal investments for fiduciaries.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1507, entitled:

An Act to further amend section seven hundred six and subsection (c) of section nine hundred three of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns township within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing the fee for annual registration and the maximum gross weight allowed for certain two-wheeled semi-trailers.

The first section was read.

On the question,

Will the House agree to the section?

Mr. HELM offered the following amendments:

Amend Sec. 1 (Sec. 706), page 4, line 14, by inserting a dollar mark before the figure "5.00".

Amend Sec. 1 (Sec. 706), page 4, line 14, by inserting a dollar mark before the figures "6.00".

Amend Sec. 1 (Sec. 706), page 4, line 14, by inserting a dollar mark before the figures "8.00".

Amend Sec. 1 (Sec. 706), page 5, lines 1, 2, and 3, by striking out all of said lines.

Amend Sec. 1 (Sec. 706), page 5, line 12, by inserting a dollar mark before the figures "5.00".

Amend Sec. 1 (Sec. 706), page 5, line 12, by inserting a dollar mark before the figures "6.00".

Amend Sec. 1 (Sec. 706), page 5, line 12, by inserting a dollar mark before the figures "8.00".

Amend Sec. 1 (Sec. 706), page 6, line 4, by inserting a dollar mark before the figures "40.00".

Amend Sec. 1 (Sec. 706), page 6, line 4, by inserting a dollar mark before the figures "45.00".

Amend Sec. 1 (Sec. 706), page 6, line 4, by inserting a dollar mark before the figures "50.00".

They were agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the House agree to the section?

Mr. HELM offered the following amendments:

Amend Sec. 2, page 6, line 12, by inserting after the word "amended" the following: "by the act, approved the twenty-seventh day of April, one thousand nine hundred forty-five (P. L. 328), and as amended in part."

Amend Sec. 2 (Sec. 903), page 6, line 17, by striking out all of said line.

Amend Sec. 2 (Sec. 903), page 6, line 18, by striking out the letter "(o)" and inserting in lieu thereof: "(c)".

Amend Sec. 2 (Sec. 903), page 8, lines 1, 2, and 3, by striking out all of said lines.

They were agreed to.

The section was agreed to as amended.

The third section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1512, entitled:

An Act relating to records of governmental departments or agencies or private businesses institutions professions or callings authorizing the reproduction or recording thereof by any photographic photostatic micro-film micro-card miniature photographic or other similar process providing for the admissibility of such reproduction in evidence and the disposition of the original records.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1523, entitled:

An Act to amend Section 10 of the act approved the fifteenth day of May one thousand eight hundred seventy-four (P. L. 186) entitled "An act declaring what offices are incompatible" by making elective county offices and members of the legislature incompatible.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1525, entitled:

An Act to further amend subsection (e) of Section 302 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments board commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by further providing for the qualifications and term of office of president of the Pennsylvania Fish Commission.

The first section was read.

On the question,

Will the House agree to the section?

Mr. DAVIS offered the following amendment:

Amend Bill, page 5, by inserting after line 6, the following: "Section 2. The provisions of this act shall become effective on the first day of October, one thousand nine hundred fifty-three."

It was agreed to.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

BILLS PASSED OVER

There being no objection,

Senate Bill No. 591, Printer's No. 237,

Senate Bill No. 636, Printer's No. 445,

Senate Bill No. 638, Printer's No. 257,

Senate Bill No. 643, Printer's No. 291, and

Senate Bill No. 684, Printer's No. 294,

were passed over at the request of the SPEAKER.

BILL ON FINAL PASSAGE RECALLED FROM GOVERNOR

BILL PASSED OVER

There being no objection,

House Bill No. 678, Printer's No. 748,

was passed over at the request of the SPEAKER.

BILL ON FINAL PASSAGE

BILL PASSED OVER

There being no objection,

House Bill No. 1312, Printer's No. 749,

was passed over at the request of the SPEAKER.

BILLS ON THIRD READING

BILL PASSED OVER

There being no objection,

House Bill No. 488, Printer's No. 476,

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1030, as follows:

An Act to further amend Section 643 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by prohibiting minors from delivering liquor or malt and brewed beverages

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 643 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" as amended by the act approved the eleventh day of August one thousand nine hundred forty-one (P. L. 911) is hereby further amended to read as follows

Section 643 Employment of Minors in Place where Liquors are Sold or Given Away and Elsewhere Whoever having the care custody or control of any minor under the age of eighteen (18) years permits the employment of or being a proprietor or manager employs or permits such child to sing dance act or exhibit in any place where wines or spirituous or malt liquors are sold or given away or any place connected therewith by any passage-way or entrance or whoever employs or permits any such minor to deliver liquor or malt and brewed beverages or being the proprietor or manager of any dance house theatre or place of entertainment employs any minor under the age of fifteen (15) years is guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one hundred dollars (\$100)

and in default in the payment of such fine and costs shall be sentenced to imprisonment not exceeding three (3) months

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Boorse,	Headlee,	Mikula,	Sollenberger,
Bower,	Helm,	Miller, H. G.,	Spencer,
Brelsch,	Hersch,	Miller, J. C.,	Stank,
Breth,	Hewitt,	Mills,	Stimmel,
Brown,	Hocker,	Mintess,	Stoner,
Bucchin,	Hoggard,	Monroe,	Swartz,
Byrne,	Hunter,	Moore, C. E.,	Swope,
Cella,	Jenkins,	Moore, H. A.,	Tahl,
Clapper,	Johnson,	Moran,	Taylor,
Clendening,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, J. M.,	Munley,	Thompson, R. L.,
Conway,	Jones, P. F.,	Murray,	Toll,
Cooper,	Jones, T. H. W.,	Musto,	Tompkins,
Corr,	Jump,	Najaka,	Toomey,
Costa,	Kamyk,	Naugle,	VanSant,
Coyle,	Keller,	Needham,	Varallo,
Dalrymple,	Kent,	Olsen,	Varner,
Davis,	Kline,	Penglas,	Verna,
Dennison,	Kohl,	Peta,	Wachhaus,
Dougherty,	Kolankiewicz,	Petroaky,	Wargo,
Dowling,	Kornick,	Pettigrew,	Waterhouse,
DuBois,	Krats,	Pfaff,	Watkins,
Duffy,	Kubacki,	Pichney,	Weidner,
Dunn,	Lafore,	Pitzer,	Welsh,
Erb,	Lederer,	Polaski,	Wescott,
Ewing,	Leisey,	Polen,	Westrick,
Fenrich,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenster,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fillo,	Leven,	Readinger,	White,
Firmstone,	Light,	Reagan,	Williams,
Flack,	Limper,	Reese,	Wilt,
Frost,	Loftus,	Reidenbach,	Wood,
Gaffney,	Lopresti,	Reilly, J. M.,	Yeakel,
Geer,	Lovett,	Rigby,	Yester,
Gibson,	Lutty,	Riley, R. L.,	Yetzer,
Gleason,	Lyons,	Robertson,	Young,
Good,	Madden,	Rose,	Ziegler,
	Madigan,	Rosen,	Sorg,
	Markley,	Rovansek,	Speaker

NAYS—1

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 1218, Printer's No. 544 was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1246, as follows:

An Act to amend the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by providing for farm fish pond licenses regulating the use of such ponds and the terms of such licenses and prescribing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Chapter II of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" is hereby amended by adding at the end thereof a new article to read as follows

Chapter II

Fishing Regulations Applying To Inland Waters

Article VI

Farm Fish Ponds

Section 56 Licenses The ennsylvania Fish Commission shall upon application therefor accompanied by a license fee of three dollars issue a farm fish pond license effective from the first day of April to the thirty-first day of March to the owner or lessee of a farm on which is constructed an artificial pond not exceeding two acres in surface area inhabited by fish and holding water the source of which is wholly within the limits of such farm or from waters in which there are no game fish Such licenses may be renewed each year

The Fish Commission shall fix the terms of each such license and notwithstanding any other provision of this act to the contrary shall include therein permission to release stock and propagate catfish sunfish or bass and to take fish of any size without regard to closed seasons or crell limits Such license shall specify the manner of taking and the type size and mesh of gear to be used but shall not prohibit the use of a seine

Section 57 Use of Farm Fish Pond Any farm fish pond for which a license is issued shall be used for propagation of catfish sunfish or bass and for harvesting catfish Sunfish or Bass for the personal use of the licensee and persons residing or regularly employed upon the farm No licensee shall permit any other person to fish in such pond and no fish taken from such pond shall be sold or offered for sale No person over the age of sixteen (16) years except the landowner residing on the farm and the landowners's immediate family residing on the farm shall fish in such pond unless he holds a current fishing license

Section 58 Penalty Any person violating any provision of this article shall on conviction in the manner provided by chapter fourteen of this act be sentenced to pay a fine of twenty dollars In addition to such penalty for the second offense the farm fish pond license or fishing license or both of any such person may be revoked for one year at the discretion of the commission

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—182

Amarando,	Gleason,	Maxwell,	Rubin,
Andrews,	Goodling,	Mazza,	Sarra,
Banker,	Graybill,	McConnell,	Sax,
Barkdoll,	Greenwood,	McCormack,	Scanlon,

Baumunk,	Greer,	McCullough,	Schmidt,
Bear,	Gutendorf,	McDermitt,	Schuster,
Beaver,	Guthrie,	McGee,	Scott,
Beech,	Hagerty,	McInroy,	Seyler,
Blair,	Hall,	McKinney,	Shoemaker,
Bloom,	Hamilton, R. K.,	McNally,	Shotwell,
Bolton,	Hamilton, W. H.,	Metz,	Smith,
Bombberger,	Harney,	Mihm,	Sollenberger,
Boorse,	Haudenschild,	Mikula,	Spencer,
Bower,	Helm,	Miller, H. G.,	Summel,
Brelschi,	Hersch,	Miller, J. C.,	Stoner,
Breth,	Hocker,	Mills,	Tahl,
Brown,	Hunter,	Mintess,	Thompson, E. F.,
Bucchin,	Jenkins,	Monroe,	Thompson, R. L.,
Byrne,	Johnson,	Moore, C. E.,	Toll,
Cella,	Jones, G. E.,	Moore, H. A.,	Tompkins,
Clapper,	Jones, J. M.,	Muldowney,	Toomey,
Clendenning,	Jones, P. F.,	Munley,	VanSant,
Cochran,	Jones, T. H. W.,	Murray,	Varallo,
Conway,	Jump,	Musto,	Varner,
Cooper,	Kamyk,	Najaka,	Verona,
Corr,	Keller,	Naugle,	Wachhaus,
Costa,	Kent,	Needham,	Waterhouse,
Coyle,	Kline,	Olsen,	Watkins,
Dalrymple,	Kohl,	Penglase,	Weidner,
Davis,	Kratz,	Peta,	Welsh,
Dennison,	Kubacki,	Pfaff,	Westrick,
Dougherty,	Lafore,	Pichney,	Whalley,
Dowling,	Lederer,	Pitzer,	Wheeler,
DuBois,	Lelsey,	Polaski,	White,
Dunn,	Leonard, L.,	Polen,	Williams,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Wilt,
Ewing,	Leven,	Reagan,	Wood,
Fenrich,	Light,	Reese,	Yeakel,
Ferster,	Limper,	Reidenbach,	Yester,
Filip,	Loftus,	Reilly, J. M.,	Yetzer,
Filo,	Lopresti,	Riley, R. L.,	Young,
Firmstone,	Luty,	Robertson,	Ziegler,
Flack,	Lyons,	Rovansek,	Sorg,
Frost,	Madden,	Royer,	Speaker
Geer,	Madigan,		
Gibson,	Markley,		

NAYS—16

Berkstresser,	Hewitt,	Petrosky,	Snider,
Duffy,	Kolankiewicz,	Price, R. A.,	Stank,
Gaffney,	Lovett,	Readinger,	Swope,
Headlee,	McMillen,	Rigby,	Taylor,
			Wargo,

NOT VOTING—9

Botes,	Guarnieri,	Kornick,	Rose,
Good,	Hoggard,	Pettigrew,	Rosen,
			Swartz,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1370, as follows:

An Act to further amend Section 2004 of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by limiting to forty hours the work week of police officers in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 2004 of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" as reenacted and amended by the act approved the twenty-eighth day of June one thousand nine hundred fifty-one (Act No. 164) is hereby further amended to read as follows

Section 2004 Hours of Service Exceptions Vacations No city shall employ or require any police officer to remain on duty for more than eight hours in any twenty-four

consecutive hours [or] nor if a city having a police force of fifty or more members for more than forty hours in any one week or if a city having a police force of less than fifty members for more than fifty-six hours in any one week unless in emergency cases for the suppression of riots or tumults or the preservation of the public peace [Provided That for the duration of any war in which the United States is engaged and six months thereafter the hours of service may exceed the number hereinbefore provided as the maximum number of hours of service and in such cases council shall provide for the payment of extra compensation for any hours of service in excess of such maximum hours of service at the same rate as paid for regular service] Nothing contained herein shall prevent any such city from requiring any such police officer to remain on duty or to work sixteen hours in any twenty-four consecutive hours not more than one day each week if required by a change in working hours or a change in shifts Cities shall permit every member of the police department to have at least twenty-four consecutive hours of rest in every calendar week except in emergency cases for the suppression of riots or tumults or the preservation of the public peace in time of war riot conflagration or public celebrations and to have an annual vacation of not less than fourteen days without diminution of the salary or compensation fixed by ordinance

Section 2 The provisions of this act shall become effective the first day of January one thousand nine hundred fifty-two

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bombberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelschi,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
Duffy,	Kubacki,	Pichney,	Weidner,
Dunn,	Lafore,	Pitzer,	Welsh,
Erb,	Lederer,	Polaski,	Westcott,
Ewing,	Lelsey,	Polen,	Westrick,
Fenrich,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Filip,	Leven,	Readinger,	White,
Filo,	Light,	Reese,	Williams,
Firmstone,	Limper,	Reagan,	Wilt,
Flack,	Loftus,	Reidenbach,	Wood,

Frost,	Lopresti,	Reilly, J. M.,	Yeakel,
Gaffney,	Lovett,	Rigby,	Yester,
Geer,	Lutty,	Riley, R. L.,	Yetzer,
Gibson,	Lyons,	Robertson,	Young,
Gleason,	Madden,	Rose,	Ziegler,
Good,	Madigan,	Rosen,	Sorg,
	Markley,	Rovansek,	Speaker

NAYS—1

DuBois,

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 1378, Printer's No. 751
was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1439, as follows:

An Act to further amend Sections 4342 and 4343 of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by making certain city employees eligible for retirement after twenty years of service

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 4342 and 4343 of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" as reenacted and amended by the act approved the twenty-eighth day of June one thousand nine hundred fifty-one (P. L.) Act No. 164 are hereby further amended to read as follows

Section 4342 Retirement [Age] Every person now or hereafter employed by any city which has created such pension fund and pension board as hereinbefore provided [of the age of sixty years and upwards] who shall have been so employed for a period of twenty years or more shall upon application to the board of pensions herein created be retired from service and shall during the remainder of his or her life receive the pension or compensation fixed by this act subject to such qualifications as are herein contained

Section 4343 Retirement Allowance [Proof of Disability] During the lifetime of any person in the employment of any city creating such pension fund and pension board as hereinbefore provided he or she shall be entitled to receive as a pension annually from the fund set aside for the purpose fifty per centum of the amount which would constitute the average annual salary or wages which he or she received during the last five years of his or her employment by the said city said pension to be paid in semimonthly payments [Should any person so employed after twenty years of service be dismissed voluntarily retired or be in any manner deprived of his or her position or employment before attaining the age of sixty years upon continuing a monthly payment to the fund equal to the last amount due and paid monthly while in active service said person shall be entitled to the pension above mentioned notwithstanding he or she has not attained the age of sixty years at the time of his or her separation from the service of such city but said pension shall not commence until he or she has attained the age of sixty years Should any employee however become totally and permanently disabled after twenty years of service and before attaining the age of sixty years he or she shall

be entitled to the said pension Proof of total and permanent disability shall consist of the sworn statement of three practicing physicians designated by the board that the employee is in a permanent condition of health which would permanently disable him or her from performing the duties of his or her position or office]

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. READINGER. Mr. Speaker, I desire to interrogate one of the sponsors.

The SPEAKER. Will the gentleman from Luzerne, Mr. Jump permit himself to be interrogated?

Mr. JUMP. Mr. Speaker, I will providing he does not use his ability as an attorney against me.

The SPEAKER. The gentleman from Berks, Mr. Readinger will proceed with his cross-examination.

Mr. READINGER. Mr. Speaker, after my recent experience I am sure the gentleman has nothing to worry about.

Mr. Speaker, I desire that the sponsor, Mr. Jump explain the meaning of these amendments.

Mr. JUMP. Mr. Speaker, for the information of the gentleman the amendment to this bill just strikes out the sixty year clause. In other words, after an employee works twenty years he becomes eligible for the pension.

Mr. READINGER. Mr. Speaker, it grieves me deeply to have to arise and oppose a bill introduced by my good friend and neighbor, Mr. Jump.

However, I want the Members of the House to know that this amends the Act of 1933, which was the Third Class City Code and which has now been reenacted as the Code of 1951, by making eligible every person who was under the pension fund which was set up under the old Act of 1933. It amends that law to enable such persons to receive a pension of one half his pay, computed over the last five years of his employment, after twenty years of service which means that if a person starts working for a city, a third class city, at the age of 21 and holds that job for twenty years, he can then retire at the age of 41 or 42.

It has always been my opinion that pension acts were supposed to be set up and maintained to take care of people when they arrive at an age when they normally could not work or felt as though they should retire from further active duty.

What happens in about 99 per cent of these cases where a person becomes eligible to retire after 20 years' service or 25 years' service is that that person immediately retires as soon as he can and goes out and gets another job. It is true he cannot work for the same municipality but he can find many other jobs.

Of course he continues to live in the city, sees his friends who work at City Hall and says "Hi ya Joe, how much are you making now?"

They say, "Well I am still making \$225 a month, how are you doing?"

He says, "Well now, the city is paying me \$130 a month and I got another job for \$225 a month, I'm doing pretty well."

How much this is going to cost third class city taxpayers I do not know. Under the present law a person

must attain the age of 60 years before he can retire. If he is dismissed before that time he can continue to pay into this pension fund and when he gets to be 60 he is still eligible to retire.

But I am not only opposed to this bill on the ground that it costs the city some money. If the employes are worthy of a higher wage than they are getting, and the taxpayers and the authorities can see fit to pay it to them, then they should be paid while they are working and they should not be paid for doing nothing after they get to the age of 41 or 42.

I suppose if this thing passes, a few years from now we will come back with another bill reducing it to fifteen years' service, and pretty soon those of us that want to work will be working to support the people who are on pensions at the tender age of 35.

I think sometime in the future we will all be taking in washing to make a living. If a person is disabled or sick, then I like to see them taken care of in some way, and for that we certainly have plenty of laws allowing disability pensions of one kind or another. But this bill says to an able bodied person who has worked for twenty years and has been paid for doing his work, the same as you and I are paid for the work we do, not only "Go on a pension," but also "For the rest of your life we are going to support you at half salary." I do not like this bill and I would like to see it defeated.

Mr. ANDREWS. Mr. Speaker, this bill probably should be labeled a measure to bankrupt pension funds. If those likely to benefit under the terms of this bill had been paying into the pension fund all of the years on the supposition that they would retire after they had served twenty years rather than on the supposition that they would retire after they had reached the age of sixty, that would be something different. But the pension funds have not been organized upon that basis.

The gentleman's bill is actuarially unsound. Every pension fund, in practically all the municipalities, would have to be bolstered up if this bill became law.

Mr. READINGER. Mr. Speaker, I just would like to take another minute to point out to the House that within the past ten days the Supreme Court of Pennsylvania handed down an opinion which arose in relation to an Act passed in 1945 under which Third Class Cities, which had not set up pension funds under this particular Act, created pension funds. The Supreme Court ruled unenforceable and unworkable a provision in that Act which provided that if a person employed by a Third Class City was involuntarily retired, in other words, dismissed, after serving twelve years or more but less than twenty years, that person could go on pension.

The Supreme Court pointed out that one of the fundamental ideas if a pension retirement system was the person could retire at a fixed age.

Other parts of that 1945 Act provided for retirement at the age of sixty and certain other provisions of the Act provided for retirement at the age of fifty-five, provided a person had worked for twenty years or more.

As I pointed out before, this says nothing about the age. It depends entirely on the age at which you start working. Conceivably a person could start working for the City of Reading at the age of 18, then in twenty years he would be 38.

If The Supreme Court has ruled unconstitutional and void a section of another Act which does not fix an age at which retirement may be had or may be entered into, then I feel sure the Supreme Court is going to knock this out too.

Mr. Speaker, I would like to see this bill defeated on that basis.

Mr. McMULLEN. Mr. Speaker, I find myself, on this bill, in a very unusual position. Especially in relation to the gentlemen on the other side of the House who have spoken against it. For once I am in complete accord and in sympathy and indorse every word they have said in opposition to this particular bill.

It is morally unsound, and financially unsound.

Mr. Speaker, did you ever stop to think that we think of employing people and have them work for us on the continuity of time in order that their experience may be more valuable to us. In this particular instance we find that when a man reaches the peak of his performance it is possible for him to retire and then sell that experience and knowledge he has gained at the expense of the taxpayer to someone who is willing to pay him more money, and at the same time expect the taxpayers to pay him half of his salary.

I say again, it is morally and financially unsound.

Mr. JUMP. Mr. Speaker, first I want to say I am not a city employee. I have a few notes here for the benefit of the membership of this House and I would like to announce at this time I do not hope to take up too much time. I want to get out of here myself.

The commencing age of employees in municipal governments is seldom 21 years because of the nature of the work being on a patronage basis. It takes at least ten years for a person to become established politically, thus making the starting age of employees generally about 30 years.

The number of employees lasting in municipal government service for a 20 years period are few. General because of the change in administration or the gaining control by various factions, few employees manage to last 20 years.

As a class, municipal employees are the most underpaid of any type of employee. The Federal government, the State government, the County government and private industry all pay higher rates for labor, clerical and professional workers. Therefore, a pension fund where the municipal employees might realize a pension at the end of 20 years affords an incentive to seek the position and attempt to retain it. This 20 years without any minimum age will be an incentive to city workers who now are leaving their positions to take jobs elsewhere for higher wages.

Municipal firemen and policemen who are not subject to the political changes which city employees are subject to; both have the privilege of retiring after 20 years of service. Their starting ages are much lower than city employees because of their ability to secure civil service positions through examination at a younger age; therefore, if the police and firemen have the right to retire after 20 years, city employees should be afforded a similar right.

Mr. Speaker, if I may have your permission I would

Like to read a letter from my City officials in Wilkes-Barre, which was addressed to me:

Dear Sir:

Act No. 157, approved the 13th day of April 1927, authorized Cities of the Third Class to create a pension fund for employees, other than police and firemen.

Pursuant thereto, the City of Wilkes-Barre, by Ordinance No. 677 passed finally July 19th, 1927, created and established a Pension Fund for employees who were not at that time protected by pension authorized by the laws of Pennsylvania.

Among other things, the Act provided that every person now or hereafter employed by the City of Wilkes-Barre of the age of sixty years, or upwards, who shall have been so employed for a period of twenty years, or more, shall, upon application, be retired on pension.

The Pension Funds of the Police and Firemen provide that employees may retire after twenty years of service, regardless of age, and it is the desire of the City officials of the City of Wilkes-Barre, as well as employees, that the law should be amended to permit city employees, other than Police and Firemen, to retire after twenty years of service, regardless of age. In other words, the various Pension Funds would then be uniform and all employees would be on the same basis.

Therefore, we are requesting that Act No. 157 of 1927 be amended in accordance with the foregoing and are urging you to sponsor and do all that you can toward the passage of such an amendment.

Attest:

Lucius K. Eldridge,
City Clerk

Tom A. Evans,
City Treasurer

Luther M. Kniffen,
Mayor
Frank A. Goeckel,
Director of Parks and Public Property
William D. Jones,
Director of Public Safety
J. Bowden Northrup,
Director of Accounts and Finance
Oliver Price,
Director of Street and Public Improvements

If you do not mind, Mr. Speaker, I have another short letter from the Secretary-Treasurer of the Pension Fund.

Dear Mr. Jump:

At a meeting of the Wilkes-Barre City Employees Pension Fund Board held on July 5, 1951, a resolution was introduced and unanimously adopted, approving of House Bill No. 1439.

We deeply appreciate your efforts and trust you will be successful in obtaining sufficient support for the final passage of this Bill.

Very truly yours,

City of Wilkes-Barre City
Employees Pension Fund.
s/Robert J. Williams,
Secretary-Treasurer

On the question recurring,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—73

Amarando,	Johnson,	Mintess,	Sax,
Beech,	Jones, G. E.,	Monroe,	Scanlon,
Bloom,	Jones, J. M.,	Muldowney,	Shoemaker,
Bucchin,	Jump,	Munley,	Smith,
Byrne,	Kline,	Musto,	Spencer,
Cella,	Kohl,	Najaka,	Stank,
Clendenning,	Kolankiewicz,	Needham,	Stimmel,
Corway,	Lederer,	Penglase,	Tahl,
Costa,	Leven,	Petrosky,	Taylor,
Coyle,	Loftus,	Pfaff,	Thompson, E. F.,
Dalrymple,	Markley,	Pichney,	Toll,
Dougherty,	Mazza,	Polaski,	VanSant,
Duffy,	McCormack,	Price, R. A.,	Varallo,
Filo,	McCullough,	Reidenbach,	Verona,
Flack,	McDermitt,	Reilly, J. M.,	Wachhaus,
Gutendorf,	McGee,	Rigby,	Waterhouse,
Hagerty,	McNally,	Rovansek,	Weldner,
Haudensfield,	Mikula,	Rubin,	Williams,
			Yester,

NAYS—93

Andrews,	Frost,	Leonard, L.,	Reagan,
Banker,	Gaffney,	Light,	Riley, R. L.,
Barkdoll,	Geer,	Lopresti,	Royer,
Bear,	Gleason,	Lutty,	Sarraf,
Beaver,	Goodling,	Lyons,	Schmidt,
Berkstresser,	Greenwood,	Madden,	Seyler,
Bolton,	Greer,	Madigan,	Shotwell,
Bomberger,	Guthrie,	McInroy,	Snider,
Bower,	Hall,	McKinney,	Sollenberger,
Breth,	Hamilton, R. K.,	McMillen,	Stoner,
Brown,	Hamilton, W. H.,	Metz,	Swartz,
Clapper,	Harney,	Mihm,	Swope,
Cochran,	Headlee,	Miller, H. G.,	Thompson, R. L.,
Cooper,	Helm,	Miller, J. C.,	Toomey,
Corr,	Hewitt,	Moore, C. E.,	Watkins,
Davis,	Hunter,	Moore, H. A.,	Wescott,
Dennison,	Jones, P. F.,	Moran,	Westrick,
DuBois,	Jones, T. H. W.,	Murray,	Whalley,
Dunn,	Kamyk,	Naugle,	Wilt,
Erb,	Keller,	Olsen,	Wood,
Ewing,	Kent,	Pitzer,	Yeakel,
Fenrich,	Kratz,	Price, H. W. Jr.,	Sorg,
Ferster,	Lafore,	Readinger,	Speaker
Filip,	Leisey,		

NOT VOTING—41

Baumunk,	Guarnieri,	Maxwell,	Schuster,
Blair,	Hersch,	McConnell,	Scott,
Boles,	Hocker,	Mills,	Tompkins,
Boorse,	Hoggard,	Peta,	Varner,
Brelsich,	Jenkins,	Pettigrew,	Wargo,
Dowling,	Kornick,	Polen,	Welsh,
Firmstone,	Kubacki,	Reese,	Wheeler,
Gibson,	Leonard, W. C.,	Robertson,	White,
Good,	Limper,	Rose,	Yetzer,
Graybill,	Lovett,	Rosen,	Young,
			Ziegler,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

PERMISSION TO ADDRESS HOUSE

Mr. JUMP asked and obtained unanimous consent to address the House.

Mr. Speaker, it was a great fight but I lost. If Al Readinger makes my weight next time I might beat him.

PERMISSION TO ADD AN ADDITIONAL SPONSOR

Mr. BEECH asked and obtained unanimous consent to add the name of Mr. Sarraf as an additional sponsor to House Bill No. 1476, Printer's No. 687.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1476, entitled:

An Act to further amend Article III of the act approved the seventh day of March one thousand nine hundred one (P. L. 20) entitled "An act for the government of cities of the second class" by fixing maximum hours of service for policemen and providing for compensation for extra services in emergencies

On the question,

Will the House agree to the bill on third readings?

Messrs. BEECH RIGBY and SARRAF asked unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Title, page 1, next to last line of title, by striking out the word "policemen" and inserting in lieu thereof "patrolman."

Amend Sec. 1, (Sec. 1), page 3, line 5, by striking out the word "policeman" and inserting in lieu thereof "patrolman."

Amend Sec. 1 (Sec. 1), page 3, line 10, by inserting after the word "compensation" the following "or time off."

Amend Sec. 1 (Sec. 1), page 3, line 12, by striking out the word "policeman" and inserting in lieu thereof "patrolman."

Amend Bill, page 6, by inserting after line 3 the following section

Section 2. The provisions of this act shall become effective the first day of January, one thousand nine hundred fifty-two.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1477, as follows:

An Act to further amend Section 1 of the act approved the thirtieth day of March one thousand nine hundred fifteen (P. L. 34) entitled "An act to promote the health and efficiency of firemen in cities of the second class by providing for a two-platoon system for firemen in the department of public safety of such cities" by further regulating the hours of duty of firemen in cities of the second class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the thirtieth day of March one thousand nine hundred fifteen (P. L. 34) entitled "An act to promote the health and efficiency of firemen in cities of the second class by providing for a two-platoon system for firemen in the department of public safety of such cities" as last amended by the act approved the fifth day of May one thousand nine hundred thirty-one (P. L. 93) is hereby further amended to read as follows

Section 1 Be it enacted &c That the head of the department of public safety or of the department having charge of or supervision over the fire department or bureau in each city of the first second and third class shall from and after the first day of January one thousand nine hundred twenty divide the officers and members of companies of the uniformed fire force in the employ

of such cities or in the case of a volunteer fire department the firemen and drivers regularly employed and paid by the city excepting the chief engineer and assistant chiefs into two shifts bodies or platoons one to perform day service and the other to perform night service The hours of day service shall not exceed ten commencing at eight o'clock in the morning the hours of night service shall not exceed fourteen commencing at six o'clock in the afternoon In case of riot serious conflagration or other such emergency the chief engineer of the bureau of fire or the assistant chief deputy or chief officer in charge at any fire shall have the power to assign all the members of the fire force to continuous duty or to continue any member thereof on duty if necessary No member of either of said shifts bodies or platoons shall be required to perform continuous day services or continuous night service for a longer consecutive period than two weeks nor be kept on duty continuously longer than ten hours in the day shift body or platoon or fourteen hours in the night shift body or platoon excepting as may be necessary to equalize the hours of duty and service and also excepting in cases of riot serious conflagration or other such emergency as above provided Provided however That this act shall not apply to employes who are employed subject to call In any consecutive period of two weeks no member of either of said shifts bodies or platoons in any city of the second class shall be kept on duty for a total period which shall average over sixty hours in any one week of the consecutive period of two weeks

Section 2 The act approved the thirty-first day of July one thousand nine hundred forty-one (P. L. 750) entitled "An act relating to members of the bureau of fire in cities of the second class providing subject to the approval of the electors for a three-platoon system for such members with certain exceptions providing for an election on such question and regulating hours of service hours of rest and annual vacations" is hereby repealed

Section 3 The provisions of this act shall become effective the first day of January one thousand nine hundred fifty-two.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermit,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,

Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
Duffy,	Kubacki,	Pichney,	Weidner,
Dunn,	Lafore,	Pitzer,	Welsh,
Erb,	Lederer,	Polaski,	Wescott,
Ewing,	Leisey,	Polen,	Westrick,
Fenrich,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fillp,	Leven,	Readinger,	White,
Filo,	Light,	Reagan,	Williams,
Firmstone,	Lizner,	Reese,	Wilt,
Flack,	Loftus,	Reidenbach,	Wood,
Frost,	Lopresti,	Reilly, J. M.,	Yeakel,
Gaffney,	Lovett,	Rigby,	Yester,
Geer,	Lutty,	Riley, R. L.,	Yetzer,
Gibson,	Lyons,	Robertson,	Young,
Gleason,	Madden,	Rose,	Ziegler,
Good,	Madigan,	Rosen,	Sorg,
	Markley,	Rovansek,	Speaker

NAYS—1

DuBois,

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

Senate Bill No. 11, Printer's No. 409

Senate Bill No. 190, Printer's No. 444

Senate Bill No. 456, Printer's No. 173

Senate Bill No. 604, Printer's No. 263 and

Senate Bill No. 721, Printer's No. 406

were passed over at the request of the SPEAKER.

REPORT FROM COMMITTEE

Mr. McKINNEY from the Committee on Judiciary, reported as committed, House Bill No. 1538, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto section twenty-two.

RESOLUTION

Mr. BEECH offered a resolution which was filed with the Clerk.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. POLASKI asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

COMMITTEE MEETINGS

Cities and County—Second Class, Mr. Ewing, Chairman, Room 521, Tuesday, July 17 at 11:00 a. m.

Education, Mr. Sollenberger, Chairman, Room 324, Tuesday, July 17, at 9:00 a. m.

Judiciary, Mr. McKinney, Chairman, Room 520, Tuesday, July 17, at 9:00 a.m.

Motor Vehicles, Mr. Dennison, Chairman, Room 522, Tuesday, July 17, at 9:00 a. m.

Public Health and Sanitation, Mr. Frost, Chairman, Room 329, Tuesday, July 17, at 9:00 a. m.

All times are Eastern Standard Time.

ADJOURNMENT

Mr. BEAVER. Mr. Speaker, I move that this House do now adjourn until Tuesday, July 17, 1951 at 10:00 a. m. EST.

The motion was agreed to, and (at 7:35 p. m. EST) the House adjourned.

Legislative Journal.

Session 1951.

139th of the General Assembly.

Vol. 32.

HARRISBURG, PA., TUESDAY, JULY 17, 1951.

No. 70.

SENATE

TUESDAY, July 17, 1951.

The Senate met at 11:00 o'clock, a.m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

PRAYER

The Chaplain, The Rev. J. B. WILLIAMS, Pastor of Second Baptist Church, Harrisburg, Pennsylvania, offered the following prayer:

Almighty God, we stand here today with our heads bowed in the position of prayer, and we beseech Thee that Thou wouldn't give us the spirit of prayer, for our thoughts are not on Thee. There is no reaching out, no feeling of urgency which compels us to prostrate ourselves at Thy feet and beg for Thy mercy.

Give to us, we pray Thee, a deep sense of our responsibility to those who have placed their confidence in us, and who look to us at this moment for the kind of leadership that will guarantee for each citizen his rightful heritage. Help us lay aside any spirit or motive which keeps us outside of Thy will.

Grant, O God, that we shall remember that the last accounting of our stewardship must be to Thee. May we have lived so faithful to our trust and responsibility, in relationship to Thee and our fellowman, that Thou canst say to us, well done.

We ask this in the Name of our Father, God, Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. KEPHART, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate

do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on July 17, 1951.

Mr. PEELOR. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 17, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Paul W. Fuller, Jr., Coraopolis.
S. Joseph Morrell, Pittsburgh, 210 Grant St.

BUCKS COUNTY

L. Scott Oblinger, New Hope.

CLEARFIELD COUNTY

Richard C. Anderson, DuBois.

FAYETTE COUNTY

R. J. Fishburn, Connellsville.

LANCASTER COUNTY

Daniel H. Shertzer, Lancaster.

PHILADELPHIA COUNTY

Mrs. Maude F. Kalbach, 6732 Blakemore St.
William M. Meyer, 1640 Fairmount Ae.
George N. Netsky, 2448 N. Broad St.

VENANGO COUNTY

Cloyd L. Heeter, Oil City.

WARREN COUNTY

Kenneth L. Porter, Warren.

WESTMORELAND COUNTY

J. H. Caldwell, New Alexandria.

YORK COUNTY

Fred L. Jones, York.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. PEELOR, That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson.
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peeler,	Wade,
Byrne,	Lane,	Peport,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

NOMINATIONS BY THE GOVERNOR REFERRED TO COMMITTEE

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

JUSTICE OF THE PEACE

Governor's Office, Harrisburg, July 17, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Robert H. Bicker, R. D. No. 2, Cabot, Butler County, for appointment as Justice of the Peace in and for the Township of Winfield, Butler County, until the first Monday of January 1954, vice George H. Bicker, deceased.

JOHN S. FINE.

MEMBERS OF THE BOARD OF TRUSTEES OF ALLENTOWN STATE HOSPITAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 17, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Board of Trustees of Allentown State Hospital, for the term of four years, and until their successors shall have been appointed and qualified:

Oliver H. Peter, 1105 North 19th Street, Allentown, Lehigh County, vice Mrs. Marian G. Steckel, resigned.

Mrs. Elsie B. Ganz, Summit Lawn, Allentown, Lehigh County, vice Louis P. Neuweiler, resigned.

Howard M. Singmaster, Macungie, Lehigh County, vice Victor Schmidt, resigned.

Hon. Henry G. Sweney, 707 East 20th Street, Chester, Delaware County, vice Major John C. Shumberger, Sr., resigned.

JOHN S. FINE.

MEMBERS OF THE BOARD OF TRUSTEES OF SCRANTON STATE HOSPITAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 17, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Board of Trustees of Scranton State Hospital, for the term of four years, and until their successors are qualified:

Mrs. Sarah Gaul, Scranton, from March 14, 1950.
Garfield Lewis, Moscow, from March 14, 1950.
Herbert J. Dooley, Scranton, from March 14, 1950.
Michael J. Borick, Olyphant, from March 14, 1950.
Peter Novitsky, Blakely, from March 14, 1950.
Edward H. Schlessler, Scranton, from March 14, 1950.
Frank Suraci, Scranton, from March 14, 1950.
Everett A. Rosser, Scranton, from March 14, 1950.
Edward Hetkowski, Dickson City, from March 21, 1950.

JOHN S. FINE.

MEMBERS OF THE BOARD OF TRUSTEES OF PENNSYLVANIA STATE ORAL SCHOOL FOR THE DEAF

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 17, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Board of Trustees of Pennsylvania State Oral School for the Deaf:

Mrs. Marjorie L. Sutherland, Clarks Summit, from March 16, 1950, until the third Tuesday of January 1955, and until her successor shall have been appointed and qualified.

Leo Moskovitz, Jermyn, from March 16, 1950, until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

Benjamin Sterling, Jr., Moosic, from March 16, 1950, until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

Paul R. Sable, Scranton, from March 16, 1950, until the third Tuesday of January 1953, and until his successor shall have been appointed and qualified.

Karl Reese, Scranton, from March 16, 1950, until the third Tuesday of January 1953, and until his successor shall have been appointed and qualified.

William W. Martin, Peckville, from March 16, 1950, until the third Tuesday of January 1953, and until his successor shall have been appointed and qualified.

Dr. William A. Rose, 229 Colfax Avenue, Scranton, to serve until the third Tuesday of January 1957, and until his successor shall have been appointed and qualified.

Joseph M. Gerard, 113 Frank Street, Dunmore, to serve until the third Tuesday of January 1957, and until his successor shall have been appointed and qualified.

Mrs. Amelia Johnson, R. D. No. 3, Moscow, to serve until the third Tuesday of January 1957, and until her successor shall have been appointed and qualified, vice Mrs. Elizabeth C. Fries, Scranton, whose term expired.

JOHN S. FINE.

MEMBERS OF THE LACKAWANNA COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 17, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Lackawanna County Board of Assistance:

Ernest Lamberti (Republican), Old Forge, from January 1, 1951 until December 31, 1953, and until his successor is duly appointed and qualified.

John M. Maloney (Democrat), Dunmore, from March 17, 1950, until December 31, 1951, and until his successor is duly appointed and qualified.

Mrs. Bertha Mika (Republican), Old Forge, from March 17, 1950, until December 31, 1952, and until her successor is duly appointed and qualified.

Mrs. Dorothy Von Storch (Republican), Chinchilla, from March 17, 1950, until December 31, 1952, and until her successor is duly appointed and qualified.

David F. Jones (Republican), Taylor, from March 17, 1950, until December 31, 1952, and until his successor is duly appointed and qualified.

JOHN S. FINE.

HOUSE MESSAGE

SENATE CONCURS IN HOUSE CONCURRENT RESOLUTIONS

The Clerk of the House of Representatives being introduced, presented an extract from the Journal of the House of Representatives, which was twice read, considered and agreed to:

TIME OF NEXT MEETING

In the House of Representatives, July 17, 1951.

Resolved, That when the House of Representatives adjourns this week, it re-convene on Monday, July 30, 1951 at 3:30 o'clock p. m. E.S.T., unless sooner re-convened at the call of the Speaker of the House of Representatives and when the Senate adjourns this week, it re-convene on Monday, July 30, 1951 at 2:00 o'clock p. m. E.S.T., unless sooner re-convened by the President-Pro Tempore of the Senate.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL NO. 218

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, July 16, 1951.

Resolved, (If the Senate concur), That House Bill No. 218, Printer's No. 188, entitled:

An Act to further amend Section 30 of the act, approved the eleventh day of May, one thousand nine hundred twenty-one (P. L. 522), entitled as amended "Dog Law of 1921," by increasing the maximum amounts of payments by the State and requiring additional proof of claims in certain cases.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 1030, entitled:

An Act to further amend Section 643 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "The Penal Code," by prohibiting minors from delivering liquor or malt and brewed beverages.

Which was committed to the Committee on Law and Order.

House Bill No. 1246, entitled:

An Act to amend the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448) entitled "Fish Law of 1925," by providing for farm fish pond licenses; regulating the use of such ponds and the terms of such licenses; and prescribing penalties.

Which was committed to the Committee on Forests and Waters, Game and Fish.

House Bill No. 1370, entitled:

An Act to further amend Section 2004 of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "Third Class City Law," by limiting to forty hours the work week of police officers in certain cases.

Which was committed to the Committee on Local Government.

House Bill No. 1477, entitled:

An Act to further amend Section 1 of the act, approved the thirtieth day of March, one thousand nine hundred fifteen (P. L. 34), entitled "An act to promote the health and efficiency of firemen, in cities of the second class, by providing for a two-platoon system for firemen in the department of public safety of such cities," by further regulating the hours of duty of firemen in cities of the second class.

Which was committed to the Committee on Local Government.

REPORTS FROM COMMITTEES

Mr. HARE, from the Committee on Education, reported as committed, House Bill No. 74, entitled:

An Act to amend section two thousand five hundred five of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the basis for payments on account of school nurses.

He also, from the Committee on Education, reported as committed, House Bill No. 269, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the establishment by the Department of Public Instruction of a standardized driver-training program in the public schools and providing for assistance to school districts in certain cases.

He also, from the Committee on Education, reported as committed, House Bill No. 270, entitled:

An Act to add Section 2511.2 to the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by providing for payments to school districts and vocational school districts on account of employment of highway safety education instructors.

He also, from the Committee on Education, reported as committed, House Bill No. 802, entitled:

An Act to add a new section 1309 to the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by creating a Bureau of Higher Education in the Department of Public Instruction

He also, from the Committee on Education, reported as committed, House Bill No. 850, entitled:

An Act to amend Section 2001 of the act, approved the tenth day of May, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by changing the name of the Cheyney Training School for Teachers.

He also, from the Committee on Education, reported as committed, House Bill No. 851, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administration work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by changing the name of the Cheyney Training School for Teachers.

He also, from the Committee on Education, reported as committed, House Bill No. 946, entitled:

An Act to amend Article X of the Act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for the appointment and removal of supervisors their qualifications term of office duties salary and method of filling vacancies

He also, from the Committee on Education, reported as committed, House Bill No. 966, entitled:

An Act to authorize school districts of the first class to furnish free milk to pupils in the kindergarten and first grade.

He also, from the Committee on Education, reported as committed, House Bill No. 1238, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further regulating reimbursement by the Commonwealth to certain school districts on account of pupil transportation

He also, from the Committee on Education, reported as committed, House Bill No. 1338, entitled:

An Act to further amend Section 713 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by increasing the fee for learner's permits; and appropriating the increase for teaching of safe driving of motor vehicles.

He also, from the Committee on Education, reported as amended Senate Bill No. 649, entitled:

An Act relating to and regulating the practice of the profession of landscape architecture; providing for the licensing and registration of persons practicing said profession, and the suspension and revocation of said licenses and registrations for violation of this act; prescribing the powers and duties of the State Board of Examiners of Landscape Architects, the Department of Public Instruction and the courts; and prescribing penalties.

He also, from the Committee on Education, reported as amended Senate Bill No. 650, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of

the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards, and commissions shall be determined," by creating the State Board of Examiners of Landscape Architects and defining its powers and duties.

Mr. FREED, from the Committee on Local Government, reported as committed, Senate Bill No. 742, entitled:

An Act providing for supplementing the police forces of cities, boroughs, towns and townships, for the appointment, powers and control of auxiliary police therein, and for the transfer during disasters and emergencies of such auxiliary police, members of the regular police forces, and police equipment thereof.

He also, from the Committee on Local Government, reported as committed, House Bill No. 801, entitled:

An Act to amend Section 931 of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by providing that certain county roads when abandoned shall become townships roads, or borough or city streets as their location shall determine.

He also, from the Committee on Local Government, reported as committed, House Bill No. 811, entitled:

An Act to add section 1501.1 to the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by empowering township supervisors to compel connection with and use of sewer systems constructed by municipal authorities to impose penalties to enforce regulations and orders and to connect properties of owners failing or neglecting to make connection

He also, from the Committee on Local Government, reported as committed, House Bill No. 859, entitled:

An Act to amend the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by making drivers of fire-fighting apparatus or ambulances for certain volunteer fire companies eligible to the city pension fund

He also, from the Committee on Local Government, reported as committed, House Bill No. 881, entitled:

An Act to further amend Clause L of Section 1202 of the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by authorizing increase of appropriations for burial ground maintenance.

He also, from the Committee on Local Government, reported as committed, House Bill No. 1089, entitled:

An Act fixing the minimum pensions of policemen and firemen in certain cities

He also, from the Committee on Local Government, reported as committed, House Bill No. 1098, entitled:

An Act to further amend the act approved the twenty-

fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" by authorizing the shade tree commission to require the cutting and removal of trees afflicted with the Dutch elm or other disease which threatens to injure or destroy shade trees and to levy and collect the cost thereof from the owner of the property by action in assumpsit or by the filing of a municipal claim therefor

He also, from the Committee on Local Government, reported as committed, House Bill No. 1174, entitled:

An Act to repeal the act, approved the twentieth day of May, one thousand eight hundred seventy-one (P. L. 1037), entitled "An act to limit the power and authority of the borough authorities of the borough of Emporium, in the county of Cameron, over the streets therein, and to authorize the setting out of shade trees along the streets."

He also, from the Committee on Local Government, reported as committed, House Bill No. 1179, entitled:

An Act to amend Section 330.17 of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by authorizing the assignment of county police to inside or special duties in certain cases and prescribing the manner in which such assignments shall be made.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. WATSON from the Committee on Executive Nominations reported with a favorable recommendation the following nominations, made by His Excellency, the Governor, which were laid over for one day under the rules.

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 9, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William Douglass, 329 Tioga Street, Munhall, Allegheny County, for appointment as Justice of the Peace in and for the Borough of Munhall, Allegheny County, until the first Monday of January, 1952, vice Howard S. Rowe, deceased.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 9, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Perry B. Braham, Freeport Road, Creighton, Allegheny County for appointment as Justice of the Peace in and for the Township of East Deer, Allegheny County, until the first Monday of January, 1954, vice Dominic Farione, deceased.

JOHN S. FINE.

MEMBER OF THE STATE REGISTRATION BOARD FOR PROFESSIONAL ENGINEERS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 9, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Edgar Dow Sibley, 412 Washington Street, Reading, Berks County for reappointment as a Member of the State Registration Board for Professional Engineers, for the term of six years, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 26, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Francis M. Marvin, Bartonsville, Monroe County, for appointment as Justice of the Peace in and for the Township of Pocono, Monroe County, until the first Monday of January, 1954, vice Elmer Singer, deceased.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 20, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate G. Welles VanCampen, Bushkill, Pike County, for appointment as Justice of the Peace in and for the Township of Lehman, Pike County, until the first Monday of January 1952, to fill a vacancy.

JOHN S. FINE.

MEMBER OF THE BOARD OF TRUSTEES OF BLOOMSBURG STATE TEACHERS' COLLEGE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 27, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Victor C. Diehm, 627 West Diamond Avenue, Hazleton, Luzerne County, as a Member of the Board of Trustees of Bloomsburg State Teachers' College, to serve until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified, to fill a vacancy.

JOHN S. FINE.

MEMBERS OF THE BOARD OF TRUSTEES OF EASTERN PENNSYLVANIA PSYCHIATRIC INSTITUTE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 14, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Members of the Board of Trustees of Eastern Pennsylvania Psychiatric Institute, for the term of two years, and until their successors shall have been appointed and qualified:

Dr. Hayward R. Hamrick, Jefferson Medical College Hospital, Philadelphia.

Noel J. Hooper, Jenkintown, Montgomery County.

Hon. Harold E. Stassen, University of Pennsylvania, Philadelphia.

Hon. L. Stauffer Oliver, Philadelphia.

Hon. John W. Lord, Jr., Philadelphia.

JOHN S. FINE.

MEMBERS OF PHILADELPHIA COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 23, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Philadelphia County Board of Assistance:

Joseph A. Faison (Republican), Philadelphia, from January 26, 1950, until December 31, 1951, and until his successor is duly appointed and qualified.

Louis Glazer (Republican), Philadelphia, from April 19, 1950, until December 31, 1951, and until his successor is duly appointed and qualified.

Miss Marion E. Buzby (Republican), Philadelphia, from September 22, 1950, until December 31, 1952, and until her successor is duly appointed and qualified.

Harry J. Magee, Jr. (Republican), Philadelphia, from January 1, 1951, until December 31, 1953, and until his successor is duly appointed and qualified.

J. Griffith Stringfield (Republican), Philadelphia, from January 1, 1951, until December 31, 1952, and until his successor is duly appointed and qualified.

Charles A. Cavanaugh (Republican), Philadelphia, from January 1, 1951, until December 31, 1953, and until his successor is duly appointed and qualified.

William H. Godfrey (Democrat), Philadelphia, from January 1, 1951, until December 31, 1952, and until his successor is duly appointed and qualified.

Miss Marie DeBacker (Republican), Philadelphia, from January 1, 1951, until December 31, 1953, and until her successor is duly appointed and qualified.

JOHN S. FINE.

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 9, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Stephen Arena, 721 Violet Street, Norristown, Montgomery County, for appointment as Justice of the Peace in and for the 9th Ward of the Borough of Norristown, Montgomery County, until the first Monday of January, 1952, vice Isaac L. Kehoe, deceased.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 9, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Alvin C. Lord, Jr., Buena Vista, Allegheny County, for appointment as Justice of the Peace in and for the Township of Elizabeth, Allegheny County, until the first Monday of January, 1952, vice James Tremont, resigned.

JOHN S. FINE.

MEMBER OF THE CAMBRIA COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 9, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Allene Catherine Miller (Republican), 264 Ohio Street, Johnstown, Cambria County, for appointment as a Member of the Cambria County Board of Assistance, to serve until December 31, 1953, and until her successor is duly appointed and qualified, to fill a vacancy.

JOHN S. FINE.

REPORTS FROM COMMITTEES

Mr. WADE, from the Committee on State Government, reported as committed, House Bill No. 634, entitled:

An Act to amend the act, approved the first day of June, one thousand nine hundred fifteen (P. L. 701) entitled "An act regulating the payment of persons in the employ of the Commonwealth," by providing for pay-days every two weeks.

He also, from the Committee on State Government, reported as committed, House Bill No. 1123, entitled:

An Act to provide for the registration and protection of trademarks and to secure the rights property and interests therein providing for the assignment cancellation and revocation thereof and imposing penalties for violations conferring powers and imposing duties upon the Secretary of the Commonwealth in the administration thereof to repeal all acts inconsistent therewith

He also, from the Committee on Agriculture, reported as committed, House Bill No. 1288, entitled:

An Act to further amend clause fifth of subsection (a) of Section 3 of the act, approved the thirteenth day of May, one thousand nine hundred nine (P. L. 520), entitled "An act relating to food; defining food; providing for the protection of the public health and the prevention of fraud and deception, by prohibiting the manufacture or sale, the offering for sale or exposing for sale, or having in possession with intent to sell, of adulterated, misbranded, or deleterious foods; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof," by changing the amount of sulphur dioxide which may be used in the preparation of certain foods.

Mr. BLASS, from the Committee on Judiciary General, re-reported as committed, House Bill No. 556, entitled:

An Act to amend Section 625 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by authorizing municipalities to grant special permits for the discharge of flobert rifles and other types of firearms in such municipalities for particular purposes.

He also, from the Committee on Judiciary General, reported as committed, House Bill No. 624, entitled:

An Act to amend subsections (b) and (c) of section one thousand two hundred three of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license

fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," and to add thereto new subsections (d) and (e) so as to except therefrom the transfer of stock not subject to the transfer inheritance tax owned by deceased residents of an area listed by the Department of Revenue as entitled by law to such exemption and stock formerly owned by the entireties by resident spouses, one of whom shall have died, and to require the Department of Revenue to list such areas.

He also, from the Committee on Judiciary General, reported as committed, House Bill No. 629, entitled:

An Act to establish a separate orphans' court in and for the county of Beaver.

He also, from the Committee on Judiciary General, reported as committed, House Bill No. 631, entitled:

An Act to repeal an obsolete act relating to transfer of stock standing in the name of a decedent, or in the joint names of a decedent and one or more other persons, or in trust for a decedent.

He also, from the Committee on Judiciary General, reported as committed, House Bill No. 962, entitled:

An Act authorizing the Supreme Court and the Superior Court to appoint and fix the compensation of reporters of their decisions and assistants and employees and repealing certain acts

Mr. SNOWDEN, from the Committee on Corporations, reported as committed, Senate Bill No. 788, entitled:

An Act to further amend the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 364), entitled "An act relating to business corporations; defining and providing for the organization, merger, consolidation, reorganization, winding up and dissolution of such corporations; conferring certain rights, powers, duties and immunities upon them and their officers and shareholders; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the second class within the provisions of this act; prescribing the terms and conditions upon which foreign business corporations may be admitted, or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, and certain state departments, commissions and officers; authorizing certain State departments, boards, commissions, or officers to collect for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," by requiring the establishment of a permanent lot care fund with corporate trustee of a certain amount by cemetery and burial corporations hereafter organized prior to the sale of burial lots and requiring a fixed percentage of the sale price of burial lots to be added to such fund.

Mr. STEVENSON, from the Committee on Local Government, reported as committed, Senate Bill No. 723, entitled:

An Act to amend section 3 of the act, approved the fifteenth day of June, one thousand nine hundred thirty-nine (P. L. 359), entitled "An act relating to recognizances and official bonds of present and future sheriffs and coroners and to their sureties thereon; imposing the expense of corporate suretyships on such obligations upon the several counties and various duties upon the courts of common pleas and county officers thereof; authorizing the substitution of approved surety companies for individual or corporate sureties upon such obligations and the release of any surety upon any such recognizance by such court upon certain conditions; dispensing with sureties on such recognizances but providing for the acknowl-

edgment, recording and indexing of same as liens on certain real estate; regulating such liens and releases therefrom; providing for refunds to sheriffs and coroners of certain premiums paid to sureties on their official bonds and recognizances; and repealing inconsistent laws, except as to existing claims or pending suits thereunder, subject to certain limitations," by fixing the time the lien of such recognizances shall run, including those heretofore executed.

He also, from the Committee on Local Government, reported as amended, House Bill No. 13, entitled:

An Act requiring political subdivisions to satisfy of record at their expense certain lost liens for taxes municipal claims against real property sold at sheriff's sales county tax claim bureau's public sales or county treasurers' sales under certain conditions.

He also, from the Committee on Judiciary General, reported as amended, House Bill No. 753, entitled:

An Act relating to appeals from decisions of magistrates aldermen and justices of the peace limiting in certain cases the right of appeal and transferring jurisdiction in such appeals in certain cases to county court of Allegheny County and Municipal Court of Philadelphia.

Mr. SILVERT, from the Committee on Corporations, reported as committed, House Bill No. 1372, entitled:

An Act to amend Section 308 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by further regulating the method of approval of the borrowing of money and disposition of real estate by nonprofit corporations by the members thereof.

Mr. HALUSKA, from the Committee on Insurance reported as committed, Senate Bill No. 780, entitled:

An Act to amend sections two hundred three and three hundred eight of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending revising and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by changing certain qualifications of incorporators, directors and trustees.

He also, from the Committee on Insurance, reported as committed, House Bill No. 1102, entitled:

An Act to provide for liens for the cost of hospital care and treatment of persons wilfully or negligently injured,

the liens to exist on rights of action and on counterclaims and on verdicts and judgments recovered as the result of such injuries and on moneys paid in settlement of such actions and counterclaims; and providing rights of action to recover such liens if not paid.

Mr. PECHAN, from the Committee on State Government, reported as amended, Senate Bill No. 441, entitled:

An Act to add Sections 602.1 and 705.1; to further amend Section 802; to add Sections 804.1 and 901.1 to the act approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752), entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employees of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by providing that substitutes may hold positions only until employees on military leave return; relating to rights of transferred or promoted employees during probationary periods and providing for employee audits from time to time.

BILL INTRODUCED AND REFERRED

Mr. FREED read in his place and presented to the Chair Senate Bill No. 793, entitled:

An Act to validate and quiet the title to real estate in this Commonwealth held by a foreign corporation, not authorized to transact business in Pennsylvania, and heretofore conveyed to a citizen or citizens of the United States or a corporation authorized to hold such real estate.

Which was committed to the Committee on Judiciary General.

PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, last week there was considerable publicity given to the matter of an elected public official, as well as an appointed administrative officer, drafting bills that were presented before this Legislature. The gentlemen involved, of course, did not violate any law of the Commonwealth. It may have been bad ethics, but the bad feature of it is that the people on the outside are of the opinion that when an elected public official of the State Government or an appointed official of the State Government prepares legislation to be introduced in this Legislature, that it has an effect on we the Members of the Legislature and, of course, that implication I personally do not like.

Mr. President, if this practice is indulged in by people on Capitol Hill, I think it is the fault of the Legislature because every Department, Board and Commission of the Commonwealth is the creature of this Legislature, and the practice and procedure under which Departments function is likewise the creature of this Legislature. Therefore, if we feel that it is bad practice for elected officials and department heads to indulge in the practice of law and appear before each other, we ought to do something about it. I personally think it is bad myself, because it permits the practice of law by elected officials in the State Government and permitting appointed offi-

cials to appear before departments of the State government opens the door for the exchange of favoritism, and that in turn opens the door for corruption, and that in turn leads to scandal such as we have had on Capitol Hill from time to time.

Mr. President, I do not want the gentlemen involved, Mr. Livengood or Mr. Nissley, to arrive at the conclusion that this bill is directed at them. It just so happens that they prepared these bills and it was discovered that it was done for a fee. It was publicized, and they became the victims of it, but I think we should make it a general rule that no elected official or department head be permitted to indulge in practice which was so widely publicized.

Accordingly, Mr. President, I read in place and present to the Chair the following bill.

BILLS INTRODUCED AND REFERRED

Mr. YOSKO read in his place and presented to the Chair Senate Bill No. 794, entitled:

An Act prohibiting lobbying and the practice of law before State agencies by State elective and appointive administrative officers and firms, partnerships and associations of which they are members.

Which was committed to the Committee on Judiciary General.

Mr. BARR read in his place and presented to the Chair Senate Bill No. 795, entitled:

An Act vesting and confirming in cities of the second class all right, title and interest of the Commonwealth in certain streets, lanes and alleys situate within such cities.

Which was committed to the Committee on Local Government.

Mr. WOOD read in his place and presented to the Chair Senate Bill No. 796, entitled:

An Act prohibiting the occupation of living quarters over or the depositing of foreign substances in any body of water which is the source of water used for human consumption; prescribing penalties; and authorizing the courts of common pleas to enjoin violations.

Which was committed to the Committee on Public Health and Welfare.

PETITIONS AND REMONSTRANCES

Mr. HALUSKA. Mr. President, from time to time in this Chamber there has been rumors afloat as to the position taken by the Democratic Party regarding the tax program. I do not rise to defend my colleagues; they need no defense, but I rise to clarify some misleading statements.

Mr. President, I am told that last evening a group of Democrats and Republicans had met at a party, and I have been accused of being one of them. First, I had no knowledge of a party last night or of a discussion of any program. I attended no party, and I am innocent of any such deal. Secondly, it is rumored in this Chamber and on Capitol Hill that the Democrats have now taken the position that if certain taxes were removed from our statute books, we would support an income tax. I am told the information came from a high source from within

the Democratic Party. Well, I happen to be a Member of that Democratic Party, and by virtue of the fact that my colleagues have elected me as their Whip, I happen to be an officer, for which I am very grateful, but I have no knowledge at any time of any action taken within our Democratic Caucus where we have gone on record authorizing any one to make the remark that we would recede from our position. We have discussed it informally, and as my colleague from Westmoreland County stated yesterday very definitely and clearly, we feel that sufficient taxes would be derived from the present tax structure. However, there are certain bills pending in committee dealing with education, for which there are no provisions made, and if those bills are to pass, they will increase the salaries off the school teachers of our educational system. We would consider voting for certain taxes to raise sufficient moneys, if it will help the school system, but my colleague from Westmoreland County stated yesterday that even there we would not recede from our position in so far as an income tax is concerned.

Now, Mr. President, I want to make it clear once and for all that the Democratic Caucus has never consented to recede from that position. At no time have we considered that we should vote or would vote for an income tax regardless of what other taxes may be removed from our books. What the other side does is entirely up to them. We have offered our assistance, our cooperation, to sit down with a group or with the Governor and discuss the program, but that would not be done by any individual. Whoever should sit in on a committee or with the Governor will only be a man or a group of men who shall be so directed by the Democratic Caucus, and no one man is authorized to speak for our party without caucus consent. Any remarks any one man makes he makes as an individual, and he cannot bind the Democratic Caucus.

I say again, Mr. President, we are willing to cooperate to the extent that if you are to pass any legislation that will help the educational system, and those bills, as I understand it, are not within the Budget, we are glad to offer our thoughts, our opinions regarding those measures, and if new taxes may be necessary, we are willing to go along and discuss that phase of it, but it is my understanding that even there we will not commit ourselves to a State income tax. That has been the Democratic Party's platform, that is a caucus action and any other remarks are erroneous.

Mr. YOSKO. Mr. President, there is just one thing that I want to add to what Senator Haluska had to say, and that is, if and when the Democratic Caucus should agree on any new taxes for school purposes, those new taxes would be specifically earmarked for school purposes only.

Mr. DENT. Mr. President, I think it is important that a few remarks be made in order that when we leave here to come back here on July 30, we all come back with a fresh mind and in hopes of making a fresh start.

Mr. President, Cordell Hull, I think, a long time ago made the statement that a lie would get half way around the world before the truth could put its pants on. Therefore, I have long ago learned to disregard statements made by persons whose only interest is in agitation.

Mr. President, I think that it is incumbent upon me to state, and I fully intended to acquaint my colleagues

with the fact that I talked with the Governor last night on the telephone, and I assured him that I had made remarks on the Senate floor, voicing the opinion of the Majority of the Democratic Caucus, that we as the Democratic Members of this Senate have never to this date, nor would we in the future, act as a stumbling block towards an adjournment. I stated to him last night, and I state to you again today, that the Democratic Caucus is solidly opposed to an income tax and that we felt that if new revenues are needed, if after a review of the fiscal problem, in the light of the events as they are as of today it is proven that new revenues are needed, that he can be assured that we would listen and that we would try our best to cooperate and get a program through.

Mr. President, there are those who have spread numerous rumors. That does not interest me as an individual. I think that I exercised my prerogative when I spoke to Governor on the phone, and I say that any Member of this Senate who would be called to talk to the Governor of this Commonwealth and would refuse to do so ought to be denied the privileges of the Senate. This man is the Governor of this Commonwealth. He sees the picture one way, other Members of the Senate from both political parties may see it another way. That is not anything strange. That is the history of Legislative Halls, and I certainly, Mr. President, would rather not be the leader of any group that would ask me to prostitute what little intelligence I have, if I am not permitted to exercise the decency of a member of any elected body.

Mr. President, I did talk with the Governor and I stand ready at any time to discuss with the Governor the fiscal problems of the Commonwealth of Pennsylvania, and I assure you that every other thinking Member of this Senate will probably agree that he, too, stands ready to discuss the problems of the Commonwealth. On this day in the middle of July is no time for anybody to start taking the position, either with the Governor or the Legislature, in saying that it will be this or that or nothing. The people in this Commonwealth deserve the best that can come from this Session of the Legislature. The hour is getting late, there is no such thing as sell-out, as I have heard it rumored around. A sell-out of what? If we do not agree on something, if we do not get together on a middle of the road policy, the only sell-out is the people of Pennsylvania being sold out by the stubbornness of anybody that takes a different position from that.

Mr. President, I do not agree with the action of the Republican Party in the Federal Congress. I never believed in name calling and I do not now intend to get into that. I treat the Governor of this Commonwealth with the same respect as I would desire to be treated, if I were Governor of this Commonwealth, from both sides of the political fence, and from the people of the Commonwealth.

Mr. President, I do not know that there is anybody on this side of the Senate who has made any statement directly to the effect that I personally have made a deal. I only wish I were powerful enough to make deals. I can only make a suggestion, Mr. President, and so I want to suggest to whoever is starting the rumors, that all you are doing is hurting the people of the Commonwealth and not hurting any individual. The individuals,

I think, are big enough and strong enough to stand up in their own defense. I have heard rumors that we have recommended certain taxes, and I can honestly say to this group that I did not discuss with the Governor of the Commonwealth any specific taxes. I did not discuss with the Governor of the Commonwealth anything except to say to him that the Democratic Caucus, up until this moment, are unalterably opposed to an income tax, and that the Democratic Caucus has told me that they are willing to sit down, if specific needs show specifically that we need new revenues, that we have an open mind. That is the whole truth, the simple truth, so help me God.

SENATE RESOLUTION

RECOMMENDING THE FAIRMOUNT PARK COMMISSION TO PLACE THE HORTICULTURAL HALL AT THE DISPOSAL OF THE AUTHORITIES OF TEMPLE UNIVERSITY

Messrs. STIEFEL and CHAPMAN offered the following resolution which was twice read as follows:

In the Senate of the General Assembly,

July 17, 1951.

Whereas, the phenomenal growth of Temple University and the ever-growing celerity with which its manifold services are constantly expanding, are preclusive of a corresponding speed in the erection or acquisition of adequate building facilities by Temple University, and

Whereas, among the many departments, schools and institutes of this great University towering on the prolific "Acres of Diamonds", its Research Institute, recently a recipient of the Nation's gratitude for epoch-making discoveries in the realm of nuclear and applied physics, is suffering from a Procrustean lack of adequate space so urgently needed for its expanding laboratories, and

Whereas, the Commonwealth of Pennsylvania is vitally interested in the unretarded and unhampered progress of Temple's Research Institute, the contributions whereof are inuring to the progress of our Nation and State and accordingly is concerned about the inadequacy of its present cramped quarters, and

Whereas, the Horticultural Hall in the Fairmount Park of the city of Philadelphia with its scarcely used space and sylvan majesty of the surrounding "Acres of Emeralds," offers ideal housing facilities for the Research Institute of Temple University, and

Whereas, the removal of the Research Institute of Temple University to the Horticultural Hall will vacate space that could be placed at the disposal of the Institute for Cancer Research of the School of Medicine of Temple University

Whereas, the removal of the Research Institute of Temple University to the Horticultural Hall will vacate space that could be placed at the disposal of the Institute for Cancer Research of the School of Medicine of Temple University.

Now Therefore Be It Resolved, that the Senate of the General Assembly of Pennsylvania recommend to the Fairmount Park Commission of Philadelphia that it place the aforesaid Horticultural Hall at the disposal of the authorities of Temple University in order that it could be thus utilized with maximum productivity as the home of the Research Institute of Temple University, and

Be It Further Resolved, that the Secretary of the Senate be and he is hereby directed to forward copies of the instant resolution upon its passage to the Fairmount Park Commission and to Dr. Robert Livingston Johnson, President of Temple University.

REQUEST THAT RULE 39 BE SUSPENDED

Mr. STIEFEL. Mr. President, I ask unanimous consent

that Rule 39, which requires resolutions be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDENT. Is there objection?

Mr. WALKER. Mr. President, I certainly do not want to be misunderstood in objecting to this resolution. I want to say to the two very distinguished Members of the Senate who are the sponsors, that until we get additional information, I would rather not put the Senate on record regarding the transfer of property of this magnitude and, therefore, I will object to the immediate consideration of the resolution, Mr. President, until we have a chance to get the additional facts involved.

The PRESIDENT. The resolution is referred to the Committee on Rules.

BILLS INTRODUCED AND REFERRED

Mr. STEVENSON. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. STEVENSON and MALLERY read in place and presented to the Chair Senate Bill No. 797, entitled:

An Act to repeal the act, approved the fourth day of June, one thousand nine hundred forty-three (P. L. 886), entitled, as amended "An act creating a Municipal Employees' Retirement System for the payment of retirement allowances to officers and employes of political subdivisions and municipal authorities and of institutions supported and maintained by political subdivisions, and providing for the administration of the same by a board composed of certain state officers and others appointed by the Governor; imposing certain duties on the State Employees' Retirement Board and the actuary thereof; providing the procedure whereby political subdivisions and municipal authorities may join such system, and imposing certain liabilities and obligations on such political subdivisions and municipal authorities in connection therewith, and as to certain existing retirement and pension systems, and upon officers and employes of such political subdivisions; institutions supported and maintained by political subdivisions, and upon municipal authorities; providing certain exemptions from taxation, execution, attachment, levy and sale; and making an appropriation," to abolish the Municipal Employees' Retirement Board, and providing for the disposition of moneys heretofore or hereafter appropriated the Department of State for the use of the board.

Which was committed to the Committee on Local Government.

HOUSE BILL NO. 98 CALLED UP

Mr. WALKER. Mr. President, it was the intention and the plan of the Majority Side of the aisle to run up to the Calendar and then recess for the purpose of a Republican Caucus.

In order to expedite the extra curricular activities on the part of several of the Members, I would like to call up out of order, if I might be permitted before the recess, on page 4 of the Senate Calendar, House Bill No. 98, Printer's No. 734, which went over in its order yesterday during the unavoidable absence of my friend and colleague, Senator Barr.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 98, as follows:

An Act regulating the appointment promotion suspension reduction removal and reinstatement of employes (except superintendents assistant superintendents inspectors and chief clerks) in bureaus of police in cities of the second class and defining the powers and duties of civil service commissions in such cities for such purposes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 All positions in the bureau of police except as hereinafter provided in cities of the second class shall be in the competitive class of the civil service of such cities This act shall not apply to or include superintendents of police under the direction of the department of public safety by whatever title his position may be designated nor his ranking assistant superintendent by whatever title his position may be designated nor to the inspectors or chief clerk in bureaus of police in such cities

Section 2 The civil service commissions in cities of the second class shall not have the power to change any rule or regulation which has been established and which is in force and effect on the date of the approval of this act in so far as the same shall apply to the positions provided for in this act to be in the competitive class nor shall any commission have the power to waive any such rule or regulation in any specific case or cases

Section 3 Each applicant for original appointment to any position in the competitive class in any bureau of police in any city of the second class shall undergo a physical examination which shall be conducted by a commission composed of doctors of medicine appointed for that purpose by the mayor Said commission shall certify to the civil service commission that the applicant is free from bodily or mental defects deformity or disease that might incapacitate him from the performance of the duties of the position he is seeking before such applicant is permitted to take any further examination No application for such appointment shall be received from any person who is under twenty-one years of age or over thirty-five years of age at the date of his application Nor shall any such application be received from any person who has not been a bona fide resident of the city for one year next preceding the date of his application Provided That any applicant for reinstatement as a member of the bureau of police who shall have served as an employee in such bureau of police for a period of more than six months and who at the time of his application for reinstatement shall be a resident of such city shall be eligible for such reinstatement even though such applicant shall be over the age of thirty-five years

Section 4 Reinstatements as employes in said bureau of police may be made without any restriction or restrictions as to time No examination other than a physical examination as directed by the civil service commission shall be required in any case of reinstatement Any person so reinstated shall be the lowest in rank in the bureau next above the probationers in such bureau

Section 5 No person employed in a competitive position in the bureau of police in any city of the second class shall be eligible for promotion from a lower grade to a higher grade until such person shall have completed at least four years service in the grade of patrolman

Section 6 Vacancies in positions in the competitive class shall be filled by promotions from among persons holding positions in a lower grade in the bureau of police Promotions shall be based upon merit to be ascertained by tests to be provided by the civil service commission and upon the superior qualifications of the person to be promoted as shown by his previous service and experience The civil service commission shall maintain a numerical list of those persons qualified for promotion to the next superior position which list shall be permanent and from which list the director of the department of public safety shall make all promotions in the order in which the names appear on said list The director of the department of

public safety shall not pass over any name appearing on the civil service commission list for promotion until the promotion is first tendered to the first name thereon and then only when said person refuses said promotion or is physically unable to carry out the duties of the new position. The civil service commission shall have the power to determine in each instance whether an increase in salary constitutes a promotion.

Section 7 No employe in the competitive class in any bureau of police in any city of the second class shall be removed discharged or suspended for a period exceeding ten days as a penalty or reduced in rank or pay without his written consent except for just cause which shall not be religious or political nor in any event except by the decision of a court either of trial or inquiry duly determined and certified in writing to the mayor and approved in writing by the mayor which court shall be composed of three persons employed in said bureau of police equal or superior in rank therein to the accused. Such decision shall only be determined by trial of charges with plain specifications made by or lodged with the director of the department of public safety of which trial the accused shall have due notice and at which he shall have the right to be present in person and represented by a brother employe or any attorney-at-law to act as his counsel. The persons composing said court shall be appointed and shall be sworn by the director of the department of public safety to perform their duties impartially and without fear or favor. The person of high rank in said court shall have the same authority to issue and enforce process to secure the attendance of witnesses and administer oaths to witnesses as is possessed by any justice of the peace of the Commonwealth if said person shall be equal in rank then the persons composing said court shall select one of their number to exercise such authority. Such charges may be of disability for service in which case the court shall be one of inquiry whose decision may be for the honorable discharge of the employe concerned or of neglect or violation of law or duty ineiciency intemperance disobedience of orders or unbecoming official or personal conduct in which cases the court shall be one of trial and its decision shall authorize the director of public safety to impose fines and pecuniary penalties to be stopped from pay or to suspend from pay or duty or both for a period fixed by them not exceeding one year or to dismiss from the service. It shall be lawful for the director of the department of public safety at his discretion to suspend from duty before trial any employe charged as aforesaid until such trial can be had with or without pay as such court shall afterwards determine but no trial shall be delayed for more than ten days following the date of suspension.

Section 8 After full and complete hearing the court of trial or inquiry shall determine its decision which shall be promptly certified in writing to the mayor. After approval by the mayor in writing the director of the department of public safety shall notify the accused in writing of such decision including the penalty if any. In every case of such removal discharge suspension reduction or fine the complete record of the proceedings and decision of the court of trial or inquiry approval by the mayor and notice of the director of the department of public safety shall be furnished forthwith to the civil service commission and entered upon its records. Within ten days following the receipt of the written notice of the director of the department of public safety if served personally or within ten days from the date of the mailing of such written notice by the director of the department of public safety to the last known address of the accused employe the accused employe shall have the right to appeal to the civil service commission of such city. The civil service commission shall review the entire record including the testimony before the court of trial or inquiry and shall have the right to affirm modify or revoke the decision of the court of trial or inquiry. The civil service commission in arriving at its decision may permit the taking of additional testimony but shall not be bound to do so. If

the civil service commission shall fail to sustain the decision of removal of the officer the person sought to be removed shall be reinstated with full pay for the entire period during which he has been prevented from performing his usual employment and no charges shall be recorded against him. In the event the decision shall be modified or sustained by the civil service commission the person penalized shall have the right to appeal by petition to the court of common pleas of the county within thirty days after receipt of written notice of such action by the civil service commission. It shall be the duty of the civil service commission to give such notice. In every case so appealed to the court of common pleas of the county the court shall hear the charges made against the accused de novo. Notice of the taking of such appeal shall be served on the city solicitor within ten days following the taking of the appeal. The court shall fix a time and place for hearing shall make findings of fact and conclusions of law and file a decision. The issue before the court shall be whether the action of the trial court shall be affirmed or modified in any respect or whether the charges should be dismissed. Where any policeman has been suspended by the action of the trial court and the charges are dismissed on appeal the policeman shall receive full compensation for the entire period of suspension.

Section 9 If for reasons of economy or lack of funds it becomes necessary for any city of the second class to reduce any employes of its bureau of police then the city shall follow the following procedure.

First If there are any employes in its bureau of police eligible for retirement under the terms of any police pension fund then such reduction shall be made by retirement on pension of the oldest in age and service.

Second If the number of employes in its bureau of police eligible for retirement under the pension fund of said city is sufficient to affect the reduction in number desired by the city or if there is no eligible person for retirement or if no retirement fund exists in said city then the reduction shall be effected by suspending the last man or men starting with probationers that have been appointed. Such removal shall be accomplished by suspending in numerical order commencing with the last man appointed all recent appointees until such reduction shall have been accomplished. Whenever the number of employes in the bureau of police shall be again increased in number or if any vacancies occur the employes suspended under the terms of this act shall be reinstated to their former class before any new appointees are appointed in the inverse order in which they were suspended.

Section 10 All persons holding appointive positions in the bureau of police in any city of the second class upon the effective date of this act shall continue to hold such positions subject to the provisions of this act except that they shall not be required to take any examinations required by this act other than examinations required for promotions.

Section 11 So much of section one of article three of the act approved the seventh day of March one thousand nine hundred on (P. L. 20) entitled "An act for the government of cities of the second class" as relates to the removal and dismissal of policemen in cities of the second class as reenacted and amended by the act approved the fifteenth day of June one thousand nine hundred thirty-seven (P. L. 1761) is hereby repealed.

The act approved the twenty-third day of May one thousand nine hundred seven (P. L. 206) entitled "An act to regulate and improve the civil service of the cities of the second class in the Commonwealth of Pennsylvania making violations of its provisions to be misdemeanors and providing penalties for violations thereof" and its amendments are hereby repealed in so far as they relate to employes in bureaus of police in cities of the second class.

All other acts and parts of acts inconsistent herewith are hereby repealed.

And said bill having been read at length the third time' and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. BARR. Mr. President, I will be happy when today is over and we either pass or kill this bill, because it has been hanging around here too long. When a bill hangs around as long as this has, you can tell there is something very bad in it.

Mr. President, last week before adjournment this bill was amended and the gentleman who amended the bill I think did it in good faith. I took the bill as amended home with me, and the amendments have not changed the bill one iota, and that is not my word but the word from the Law Department of the City of Pittsburgh. Anyone having a copy of the bill in front of them can readily understand what I am saying. This bill still reads, "The Civil Service Commission shall maintain a list of those persons qualified for promotion to the next superior position from which list the Director of the Department of Public Safety shall make all promotions in the order in which the names appear on said list."

Mr. President, this kind of legislation has never existed in any borough, township, city or county in this Commonwealth before. Any man that has one ounce of brains knows that when a Civil Service list is posted, that the appointing power should have the choice from the first of three names to pick a person, because now and then there are some persons who have retentive minds and appear first on the Civil Service list, but when it comes to doing the practical job, they are not qualified.

Going further in this bill, Mr. President, this leaves the City of Pittsburgh with no appeal, but would give a police officer three appeals. In other words, if a man is suspended from the Police Force, he has three appeals. If any of these appeals are contrary to the appointing power of the City, the City has no appeal whatsoever.

Mr. President, I do know what kind of government we are coming to, and I cannot for the life of me think that the men on the other side of this aisle would vote for a bill like this, unless they have been bludgeoned into it in their caucus. We all know that a police force is somewhat of a semi-military organization, and if this bill is passed there would be absolutely no discipline left in the Pittsburgh police force. Now, with all the things they have been writing about in the papers about Pittsburgh and et cetera, I think it is of the utmost importance that we are allowed to have a little discipline left in our police force in Pittsburgh, and I ask the fellows on the other side, in the name of decency, to vote down a monstrosity such as this.

Mr. President, I have before me the Civil Service Law for the police, as it is now, and it says in here very definitely:

"Whenever any soldier possesses the requisite qualifications, and his name appears on any eligible or promotional list, certified or furnished as the result of any such Civil Service examination, the appointing or promoting power in making an appointment or promotion to a public position shall give preference to such soldier, notwith-

standing, that his name does not stand highest on the eligible or promotional list."

Now, Mr. President, I am saying if you pass this bill, it takes that out. You not only ruin the police force in the City of Pittsburgh, but you are insulting every veteran who is on the list out there today.

Mr. FLEMING. Mr. President and Members of the Senate, I do not wish to prolong this debate. My colleague from Allegheny said that when a bill stays on the Calendar as long as this has, of necessity it must be a bad bill, and I would draw to his attention that it has stayed on the Calendar because of requests from him that it stay on, and his requests were well founded, there is no question about that.

Mr. President, we amended the bill last week, and I am informed by the State President of the Federation of Police Organization that this bill now is in conformity with other police Civil Services, and that it does not change the existing law, that the City of Pittsburgh can make regulation according the laws that are on the statute books of Pennsylvania.

Mr. President, I only wanted to say that in explanation of or, rather, in answer, I might say, to the Senator's allegations that we are passing a monstrosity. I realize that anything I might say will not change any votes. I would, therefore, Mr. President, urge the Members on this side of the Senate to vote for this measure.

Mr. BARR. Mr. President, in answer to Senator Fleming, I want to say to him in all sincerity that I will take the word of the City Solicitor compared to police officers on what the amendments do to the bill. Secondly, I do not know why he should have such an interest. He does not even live in the City of Pittsburgh, he does not even represent one person that lives in the City of Pittsburgh and, personally, I resent him trying to legislate for the City of Pittsburgh.

Mr. McGINNIS. Mr. President, we all have contended here that we all believe in home rule, but here is a bill aimed directly and only at the City of Pittsburgh. Senator Barr tried to amend the bill and have it apply to every city in Pennsylvania. That was turned down, so this bill is aimed only at Pittsburgh. It is the most vicious civil service bill that was ever offered in this Senate. Civil service is a good deal like a salesman. If he can get his foot inside the door, he is in and probably will make a sale, but civil service has gotten both feet in the door and they are getting bolder and bolder every year.

Mr. President, this bill provides that any promotion in the police department—that includes the detectives—must be taken off the list, and where it differs from other civil service bills, most other civil service bills provide that the appointing power has the right to take one of three, but not this bill. They must take the next name, and no one can be considered for promotion unless he has been on the force for four years.

Now, Mr. President, let us suppose that we want to appoint a detective in the City of Pittsburgh. Under this bill, they must take somebody who has been on the police force for four years and they must take the first name that comes up. That is wrong. There are some detectives, the best that were ever in the City of Pittsburgh, that can hardly read or write, but they have

a knack and a way of giving service as detectives that make them the best in the City of Pittsburgh. They may not pass a good examination, but when it comes to service they are the best.

By the way, this bill is not necessary in the City of Pittsburgh. I just read in the paper yesterday here in Harrisburg where Pittsburgh has the best record of any city in the United States of comparative size in the number of murders in our city. We had only twenty-nine murders last year in the City of Pittsburgh, the least, by far, of any city in the United States, and every one of them were apprehended by the detectives except four, and two of those were sex fiends that killed women at night and, of course, those are hard to find sometimes. So, there is no need of this bill.

Then, too, Mr. President, it provides for a board or a court that sits when anybody is to be fired and they conduct hearings in the ordinary way, but then when they get through, the Civil Service Commission shall review the entire record, including the testimony before the court of trial or inquiry and shall have the right to affirm, modify or revoke the decision of the court of trial or inquiry.

As I said on this floor before, Mr. President, in the County of Allegheny we have a splendid opportunity to contrast the difference between the regular county employees who are not under civil service, and over in the City Hall where they have been under civil service for a great many years. Anybody that comes to Pittsburgh today and goes into our Court House, where there is not a single civil service employee, will get the best service, the quickest, the most courteous service that could be given anybody, but if you go over into our City Hall, where the civil service employees have been around there for years, you will have to stamp on the floor and pound on the desk before they will look up at you. Finally they will get up and give you some little service, and that is what happens in all civil service positions.

Mr. President, I will admit that in the Postal Department of the Federal Government civil service has done a pretty good job, but I will say this, that the Pennsylvania Railroad, the B. and O. Railroad, the New York Central Railroad, have just as good a force as the postal employees of the United States, and they do not have any civil service.

Mr. President, this civil service is creeping into our government so fast that we will have a class of employees that are not allowed to get into politics. We preach that every citizen of the United States should get into politics, that it would do them good. They will get acquainted with their government, they will vote right, but here civil service says, "No, stay out of politics," and the longer they stay out, the worse citizens they become. They get so indifferent that they do not take any interest in public affairs. They sit back as a special class in this Country.

Mr. President, this bill brings in detectives under civil service and the appointive power is so restricted that it might destroy the city detective force of the City of Pittsburgh.

Therefore, I ask, Mr. President, that any one who is interested in his city or his government, and believes in government of the people and not by a class of people

who are not allowed to get into politics, to vote against this bill.

Mr. NEFF. Mr. President, several weeks ago when we last discussed the bill before us now, I was moved to remind the outstanding proponent of the measure, Senator Fleming, that he had voted against amendments to the measure which would have made this bill applicable to his home area and the boroughs within the district that he represents. Now, I am wondering why, if this measure is one that would bring good government and would be desirable for the City of Pittsburgh, he would not have voted for the amendments which would have made it applicable to the boroughs and municipalities within his own district. It seems to me that this is the type of political hypocrisy that has brought government in Pennsylvania to the low ebb that it is. It is little wonder that people have such a small degree of respect for Legislators of our Commonwealth.

Mr. President, here a man who leads the proponents in a discussion to pass a measure for a city that is not within his Senatorial District, claiming that it is a measure for good government, and when an amendment is offered that would make the measure applicable to his own district, he votes against it. Well, I am just not able to compromise that kind of thinking.

Mr. President, on the merits of the bill itself, in union contracts we find that seniority is something to be considered. One good reason for unions is security of employment. We hear a great deal about the growth of the Trade Union movement in America, the gains that are made by it for workers and, from some sources, how powerful and arrogant it has grown, yet in practically all union contracts we provide for matters of advancement in employment, where not only continuous service but ability must be considered. In this measure proposed by Senator Fleming, we do not consider ability at all. We consider only continuous service. A man must be on the force four years and then be the top man in the matter of continuous service on the force, and if he is in that category, it is his job automatically.

Now, Mr. President, I am wondering what would happen in the matter of a search for a detective in a technical branch of skill and proficiency, a man with background and training for a special assignment in the City of Pittsburgh. If this measure would pass, it would just be impossible to place a man of the type needed to do the work demanded. I am wondering what would have happened, for instance, in the City of Youngstown, when it was necessary, with the election of a new Mayor several years ago, to go out and hire a complete new detective force from outside the City to clean up the City. Certainly, this bill would have restricted that type of action.

In other words, Mr. President, to my mind this is not a bill for good government. I believe that in Senator Fleming's mind, it is not the kind of bill that would bring good government, and the matter of policing, to the City of Pittsburgh. If it were, he would have voted for the amendments that would have brought that type of government to his own district. He voted against it. I just cannot compromise my thinking with that kind and that type of legislation.

And the question recurring,

Shall the bill pass finally?

(During the calling of the roll the following occurred:)

Mr. BARR. Mr. President, it is not very often that I ever ask for a verification of the roll, but I would like to on this bill. I would like to know just how many friends I do have on the other side.

The PRESIDENT. Request has been made to have the roll verified. The Clerk will call the names of those recorded as having voted in the affirmative.

The Clerk read the names of those recorded as having voted in the affirmative as follows:

YEAS—28

Berger,	Hare,	McPherson, Jr.	Snowden,
Blass,	Holland,	Meade,	Wade,
Chapman,	Kephart,	Pechan,	Wagner,
Crowe,	Kessler,	Peelor,	Walker,
Diehm,	Letzler,	Probert,	Watkins,
Fleming,	Mahanay,	Robinson,	Watson,
Freed,	Mallery,	Scarlett,	Wolfe,

The PRESIDENT. Are there any corrections? The Chair hears none. The affirmative roll will stand as verified.

The Clerk will call the names of those recorded as having voted in the negative.

The Clerk read the names of those recorded as having voted in the negative.

The Clerk read the names of those recorded as having voted in the negative as follows:

NAYS—13

Bane,	Haluska,	McMenamin,	Silvert,
Barr,	McCreesh,	Neff,	Stiefel,
Barrett,	McGinnis,	Rosenfeld,	Yosko,
DiSilvestro,			

The PRESIDENT. Are there any corrections? The Chair hears none. The negative roll will stand as verified.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—28

Berger,	Hare,	McPherson, Jr.	Snowden,
Blass,	Holland,	Meade,	Wade,
Chapman,	Kephart,	Pechan,	Wagner,
Crowe,	Kessler,	Peelor,	Walker,
Diehm,	Letzler,	Probert,	Watkins,
Fleming,	Mahanay,	Robinson,	Watson,
Freed,	Mallery,	Scarlett,	Wolfe,

NAYS—13

Bane,	Haluska,	McMenamin,	Silvert,
Barr,	McCreesh,	Neff,	Stiefel,
Barrett,	McGinnis,	Rosenfeld,	Yosko,
DiSilvestro,			

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 730, PRINTER'S No. 752

Mr. BERGER. Mr. President, I submit the report of the Committee of Conference on House Bill No. 730, Printer's No. 752, entitled:

An Act to further amend Section 502 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "The Game Law," by

further regulating the issuance of permits for the hunting of antlerless deer and repealing the provisions for abrogation of open season on antlerless deer.

The PRESIDENT. The report will lie over for printing under the rules.

RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess until 3:00 o'clock, p. m., Eastern Standard Time.

Mr. CROWE. Mr. President, I second the motion. The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

PERMISSION TO ADDRESS SENATE

Mr. WADE asked and obtained unanimous consent to address the Senate.

Mr. WADE. Mr. President, during this short Session of the Legislature there has been introduced in the House and Senate some one hundred or more bills affecting the retirement systems of the State of Pennsylvania, and when a number of bills appeared in the State Government Committee a special committee was appointed by the Chairman of that Committee to study the bills before it. Later the bills referred to the Education Committee were referred to the same subcommittee, consisting of Senator Wagner, Senator Ruth and myself. About the same time, the House appointed a similar committee, consisting of Representative Wood, Representative Watkins and Representative Bower. The two committees met at various times, and have adopted a platform that they believe will meet the approval of both the Senate and the House.

BILLS INTRODUCED AND REFERRED

Mr. WADE. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. WADE, RUTH and WAGNER, read in place and presented to the Chair, Senate Bill No. 798, entitled:

An Act to further amend the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by extending the time within which State mental hospital employees may become members and within which State employees may become "original members," and permitting additional persons to change from the one one-hundred-sixtieth (1-160) to the one one-hundredth (1-100) class and providing for obtaining full benefits by contributors heretofore or hereafter making such change.

Which was committed to the Committee on State Government.

They also read in place and presented to the Chair, Senate Bill No. 799, entitled:

An Act to further amend Section 14 of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by further providing for minimum retirement allowances.

Which was committed to the Committee on State Government.

They also read in place and presented to the Chair, Senate Bill No. 800, entitled:

An Act to further amend the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by providing for minimum retirement allowances in certain cases, and appropriations for payment of the costs thereof.

Which was committed to the Committee on State Government.

They also read in place and presented to the Chair, Senate Bill No. 801, entitled:

An Act to further amend the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees; defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns benefits and rights from taxation and judicial process and providing penalties," by permitting employees to make up back payments to the retirement system from the time they entered school service and securing to such employees the full benefits of the retirement system from the time they entered school service.

Which was committed to the Committee on State Government.

Mr. SCARLETT. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SCARLETT read in place and presented to the Chair, Senate Bill No. 802, entitled:

An Act to amend Section 510.1 of the act approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by limiting zoning powers to counties of the second and third class and counties having heretofore created county zoning commissions.

Which was committed to the Committee on Local Government.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 25

Mr. MAHANY. Mr. President, I submit the report of the Committee of Conference on Senate Bill No. 25, entitled:

An Act relating to the orphans' courts, conferring exclusive jurisdiction on such courts over the administration and distribution of decedents' estates, trust estates, minors' estates, and absentees' estates; providing for the organization of orphans' courts, the procedure therein, the powers and duties of the judges thereof, and appeals therefrom.

The PRESIDENT. The report will lie over for printing under the rules.

REPORTS FROM COMMITTEES

Mr. SILVERT. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SILVERT, from the Committee on Corporations, reported as amended, Senate Bill No. 784, entitled:

An Act to provide for the establishment of a State television network to be licensed by the Federal Communications Commission for non-commercial educational service authorizing the survey and purchase of necessary sites and equipment providing for the construction of a master station and subsidiary stations as may be needed for state-wide coverage creating within the Department of Public Instruction a Division of Audio-Visual Education and defining its powers and duties conferring powers and imposing duties upon the Superintendent and Department of Public Instruction and making an appropriation.

Mr. WAGNER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WAGNER, from the Committee on Education, reported as amended, House Bill No. 968, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by requiring conformance of buildings transportation and joint schools and departments to county plans for reorganization of school districts.

He also, from the Committee on Education, reported as amended, House Bill No. 1067, entitled:

An Act to add Section 1072.1 to and to further amend Section 1073 of the act, approved the tenth day of May, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including

certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by providing for the discontinuance of the office of district superintendent in any district of the third class.

He also, from the Committee on Education, reported as amended, House Bill No. 1104, entitled:

An Act to amend subsection (a) of Section 1402 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending, revising consolidating and changing the laws relating thereto" by authorizing the giving of medical and dental examinations to children prior to enrollment in the first grade.

REPORT OF COMMITTEE OF CONFERENCE ON
HOUSE BILL No. 730, PRINTER'S No. 752
RETURNED TO THE COMMITTEE
OF CONFERENCE

Mr. BERGER. Mr. President, I call from the table the Report of the Committee of Conference on House Bill No. 730, Printer's No. 752, entitled:

An Act to further amend Section 502 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "The Game Law," by further regulating the issuance of permits for the hunting of antlerless deer and repealing the provisions for abrogation of open season on antlerless deer.

and move that the Report of the Committee of Conference be returned to the Committee of Conference.

Mr. WALKER. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. The report will be returned to the Committee of Conference.

REPORT OF COMMITTEE OF CONFERENCE ON
HOUSE BILL No. 730, PRINTER'S No. 761

Mr. BERGER. Mr. President, I submit the report of the Committee of Conference on House Bill No. 730, Printer's No. 761, entitled:

An Act to further amend Section 502 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "The Game Law," by further regulating the issuance of permits for the hunting of antlerless deer and repealing the provisions for abrogation of open season on antlerless deer.

The PRESIDENT. The report will lie over for printing under the rules.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 245, entitled:

An Act to further amend subsection (a) of section 2 of the act approved the twenty-eighth day of June one thousand eight hundred ninety-five (P. L. 408) entitled as amended "A supplement to the twenty-fourth section of an act entitled 'An act to provide revenue by taxation approved the seventh day of June one thousand eight hundred and seventy-nine' approved the first day of June one thousand eight hundred and eighty-nine amending the twenty-fourth section by providing for the payment by the State Treasurer of the two per centum tax

on premium paid by foreign fire insurance companies to the treasurers of the several cities towns townships and boroughs within this Commonwealth" by providing for the return of funds in not paid over within a certain time by the political subdivisions for auditing the fund and accounts receiving disbursements restricting payments by the auditors of the political subdivision and to firemen and their dependents

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE NON-CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 245

Mr. WALKER. Mr. President, I move that the Senate do non-concur in the amendments made by the House to Senate Bill No. 245.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILLS ON CONCURRENCE IN HOUSE AMENDMENTS RECALLED FROM THE GOVERNOR

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 52, on concurrence in House amendments, recalled from the Governor, entitled:

An Act empowering cities of the first class of the Commonwealth to make and enforce by ordinances fire prevention codes regulating the occupation and use of buildings and structures and the conduct of trades or businesses which due to the nature thereof create a fire hazard or danger to life or property by fire or explosion and providing penalties.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1059, on concurrence in House amendments, recalled from the Governor, entitled:

An Act to further amend subsections (a) and (b) of Section 411 and to amend Section 506 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; provid-

ing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds" by providing for the transfer of registration of motor vehicles, trailers, and semi-trailers involving a husband and wife and the assignment of registration plates in such cases.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 729, as follows:

An Act to repeal Sections 2 and 3 of the act approved the eleventh day of April one thousand eight hundred sixty-six (P. L. 635) entitled "A further supplement to the act consolidating the city of Philadelphia for the purpose of introducing a sufficient supply of fresh and pure water for the use of the citizens of said city" by eliminating the right of the City of Philadelphia to enter upon or take certain land in adjoining counties by eminent domain proceedings for water supply purposes and the manner of ascertaining damages for such taking

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 2 and 3 of the act approved the eleventh day of April one thousand eight hundred sixty-six (P. L. 635) entitled "A further supplement to the act consolidating the city of Philadelphia for the purpose of introducing a sufficient supply of fresh and pure water for the use of the citizens of said city" are hereby repealed

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—40

Bane,	Hare,	McPherson, Jr.	Taylor,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kessler,	Pechan,	Wade,
Blass,	Lane,	Peelor,	Wagner,
Crowe,	Leader,	Propert,	Walker,
Dent,	Letzler,	Robinson,	Watkins,
Diehm,	Mahanay,	Ruth,	Watson,
Fleming,	Mallery,	Scarlett,	Wolfe,
Freed,	McGinnis,	Snowden,	Wood,
Haluska,	McMenamin,	Stevenson,	Yosko,

NAYS—10

Barr,	DiSilvestro,	Meade,	Silvert,
Byrne,	Kephart,	Rosenfeld,	Stiefel,
Chapman,	McCreesh,		

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

THIRD READING CALENDAR

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 48, as follows:

An Act relating to and defining chiropractic and the right to practice chiropractic requiring licensure conferring powers and imposing duties upon the State

Board of Chiropractic Examiners and the Department of Public Instruction providing for the granting suspension and revocation of licenses issued by the board preserving the rights of existing licensees and giving them certain personal choice as to jurisdiction conferring jurisdiction upon the Court of Common Pleas of Dauphin County and prescribing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Short Title This act shall be known and may be cited as the "Chiropractic Registration Act of 1951"

Section 2 Definitions The following words or phrases unless the context clearly indicates otherwise shall have the meaning ascribed to them in this section

(a) "Chiropractor" shall mean a practitioner of Chiropractic

(b) "Chiropractic" shall mean a system of locating misaligned or displaced vertebrae of the human spine the examination preparatory to and the adjustment by hand of such misaligned or displaced vertebrae and other articulations together with the use of scientific instruments of analysis as taught in the approved schools and colleges of Chiropractic without the use of either drugs or surgery the term "Chiropractic" shall not include the practice of obstetrics or reduction of fractures or major dislocations

(c) "Board" shall mean the State Board of Chiropractic Examiners

(d) "Department" shall mean the Department of Public Instruction

Section 3 General Supervision of Chiropractic Schools It shall be the duty of the board to approve and disapprove chiropractic schools and colleges constantly to ascertain the facilities qualifications of instructors and character of the instruction of each of the various legally incorporated and reputable chiropractic schools and colleges operating under the laws of this Commonwealth for the teaching of chiropractic to establish standards in conformity with this act for such schools and colleges and by inspection or otherwise to ascertain the facilities qualifications and character of such schools and colleges outside this Commonwealth Failure to conform to the standards required by the board after notification shall render the graduates of any such school ineligible for licensure within this Commonwealth

Section 4 Curriculum An approved school or college of chiropractic within the provisions of this act shall teach a standard course of not less than four thousand (4000) hours of fifty minutes each of classroom and laboratory work composed of the following named subjects Hygiene Sanitation Anatomy Physiology Physiological Chemistry Bacteriology Pathology Histology Symptomatology diagnosis chiropractic analysis and X-ray philosophy principles and technique of chiropractic

Section 5 Licensing Present Practitioners Any person of good character who has been engaged in the full time practice of chiropractic for twenty-five (25) years or more the last five of which have been in this state prior to the effective date of this act and who was graduated from a legally incorporated and reputable school or college of chiropractic shall be entitled to take a limited examination for licensure Any person of good character who has been engaged in the full-time practice of chiropractic for less than twenty-five (25) but more than twenty (20) years the last five of which have been in this State prior to the effective date of this act and possessing a general education of not less than a standard four year high school course or its equivalent as approved by the Department of Public Instruction and in excess of eighteen hundred (1800) hours of classroom instruction in a legally incorporated and reputable school or college of chiropractic and has been graduated therefrom shall be entitled to take a limited examination for licensure Any person of good character who has been engaged in the full-time practice of chiropractic for less than twenty (20) years but more than ten (10) years the last five of which have been in this State prior to the effective date of this act and possessing a general education of not less than a standard four year high school course or its equivalent

as approved by the Department of Public Instruction and not less than two thousand one hundred and fifty (2150) hours of classroom instruction in a legally incorporated and reputable school of chiropractic and has graduated therefrom shall be entitled to take a limited examination for licensure. Any person of good character who has engaged in the full-time practice of chiropractic in this State for at least one (1) year but less than ten (10) years prior to the effective date of this act and possessing a general education of not less than a standard four year high school course or its equivalent and not less than one year of college credits in chemistry biology and physics as approved by the Department of Public Instruction and not less than two thousand five hundred and fifty (2550) hours of classroom instruction in a legally incorporated and reputable school of chiropractic and has graduated therefrom shall be entitled to take a limited examination for licensure. Provided however That application to take any limited examination under the provisions of this act for licensure must be made by the applicant within six months of the effective date of this act. Any person of good character who has engaged in the full-time practice of chiropractic in this State for less than one (1) year prior to the effective date of this act and possessing a general education of not less than a standard four year high school course or its equivalent and not less than one year of college credits in Chemistry Biology and Physics as approved by the Department of Public Instruction and not less than two thousand five hundred and fifty (2550) hours of classroom instruction in a legally incorporated and reputable school of chiropractic and has graduated therefrom shall take a standard examination as provided in this act.

Section 6 Limited Examination A limited examination for the purpose of this act is defined herewith as an (1) Philosophy of Chiropractic (2) Principle and Technique of Chiropractic Anatomy Physiology and Hygiene (3) Quarantine and Sanitary Laws of the Commonwealth of Pennsylvania

Section 7 Preliminary Educational Qualifications No person matriculating in the study of chiropractic after the effective date of this act shall be licensed to practice chiropractic unless he or she produces proof to the board before taking his or her examination of having had a general education of not less than a standard four year high school course or its equivalent and not less than one year of college credits in physics chemistry and biology as determined by the Department of Public Instruction

Section 8 Professional Education Qualifications Except as hereinbefore provided for present practitioners no person shall hereafter be licensed to practice chiropractic in this Commonwealth unless he or she shall deliver to the secretary of the board a written application together with satisfactory proof that the applicant is more than twenty-one (21) years of age is of good moral character has obtained the preliminary education as required by section seven of this act and has graduated from an approved legally incorporated and reputable school or college of chiropractic as defined in section four of this act a course of chiropractic instruction of not less than four graded courses of not less than four graded courses of not less than four thousand (4000) hours of fifty (50) minutes each of classroom and laboratory instruction in the subjects as set forth in section four and shall pass a final examination before the board as provided in this act

Section 9 Fees The board shall charge the following fees for examination registration and renewal of certificates the sum of twenty-five dollars (\$25.00) for a standard examination and ten dollars (\$10.00) for a limited examination. It shall be the duty of all persons licensed under the provisions of this act by the board to register annually with the board and pay for each such annual registration such fee as may be fixed by the department. All fees paid to the board shall be paid to the General Fund of the State Treasury

Section 10 Examinations

(a) The board shall admit to a standard examination

any applicant who has complied with the qualifications provided herein. The examination shall be demonstrative oral and written upon the principles and technique of chiropractic as herein defined and shall include the following subjects: Anatomy Physiology Histology Chemistry Pathology acteriology Diagnosis Hygiene and Sanitation Symptomatology Chiropractic Analysis X-ray Chiropractic Principles and a practical demonstration of chiropractic technique

(b) For the purpose of examining applicants for licensure the board shall hold at least two (2) stated meetings each year due notice of which shall be made public. The examinations to be held at such times and places as the board may determine. At such meetings examinations may be conducted by a committee of two (2) or more members of the board authorized by the board. Examinations shall be conducted in accordance with the rules and regulations prescribed by the board. No license shall be granted to any applicant unless he or she has obtained a general average of not less than seventy-five per centum (75%) of a maximum of one hundred

Section 11 Failure in Examination Any applicant for licensure who shall fail in the examination authorized by this act shall have the privilege of a second examination without the payment of an additional fee. In the case of failure at any standard examination the applicant after the expiration of six (6) months and within two (2) years shall have the privilege of taking a second examination. In the case of failure of a limited examination as provided for in sections five and six of this act the applicant shall have the privilege of taking a second examination at such time as the board may determine. In the event of his failure to pass the second examination he shall thereafter cease to practice chiropractic in this Commonwealth. The board may in its discretion permit an applicant to take more than two examinations but the applicant shall be required to pay the same fee as is required for the original examination

Section 12 Unlawful to Practice Unless Licensed and Registered It shall be unlawful for any person after the first day of July one thousand nine hundred fifty-two to operate or practice as a chiropractor unless he or she shall hold a license as provided by this act and unless such person is registered for the then current license year after the year in which he is first licensed

Section 13 Status of Existing Licensees and Registrants Preserved. Any person licensed or legally authorized to practice Chiropractic in this Commonwealth at the time this act takes effect shall thereafter continue to possess the same rights and privileges with respect to the practice of Chiropractic without being required to be licensed anew under the provisions of this act and as fully as if he were licensed under the provisions of this act and to that extent he shall be exempt from the penalties of this act and may remain under the jurisdiction of the State Medical Board of Education and Licensure subject to the provisions of the Medical Practice Act of 1911 those desiring to be under the jurisdiction of the Chiropractic Board shall be subject to the power of the Board as provided by this act to suspend or revoke the license of any practitioner under this act for the causes set forth in this act and subject to the power of the Board to require any such person to register annually as provided in this act

Section 14 Term of License and Registration All licensees and all registrations granted under this act shall expire on the first day of September following their issuance. It shall be the duty of the board on or before the first day of June of each year to mail to every person licensed under this act a blank application form for registration. Registration may be effected at any time during the month of August following by the filing of such application with the board together with such registration fee as may be fixed by the department and satisfactory evidence that the applicant has attended during the preceding license year an educational conference as hereinafter provided. Provided That the board may at its discretion register any licensee who has failed to make

application for registration before the first day of September

Section 15 Attendance at Educational Conferences No applicant for registration shall be granted a license for the ensuing license year unless the applicant shall furnish to the board satisfactory evidence that he has attended not less than one two-day educational conference by the Pennsylvania Chiropractic Society Inc during the current license year or that he has attended an equivalent educational conference during the same period. An equivalent educational conference shall be one approved or ratified by the board as meeting the educational and professional requirements of the profession.

It shall be the duty of the board on or before the first day of February of each year to mail to every person licensed under this act a notice setting forth the provisions of this section. No licensee shall be registered for the ensuing license year if he fails to comply with the provisions of this section. Provided That the board may at its discretion register any licensee upon subsequent compliance with the provisions of this section.

Section 16 Refusal to Grant Revocation Etc The board by a majority vote thereof may refuse to grant a license, may suspend or revoke a license or a registration to any applicant for the following reasons:

(1) The practice of any fraud or deceit in obtaining or attempting to obtain a license

(2) Violation of the health laws of this Commonwealth

(3) Pleading guilty or nolo contendere to or being found guilty by a court of competent jurisdiction of a crime involving moral turpitude

(4) Gross incompetency negligence or misconduct in carrying on of such profession

(5) Violation of this act or the non-compliance with its provisions or the rules and regulations of the board

(6) Lending borrowing or using the license of another or knowingly aiding or abetting in any way the granting of an improper license

Section 17 Hearing Appeals The board may refuse to issue suspend revoke or restore any license or certificate of registration for sufficient cause in accordance with the rules and regulations of the board but any suspension of revocation shall be after a full and fair hearing held as provided by the Administrative Agency Law (Act of June 4 1945 P. L. 1388 as amended)

Section 18 Rules and Regulations The board may make such reasonable rules and regulations for the practice of chiropractic as it deems necessary and proper within the scope of this act

Section 19 Scope and Limitations of the Practice of Chiropractic The license provided for in this act shall entitle the holder thereof to practice chiropractic as defined in this act

Section 20 Display of Certificate Every holder of a certificate granted by the board under the provisions of this act shall display the same in a conspicuous place in his or her office wherein such person shall practice chiropractic

Section 21 Doctor of Chiropractic and Abbreviation Any person who has a valid certificate of registration as a chiropractor and who has complied with the annual registration provided by section nine of this act may practice chiropractic as defined herein and use the title "Doctor of Chiropractic" and the abbreviation "DC"

Section 22 Penalties Any person who shall practice or attempt to practice chiropractic as defined in this act or shall use the term chiropractor under such circumstances as to induce the belief that the person who uses such terms is authorized to engage in the practice of chiropractic without first having obtained a license as herein provided for or contrary to the provisions of this act or who shall under any other terms or name practice chiropractic or who for the purpose of obtaining such license shall falsely represent himself or herself to be the owner of a diploma from a reputable school shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars (\$500) or suffer imprisonment for not

more than six months for each offense or both at the discretion of the court

Section 23 This act shall not apply either directly or indirectly by intent or purpose to affect the practice of any other branch of the healing art by any person duly licensed by the Department of Public Instruction to engage in such practice nor to any person who as an adherent of a well recognized religion which uses spiritual means or prayer of healing practices the healing art in accordance with its teachings

Section 24 The preliminary education both secondary and collegiate of applicants for licensure to practice Chiropractic in this Commonwealth shall be determined valued standardized and regulated by the Department of Public Instruction as now required by law of applicants for licensure to practice any profession or work at any trade or occupation in this Commonwealth

Section 25 Repeal All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

Section 26 Effective Date The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Bane,	Freed.	McMenamin,	Stiefel,
Barr,	Haluska,	McPherson, Jr.	Taylor,
Barrett,	Hare,	Meade,	Toole,
Berger,	Holland,	Neff,	Wade,
Blass,	Kephart,	Peelor,	Wagner,
Byrne,	Kessler,	Probert,	Walker,
Chapman,	Lane,	Robinson,	Watkins,
Crowe,	Leader,	Rosenfeld,	Watson,
Dent,	Letzler,	Scarlett,	Wolfe,
Diehm,	Mahanay,	Snowden,	Wood,
DiSilvestro,	Mallery,	Stevenson,	Yosko,
Fleming,	McGinnis,		

NAYS—4

McCreesh,	Pechan,	Ruth,	Silvert,
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A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 80, as follows:

An Act to further amend section four thousand three hundred two of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by prescribing a minimum period of continuous service and in certain cases a minimum age for police retirement

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four thousand three hundred two of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" as reenacted and amended by the act approved the twenty-

eighth day of June one thousand nine hundred fifty-one (Act No. 164) is hereby further amended to read as follows:

Section 4302 Retirement Final Discharge Such ordinance shall prescribe a minimum period of continuous service [not less than] of twenty years and [when] if any minimum age is prescribed [a minimum] it shall be the age of fifty years after which members of the force [may retire] shall have the option of retiring from active duty and such members as are retired shall be subject to service from time to time as a police reserve until unfitted for such service when they may be finally retired by reason of age or disability

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blaas,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko.
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 186, on third reading, entitled:

An Act to add Section 2.1 to the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1652) entitled "An act relating to the propagation and growth of nut trees and other trees bearing crops excluding our present commercial fruit trees in this Commonwealth providing for the appointment qualifications term and compensation of an Expert Tree Crops Advisor prescribing his powers and duties imposing and conferring certain powers and duties on the Secretary of Agriculture in respect thereto and making an appropriation" by authorizing the Pennsylvania State College to undertake the development of a research program for certain purposes and making an appropriation therefor

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 205, as follows:

An Act changing the procedure in civil actions hereafter brought in the courts of common pleas in counties of the third class providing for trial without jury and for the filing of agreements therefor providing for the payment of jury fees

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In all civil actions hereafter brought in the Court of Common Pleas in any county of the third class the complaint before it shall be received by the prothonotary shall contain on the back thereof an indorsement signed by plaintiff or his counsel as follows "Jury trial demanded" or "It is agreed that this case be tried by a judge without a jury" If plaintiff demands a jury trial he shall at the time of filing his complaint pay to the prothonotary a jury fee of four dollars Every answer where plaintiff has not demanded a jury trial shall contain on the back thereof a similar indorsement and if a defendant demands a jury trial he shall at the time of filing his answer or in the case of a trespass action where no answer is filed at the time of filing a demand for a jury trial pay to the prothonotary a jury fee of four dollars If both parties as aforesaid have filed agreements that the case may be tried by a judge without a jury it shall be so tried under such rules of procedure as the several courts of common pleas shall prescribe in accordance with the rules of civil procedure promulgated by the Supreme Court of this Commonwealth

Section 2 The decision of the court shall be rendered by the trial judge in the nature of a verdict at the end of the testimony After verdict counsel for any party may file motions for new trial or motions for judgment non obstante veredicto in accordance with existing laws thereto appertaining

Section 3 The act approved the twenty-second day of April one thousand eight hundred seventy-four (P. L. 109) entitled "An act to provide for the submission of civil cases to the decision of the court and to dispense with trial by jury" is hereby repealed in so far as it applies in counties of the third class

Section 4 All other acts and parts of acts are hereby repealed in so far as they are inconsistent with the provisions of this act

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blaas,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko.

NAYS—2

Freed, McMenamin,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 319, as follows:

An Act to further amend Section 1 of the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" by providing for the method of valuation of taxable shares of stock in any regulated investment company

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" as last amended by the act approved the twenty-eighth day of June one thousand nine hundred forty-seven (P. L. 1008) is hereby further amended to read as follows

Section 1 Be it enacted &c That all personal property of the classes hereinafter enumerated owned held or possessed by any resident which as used in this section shall mean any person persons copartnership or unincorporated association or company resident located or liable to taxation within this Commonwealth or by any joint-stock company or association limited partnership bank or corporation whatsoever formed erected or incorporated by under or in pursuance of any law of this Commonwealth or of the United States or of any other state or government and liable to taxation within this Commonwealth whether such personal property be owned held or possessed by such resident in his her their or its own right or as active trustee agent attorney-in-fact or in any other capacity or by any resident as trustee agent or attorney-in-fact jointly with one or more trustees agents or attorney-in-fact domiciled in another state where such personal property is held and managed in this Commonwealth except as executor or administrator of the estate of a nonresident decedent and except as trustee for a resident or nonresident religious charitable or educational organization no part of the net earnings of which inures to the benefit of any private stockholder or individual for the use benefit or advantage of any other person copartnership unincorporated association company joint-stock company or association limited partnership bank or corporation and the equitable interest in any such personal property of the classes hereinafter enumerated owned held or possessed by any resident where the legal title to such personal property is vested in a trustee agent or attorney-in-fact domiciled in another state or where the legal title to such personal property is vested in more than one trustee agent or attorney-in-fact one or more of whom are domiciled in another state and one or more of whom are domiciled within this Commonwealth and such personal property is held and managed in another state and where such resident is entitled to receive all or any part of the income therefrom is hereby made taxable annually for county purposes and in cities coextensive with counties for city and county purposes at the rate of four mills on each dollar of the value thereof and no failure to assess or return the same shall discharge such owner or holder thereof from liability therefor that is to say

All mortgages all moneys owing by solvent debtors whether by promissory note or penal or single bill bond

or judgment all articles of agreement and accounts bearing interest all public loans whatsoever except those issued by this Commonwealth or the United States and except the public loans and obligations of any county city borough town township school district and incorporated district of this Commonwealth and except the bonds and obligations of bodies corporate and politic of this Commonwealth known as municipal authorities all loans issued by any corporation association company or limited partnership created or formed under the laws of this Commonwealth or of the United States or of any other state or government including car-trust securities and loans secured by bonds or any other form of certificate or evidence of indebtedness whether the interest be included in the principal of the obligation or payable by the terms thereof except such loans as are made taxable for State purposes by section seventeen of the act approved the twenty-second day of June one thousand nine hundred thirty-five (P. L. 414) as reenacted and amended all shares of stock in any bank corporation association company or limited partnership created or formed under the laws of this Commonwealth or of the United States or of any other state or government except shares of stock in any bank bank and trust company national banking association savings institution corporation or limited partnership liable to a tax on its shares or a gross premiums tax or liable to or relieved from the capital stock or franchise tax for State purposes under the laws of this Commonwealth and all moneys loaned or invested in other states territories the District of Columbia or foreign countries all other moneyed capital owing to individual citizens of the State Provided That this section shall not apply to bank notes or notes discounted or negotiated by any bank or banking institution savings institution or trust company nor to loans shares of stock or other securities held by bankers or brokers solely for trading purposes nor to accounts or debit balances owing by customers of bankers or brokers in the usual courses of business nor to interest bearing accounts in any bank or banking institution savings institution employees' thrift or savings association whether operated by employees or the employer or trust company nor to personal property held in the commercial department and owned in its own right by a banking institution savings institution or trust company in liquidation by a receiver trustee or other fiduciary nor to personal property formerly held by a banking institution in its own right but assigned by it to one or more trustees for liquidation and payment to the creditors and stockholders of such banking institutions it being the intent and purpose of this proviso that no tax be assessed or collected for the years one thousand nine hundred and thirty-five one thousand nine hundred and thirty-six one thousand nine hundred and thirty-seven one thousand nine hundred and thirty-eight one thousand nine hundred and thirty-nine one thousand nine hundred and forty and thereafter upon the personal property enumerated herein nor shall this act apply to the proceeds of any life insurance policy held in whole or in part by the insurer nor the principal value of annuities nor to any personal property held in any trust forming part of a stock bonus pension or profit sharing plan of an employer for the exclusive benefit of his employees or their beneficiaries which trust under the latest ruling of the Commissioner of Internal Revenue is exempted from Federal income tax And provided further That the provisions of this act shall not apply to building and loan associations or to shares of stock issued by building and loan associations or to savings institutions having no capital stock and if at any time either now or hereafter any persons individuals or bodies corporate have agreed or shall hereafter agree to issue his their or its securities bonds or other evidences of indebtedness clear of and free from the said four mills tax herein provided for or any part thereof or have agreed or shall hereafter agree to pay the same nothing herein contained shall be so construed as to relieve or exempt him it or them from paying the said four mills tax on any of the said such securities bonds or other evidences of indebtedness as may be held owned by or owing to the said savings insti-

tution having no capital stock And provided further That the provisions of this act shall not apply to fire companies firemen's relief associations life casualty or fire insurance corporations having no capital stock secret and beneficial societies labor unions and labor union relief associations and all beneficial organizations paying sick or death benefits or either or both from funds received from voluntary contributions or assessments upon members of such associations societies or unions And provided further That corporations limited partnerships and joint-stock associations liable to tax on their shares or the aforesaid capital stock or franchise tax for State purposes shall not be required to make any report or pay any further tax under this section on the mortgages bonds and other securities owned by them in their own right but corporations limited partnerships and joint-stock associations holding such securities as trustees executors administrators guardians or in any other manner except as mere custodian for the real owner and except as executor or administrator of the estate of a nonresident decedent and except as trustee for a resident or nonresident religious charitable or educational organization no part of the net earnings of which inures to the benefit of any private stockholder or individual shall return and pay the tax imposed by this section upon all securities so held by them as in the case of individuals and provided further That none of the classes of property made taxable by this section for county purposes and in cities coextensive with counties for city and county purposes shall be taxed or taxable for any other local purpose under the laws of this Commonwealth And provided further That the provisions of this section shall not apply to personal property of the class hereinabove enumerated received or acquired with proceeds of money or property received from any person or persons copartnership or unincorporated association or company nonresident in or not located within this Commonwealth or from any joint-stock company or association limited partnership bank or corporation formed erected or incorporated by under or in pursuance of any law of the United States or of any state or government other than this Commonwealth by any person or persons copartnership unincorporated association company joint-stock company or association limited partnership bank or corporation as active trustee agent attorney-in-fact or in any other capacity for the use benefit or advantage of any person or persons copartnership or unincorporated association or company nonresident in or not located within this Commonwealth or for the use benefit or advantage of any joint-stock company or association limited partnership bank or corporation formed erected or incorporated by under or in pursuance of any law of the United States or of any state or government other than this Commonwealth nor shall the provisions of this section apply to personal property held for the use benefit or advantage of any resident who shall have in each of the ten preceding calendar years given or contributed all of his net income to any corporation organized or operated exclusively for religious charitable scientific literary or educational purposes

The value of the equitable interest in any personal property made subject to tax by this section shall be measured by ascertaining the value of the personal property in which such resident has the sole equitable interest or in case of divided equitable interests in the same personal property then by ascertaining such part of the value of the whole of such personal property as represents the equitable interest of such resident therein

For the purposes of this act the value of any taxable shares of stock issued by any regulated investment company as defined under the provisions of the Federal Internal Revenue Code of 1948 shall be that part of the current value of such shares to be determined by multiplying said current value by a fraction the numerator of which shall be the total value of so much of the personal property owned by the regulated investment company as would be taxable by this act if owned by a resident of Pennsylvania and the denominator of which shall be the total value of all of the personal property owned by the regulated investment company

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

(During the calling of the roll the following occurred:)

Mr. HARE. Mr. President, having voted under a misapprehension I desire to change my vote from "aye" to "no".

The PRESIDENT. The gentleman from Somerset will be so recorded.

Mr. WATKINS. Mr. President, having voted under a misapprehension I desire to change my vote from "aye" to "no".

The PRESIDENT. The gentleman from Delaware will be so recorded.

Mr. FREED. Mr. President, having voted under a misapprehension I desire to change my vote from "aye" to "no".

The PRESIDENT. The gentleman from Lehigh will be so recorded.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—27

Barr,	Kephart,	McGinnis,	Scarlett,
Barrett,	Kessler,	McMenamin,	Silvert,
Berger,	Leader,	McPherson, Jr.	Wagner,
Blass,	Letzler,	Meade,	Walker,
DiSilvestro,	Mahanay,	Neff,	Watkins,
Freed,	Mallery,	Propert,	Wood,
Hare,	McCreesh,	Rosenfeld,	

NAYS—12

Bane,	Haluska,	Stevenson,	Watson,
Chapman,	Pechan,	Taylor,	Wolfe,
Diehm,	Robinson,	Wade,	Yosko,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

HOUSE MESSAGE

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL NO. 1417

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1417, entitled:

An Act making an appropriation to the Senate and to the House of Representatives of the General Assembly for the payment of compensation of per diem employees.

BILL SIGNED

The President (Lieutenant-Governor Lloyd H. Wood) announced that the Chief Clerk having reported that the following bill has passed both houses of the General Assembly and the same being correct, the title was publicly read as follows:

House Bill No. 1417, entitled:

An Act making an appropriation to the Senate and to the House of Representatives of the General Assembly for the payment of compensation of per diem employes.

Whereupon,

The President (Lieutenant-Governor Lloyd H. Wood) in the presence of the Senate signed the same.

HOUSE MESSAGE

HOUSE ADOPTS REPORT OF COMMITTEE ON CONFERENCE ON HOUSE BILL No. 730, PRINTER'S No. 761

The Clerk of the House of Representatives being introduced, informed the Senate that the House has adopted the report of Committee of Conference on House Bill No. 730, Printer's No. 761 entitled:

An Act to further amend Section 502 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "The Game Law," by further regulating the issuance of permits for the hunting of antlerless deer and repealing the provisions for abrogation of open season on antlerless deer.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 730 PRINTER'S No. 761 CALLED UP

Mr. BERGER. Mr. President, I call up the Report of the Committee of Conference on House Bill No. 730, Printer's No. 761, for consideration at this time.

RULE 21 SUSPENDED

Mr. BERGER. Mr. President, I move that Rule 21, which requires amended bills and reports of committees of conference to be noted on the Calendar, be in this case dispensed with, and that the Senate proceed to the consideration of the Report of Committee of Conference on House Bill No. 730.

Mr. TAYLOR. Mr. President, I second the motion.
The motion was agreed to.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 730, PRINTER'S No. 761

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 730, as follows:

REPORT OF THE COMMITTEE OF CONFERENCE ON HOUSE BILL NO. 730

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 730, entitled: "An act to further amend Section 501 of the act approved the third day of June one thousand nine hundred thirty-seven (Pamphlet Laws 1225) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto' by regulating the issuance of resident and nonresident hunters license and tags for antlerless deer for the hunting of antlerless deer and eliminating the provisions for special permits for antlerless deer and for abrogation of open season on antlerless deer"

Respectfully submit the following bill as our report:

FRED P. HARE, JR.
JAMES S. BERGER,
HUGH J. McMENAMIN,
(Committee on the part of the Senate.)

GEORGE A. GOODLING,
EDWIN W. TOMPKINS,
HARRIS G. BRETH,

(Committee on the part of the House of Representatives.)

An Act to further amend Section 501 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by regulating the issuance of resident and nonresident hunters' licenses and tags for antlerless deer for the hunting of antlerless deer and eliminating the provisions for special permits for antlerless deer and for abrogation of open season on antlerless deer

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (c) of Section 501 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as last amended by the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 810) is hereby further amended to read as follows

Section 501 Open Seasons After investigation or information otherwise obtained by the commission as to the annual game supply the commission may by appropriate rules and regulations a summary of which shall be published as hereinafter specified fix seasons shooting hours and daily season and possession limit or remove protection and declare an open season or increase reduce or close seasons or increase or reduce bag limits for all species of game birds and game animals throughout the Commonwealth or in any part thereof or limit the number of hunters in any designated area and prescribe the methods of hunting therein when in its opinion such action is necessary to assure the maintenance of an adequate supply of such species or when an unbalanced sex ratio exists which in its opinion should be corrected or when in the opinion of the commission such additional open season will not jeopardize the future supply of game

* * * * *

(c) [Special Permits] Resident and nonresident hunters' licenses and tags for antlerless deer If in any year the commission by resolution declares an open season for antlerless deer it [may in its discretion] shall issue [special permits] resident and nonresident hunters' licenses and tags for antlerless deer to hunt for or kill such deer at a fee of one dollar and ten cents under such rules and regulations governing the issuance of such [permits] licenses and tags as it may deem necessary to limit the number of persons who may hunt for such deer in any [portion] county of the Commonwealth provided public notice of such action is given as hereinafter required Such licenses and tags may be issued only to holders of resident or nonresident hunting licenses

Resident and nonresident hunter's licenses and tags for antlerless deer shall be issued only by the Department of Revenue and by the county treasurers in counties where such deer may be hunted and killed who for that purpose are hereby made agents of the Department of Revenue

For services rendered in collecting and paying over fees and issuing licenses and tags such agents may retain the sum of ten cents from the amount paid by each licensee which amount shall be paid into the county treasury except that such agents may retain therefrom any amounts necessary to reimburse them for any expenses including compensation of employes incurred in collecting such fees and issuing such licenses and tags

Forty per cent of all antlerless deer licenses and tags shall be made available for issuance by the Department of Revenue The remaining sixty per cent shall be made available for issuance by the county treasurers of the county in which such licenses are to be used

When such [permits] licenses are issued to restrict the number of persons who may hunt antlerless deer in

any [designated portion or portions] county of the Commonwealth any citizen of the United States residing within the Commonwealth who is a bona fide owner or lessee of lands which lie within the [area] county declared open to the hunting of said deer or any member of the family or household or regularly hired help of such owner or lessee if such person is a citizen of the United States actually residing upon and cultivating such lands is hereby declared eligible to hunt antlerless deer without a [special] resident hunters' license for antlerless deer [permit for such antlerless deer] upon said property and by and with the consent of the owner thereof upon the lands immediately adjacent and connected with his own lands other than lands owned by or under the control of the Commonwealth

The term "antlerless deer" and "deer without visible antlers" as used in this subsection or any other provision of the Game Law which this act amends are hereby defined to mean a deer without an antler sometimes called horn the term "antler" as herein used or in any other provision of the Game Law which this act amends meaning the bony growth on the head of a deer regardless of its size or development

When the commission adopts and promulgates such rules and regulations relative to [special permits] resident and nonresident hunters' licenses and tags for antlerless deer it is unlawful for any person other than a landowner or lessee of the county or a member of his household as hereinbefore enumerated to hunt for antlerless deer without [such] a [special] resident or nonresident hunters' license and tag for antlerless deer [permit] or to take such deer contrary to the rules and regulations adopted by the commission

Section 2 Subsection (d) of Section 501 of said act is hereby repealed

Section 3 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 730

Mr. BERGER. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 730.

Mr. TAYLOR. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson.
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Propert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freud,	McMenamin,		

NAYS—0

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL SIGNED

The President (Lieutenant-Governor Lloyd H. Wood)

announced that the Chief Clerk having reported that the following bill had passed both houses of the General Assembly and the same being correct, the title was publicly read as follows:

House Bill No. 730, entitled:

An Act to further amend Section 502 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "The Game Law," by further regulating the issuance of permits for the hunting of antlerless deer and repealing the provisions for abrogation of open season on antlerless deer.

Whereupon,

The President (Lieutenant-Governor Lloyd H. Wood) in the presence of the Senate signed the same.

HOUSE MESSAGES

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 545

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 545, entitled:

An Act to amend Subsection (f) of Section 302, of the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "Unemployment Compensation Law," by providing that employers reserve accounts shall not be charged with compensation paid to certain employees.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1204

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1204, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled, "Public School Code of 1949," by clarifying the procedure in reference to rating of professional employes and temporary professional employes; and designating the persons authorized to do the same.

HOUSE CONCURS IN SENATE AMENDMENTS TO HOUSE RESOLUTION No. 34

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Resolution No. 34, as follows:

SCHOOL OF VETERINARY MEDICINE ESTABLISHED AT PENNSYLVANIA STATE COLLEGE

In the House of Representatives, April 17, 1951.

Whereas, There are now on Pennsylvania farms dairy animals, poultry and general livestock worth in the aggregate more than \$412,000,000, producing approximately 75 per cent of the total annual income of Pennsylvania agriculture or in monetary terms about \$575,000,000, a year; and

Whereas, The greatest economic losses to the dairy, poultry and general livestock industry are occasioned by the inroads of animal diseases and parasites; and

Whereas, Existing facilities for training persons qualified for the practice of veterinary medicine within the Commonwealth of Pennsylvania are inadequate to meet the

existing and still growing need for doctors of veterinary medicine; and

Whereas, The Pennsylvania State College by virtue of its scientific personnel; its resources for research; its close working relationship with dairy, poultry and general livestock raisers throughout the State and its physical location is the appropriate institution to develop the needed facilities; therefore be it

Resolved, (if the Senate concur) That the members of the General Assembly hereby request the Board of Trustees of the Pennsylvania State College to authorize the establishment of a school of Veterinary Medicine at the Pennsylvania State College and at the earliest possible time to erect such buildings; employ such personnel and establish such programs of research and instruction as in their judgment are requisite to the proper maintenance and operation of such a school of veterinary medicine; and be it further

Resolved, That the members of the General Assembly hereby pledge their support in obtaining the funds required to construct and to equip essential research, instructional, clinical, and administrative buildings for a School of Veterinary Medicine at the Pennsylvania State College, and for the operation and maintenance of the proposed School of Veterinary Medicine; it being understood, however, that funds cannot be appropriated for such buildings and their maintenance at the 1951 Session of the General Assembly; and be it further

Resolved, That it is the understanding and intention of the members of the General Assembly that funds ultimately appropriated for the construction and equipment of such buildings, and for the operation and maintenance of such a School of Veterinary Medicine shall be in addition to the amount appropriated at that time for the general operation and maintenance of the Pennsylvania State College as then constituted; and be it further

Resolved, That the trustees of the Pennsylvania State College be requested to prepare and to present to the members of the 1953 Session of the General Assembly specific and detailed information concerning the nature and estimated cost of requisite buildings and equipment, and also an estimate of the annual expense involved in the operation and maintenance of a School of Veterinary Medicine at the Pennsylvania State College under conditions which, in the judgment of the said trustees, would best meet the reasonable needs of the Commonwealth and its citizens for such veterinary medical service; and be it further

Resolved, That the Chief Clerk of this House send a copy of this resolution to the Board of Trustees of the Pennsylvania State College.

HOUSE INSISTS UPON ITS AMENDMENTS NON- CONCURRED BY THE SENATE TO SENATE BILL No. 25, AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 25, entitled:

An Act relating to the orphans' courts, conferring exclusive jurisdiction on such courts over the administration and distribution of decedents' estates, trust estates, minors' estates, and absentees' estates; providing for the organization of orphans' courts, the procedure therein, the powers and duties of the judges thereof, and appeals therefrom.

and has appointed Messrs. McKINNEY, TOMPKINS and SCHMIDT as a Committee of Conference to confer with a similar committee of the Senate (already appointed) to consider the differences existing between the two houses in relation to said bill.

NOMINATIONS BY THE GOVERNOR NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on July 17, 1951.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 17, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ARMSTRONG COUNTY

Mrs. Delores Klingensmith, Rural Valley.

BUCKS COUNTY

Mrs. Louise P. Hellyer, Doylestown.

CHESTER COUNTY

Miss Edna M. Karmetze, West Chester.

LANCASTER COUNTY

A. J. Thome, Elizabethtown.

Mrs. Ella Mae Wenger, Paradise Twp., Paradise.

PHILADELPHIA COUNTY

Miss Virginia Alexander, Warwick Hotel, 1701 Locust St.
Miss Adelaide S. Coulter, 5000 Baltimore Ave.

JOHN S. FINE.

A motion was made by Mr. WALKER and Mr. TAYLOR, That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peel,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

THIRD READING CALENDAR

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 382, on third reading, entitled:

An Act to further amend section eleven of the act approved the thirteenth day of May one thousand nine hundred twenty-five (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable religious benevolent humane and patriotic purposes" by exempting young men's and young women's Christian associations

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 633, on third reading, entitled:

An Act to amend Sections 3 and 4 of the act, approved the twenty-seventh day of June, one thousand nine hundred thirty-nine (P. L. 1184) entitled "An act requiring all employable persons receiving public assistance, with certain exceptions, to perform certain work, or be refused further assistance; conferring powers and imposing duties on county boards of assistance, and on certain State and local officers and employees, and on charitable institutions, persons, copartnerships, associations, corporations, and State and Federal employment officers; and requiring payments to the Commonwealth on account of certain work performed," by extending the provisions thereof to include nonprofit cemetery associations and organizations supported totally or partially by public subscriptions, donations or gifts and changing the requirements for furnishing transportation.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 671, on third reading, entitled:

An Act to further amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" by further limiting eligibility for general assistance

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 707, on third reading, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by reclassifying

chubs measuring less than six inches in length as bait-fish

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 724, on third reading, entitled:

An Act to add subsection (c) to Section 2503 of the act approved the tenth day of May one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by supplying an omission from former law providing for reimbursement for nonresident children and validating such reimbursements heretofore made

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND
FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 793, as follows:

An Act to further amend Section 12 of the act approved the eleventh day of July one thousand nine hundred seventeen (P. L. 758) entitled "An act for the protection of the public health by regulating the possession control dealing in giving away delivery dispensing administering prescribing and use of certain drugs and keeping records thereof by regulating the use of drugs in the treatment of the drug habit by providing for the revocation and suspension of licenses of physicians dentists veterinarians pharmacists druggists and registered nurses for certain causes and by providing for the enforcement of this act and penalties" by changing the penalties for the illegal sale dispensing or giving away of drugs

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 12 of the act approved the eleventh day of July one thousand nine hundred seventeen (P. L. 758) entitled "An act for the protection of the public health by regulating the possession control dealing in giving away delivery dispensing administering prescribing and use of certain drugs and keeping records thereof by regulating the use of drugs in the treatment of the drug habit by providing for the revocation and suspension of licenses of physicians dentists veterinarians pharmacists druggists and registered nurses for certain causes and by providing for the enforcement of this act and penalties" as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 655) is hereby further amended to read as follows

Section 12 (a) Any person who sells dispenses or gives away any drugs in violation of the provisions of this act shall be guilty of a felony and upon conviction thereof shall be sentenced as follows for a first offense to pay a fine not exceeding two thousand dollars (\$2000) and to undergo imprisonment not exceeding five (5) years for a second offense to pay a fine not exceeding four thousand dollars (\$4000) and to undergo imprisonment not exceeding ten (10) years and for a third or subsequent offense to pay a fine not exceeding six thousand dollars (\$6000) and to undergo an imprisonment of not less than ten (10) years and not exceeding thirty (30) years

(b) Any person who shall violate or fail to comply with any of the other provisions of this act except as provided in the last paragraph of section eight shall be guilty of a felony and upon conviction shall be sentenced to pay a fine not exceeding two thousand dollars or to undergo an imprisonment not exceeding five years or both at the discretion of the court

(c) If the violation is by a corporation copartnership or association the officers and directors of such corporation or the members of such copartnership or association their agents and employes with guilty knowledge of the fact shall be deemed guilty of a violation of the provisions of this act to the same extent as though said violation were committed by them personally

And said bill having been read at length the third time, and agreed to,

An the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 860, on third reading, entitled:

An Act concerning devises bequests or gifts in trust for the care and maintenance of cemeteries burial grounds or cemetery lots trustees and substituted trustees thereof sureties of said trustees the investment of such trust funds accounts of said trustees approving actions and proceedings prior to this act and repealing conflicting laws

go over in its order.

The PRESIDENT. Is there objection? The Chairs hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1095, on third reading, entitled:

An Act reappropriating to Episcopal Hospital Philadelphia certain moneys heretofore appropriated to the University of Pennsylvania for the maintenance of the Episcopal Hospital

go over in its order.

The PRESIDENT. Is there objection? The Chairs hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1192, as follows:

An Act to further amend Section 1 of the act approved the twenty-first day of March one thousand nine hundred forty-five (P. L. 51) entitled "An act defining and regulating the practice of Chiropody and providing penalties" by further defining Chiropody

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the twenty-first day of March one thousand nine hundred forty-five (P. L. 51) entitled "An act defining and regulating the practice of Chiropody and providing penalties" as amended by the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 977) is hereby further amended to read as follows

Section 1 Chiropody or Podiatry as used in this act is defined to the diagnosis of foot ailments and the practice of minor surgery upon the feet [limited to those structures of the foot superficial to the fascia of the foot] the padding dressing and strapping of the feet the making of models of the feet and palliative and mechanical treatment of functional disturbances of the fee not including the amputation of the leg foot or toes or the treatment of systematic diseases of the bones ligaments or muscles of the feet or any part of the body

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Crowe,	Letzler,	Rosenfeld,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1269, on third reading, entitled:

An Act to amend Section 15 of the approved the twenty-second day of April one thousand eight hundred fifty (P. L. 538) entitled "An act to secure the cities of Pittsburgh and Allegheny and the neighborhood thereof from damage by gun powder to incorporate an association for the establishment of a house of refuge for western Pennsylvania and relative to the Pennsylvania State Lunatic Hospital" by changing the maximum age for the commitment of delinquents to the Pennsylvania Training School at Canonsburg and changing admission requirements relating thereto

go over in its order.

The PRESIDENT. Is there objection? The Chairs hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1270, on third reading, entitled:

An Act providing for the commitment and transfer of certain female juvenile delinquents to the Pennsylvania Training School for Girls or to certain other institutions and imposing duties on the courts of this Commonwealth relative thereto

go over in its order.

The PRESIDENT. Is there objection? The Chairs hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1295, on third reading, entitled:

An Act to repeal certain parts of acts relating to the keeping of alphabetical lists and indexes by the Departments of Revenue and Auditor General of persons reported to them as being interested in escheatable property and certain unclaimed funds

go over in its order.

The PRESIDENT. Is there objection? The Chairs hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1306, on third reading, entitled:

A Supplement to the act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 575) entitled "An act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River and the improvement of the facilities for transportation across the river authorizing the Governor for these purposes to enter into an agreement with New Jersey creating The Delaware River Joint Commission and specifying the powers and duties thereof including the power to finance projects by the issuance of revenue bonds transferring to the new commission all the powers of the Delaware River Bridge Joint Commission and making an appropriation" by authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a compact or agreement with the State of New Jersey amending and supplementing the compact and agreement between the State of New Jersey and the Commonwealth of Pennsylvania authorizing and empowering The Delaware River Joint Commission to construct finance operate maintain and own a vehicular tunnel under or an additional bridge across the Delaware River and defining certain functions powers and duties of said Commission authorizing the Governor to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent to such supplemental compact or agreement

go over in its order.

The PRESIDENT. Is there objection? The Chairs hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1373, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by reclassifying chubs as bait-fish

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. ROBINSON. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Sec. 1, (Sec. 10), page 2, line 14, by striking out the word "and".

Amend Sec. 1, (Sec. 10), page 2, line 15, by striking out the bracket before the word "and" and after the word "chubs" and inserting immediately thereafter: "measuring the word "and"; Amend Sec. 1, (Sec. 10), page 2, line 15, by striking out the bracket before the word "and" and after the word "chubs" and inserting immediately thereafter: "measuring six inches and over in length"; Amend Sec. 1 (Sec. 11), page 2, line 19, by inserting after the word "chubs" the following: "measuring less than six inches in length"; Amend Sec. 3, (Sec. 60), page 5, line 6 by inserting after the word "chubs" the following: "measuring less than six inches in length"; Amend Sec. 4 (Sec. 112), page 6, line 5, by inserting after the word "chubs" the following: "measuring less than six inches in length"; Amend Sec. 4 (Sec. 112), page 6, line 5, by inserting after the word "chubs" the following: "measuring less than six inches in length"; Amend Sec. 4, (Sec. 132), page 6, line 14, by inserting after the word "chubs" the following: "measuring less than six inches in length".

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILLS OVER IN ORDER

Mr. ROBINSON, Mr. President, I ask unanimous consent that House Bill No. 1373, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1489, on third reading, entitled:

An Act making an appropriation to The Brandywine Battlefield Park Commission for the payment of necessary expenses.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

SECOND READING CALENDAR

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 680, entitled:

An Act to further amend section 2 of the act approved the twenty-sixth day of May, one thousand nine hundred twenty-one (P. L. 1172) entitled "A supplement to the act, approved the seventeenth day of May, one thousand nine hundred seventeen (P. L. 208), entitled 'An act to regulate the practice of pharmacy and sale of poisons

and drugs, and providing penalties for the violation thereof; defining the words 'drug' and 'poison'; and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality, strength, and purity; requiring permits to conduct pharmacies; providing for the revocation thereof; and prescribing penalties," by raising fees for permits to conduct a pharmacy.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 701, entitled:

An Act to amend paragraph five of section one of the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1669) entitled as amended "An act to provide revenue for school districts of the first class by imposing a tax on persons engaging in certain businesses professions occupations trades vocations and commercial activities therein providing for its levy and collection conferring and imposing powers and duties on the Board of Public Education receiver of school taxes and school treasurer in such districts and prescribing penalties" by further defining "receipts"

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. KEPHART offered the following amendments:

Amend Sec. 1 (Sec. 1), page 4, lines 11 and 12, by striking out "may at the discretion of the collector" and inserting in lieu thereof "shall"; Amend Sec. 1 (Sec. 1), page 4, lines 16 and 17, by striking out "may at the discretion of the collector" and inserting in lieu thereof "shall."

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 701, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 746, entitled:

An Act requiring water companies supplying water to cities boroughs towns and townships to treat the same with sodium fluoride under certain conditions.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. PECHAN offered the following amendments:

Amend Sec. 1, page 1, line 3, by striking out the words "treated with sodium fluoride" and inserting in lieu thereof: "fluoridated"; Amend Sec. 1, page 2, line 3, by striking out the word "treat" and inserting in lieu thereof: "fluoridate"; Amend Sec. 1, page 2, line 3, by striking out the words "with sodium fluoride in an amount" and inserting in lieu thereof: "in such a manner as shall be".

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. PECHAN offered the following amendments:

Amend Title, page 1, second line of Title, by striking out the word "treat" and inserting in lieu thereof: "fluoridate"; Amend Title, page 1, second line of Title, by striking out the words "with sodium fluoride".

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 746, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 787, on second reading, entitled:

An Act to amend subsection (b) of Section 6 of the act approved the eleventh day of June one thousand nine hundred forty-seven (P. L. 565) entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States or of any of her allies during World War II providing the method of making payment to representatives of persons who because of death or in capacity cannot personally receive compensation imposing certain duties on the Adjutant General making an appropriation and providing penalties" by including children of the father of deceased veterans as persons to whom compensation shall be paid.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 950, on second reading, entitled:

An Act to amend section 1 of the act approved the thirtieth day of March one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions of this act and providing for revocation or suspension of

licenses given by said board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith" by further defining the practice of optometry and defining "optometrist".

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 951, on second reading, entitled:

An Act to add Section 11.1 to the act approved the thirtieth day of March one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions of this act and providing for the revocation or suspension of licenses given by said board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith" by providing for acceptance of testimony of licensed optometrists by agencies and political subdivisions of the Commonwealth and providing for payment for services of optometrists

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS INTRODUCED AND REFERRED

Mr. HARE. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. HARE and MAHANY, read in place and presented to the Chair Senate Bill No. 803, entitled:

An Act empowering cities, boroughs, incorporated towns, townships and school districts to levy, assess and collect for general revenue purposes an annual tax on trailer coach parks and prohibiting the imposition of certain other taxes by them relating or incident to the same subject providing and authorizing machinery therefore and providing and permitting penalties.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 804, entitled:

An Act regulating the operation of trail coach parks; requiring their licensing; imposing duties on the Department of Health for this Commonwealth; providing for liens and the enforcement thereof against the property of tenants of such parks and for the right of dispossession by the licensee and fixing penalties.

Which was committed to the Committee on Finance.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. TAYLOR. Mr. President, I second the motion. The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 13, entitled:

An Act requiring political subdivisions to satisfy of record at their expense certain lost liens for taxes and municipal claims against real property sold at sheriffs' sales county tax claim bureaus' public sales under certain conditions

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 74, entitled:

An Act to amend section two thousand five hundred five of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the basis for payments on account of school nurses.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 269, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the establishment by the Department of Public Instruction of a standardized driver-training program in the public schools and providing for assistance to school districts in certain cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 270, entitled:

An Act to add section 2511.2 to the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for payments to school districts and vocational school districts on account of employment of highway safety education instructors.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 441, entitled:

An Act to add Sections 602.1 and 705.1 to further amend Section 802 to add Sections 804.1 and 901.1 to the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth vesting in the State Civil Service Commission and a Personnel Director certain powers and duties providing for classification of positions adoption of compensation schedules and certification of payrolls imposing duties upon certain officers and employes of the Commonwealth authorizing service to other State departments or agencies and political subdivisions

of the Commonwealth in matters relating to civil service defining certain crimes and misdemeanors imposing penalties making certain appropriations and repealing certain acts and parts thereof" by providing that substitutes may hold positions only until employes on military leave return relating to rights of transferred reassigned or promoted employes during probationary periods and providing for employe audits from time to time.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 556, entitled:

An Act to amend Section 625 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by authorizing municipalities to grant special permits for the discharge of flobert rifles and other types of firearms in such municipalities for particular purposes.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 624, entitled:

An Act to amend subsection (b) and (c) of section one thousand two hundred three of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" and to add thereto new subsections (d) and (e) so as to except therefrom the transfer of stock not subject to the transfer inheritance tax owned by deceased residents of an area listed by the Department of Revenue as entitled by law to such exemption and stock formerly owned by the entireties by resident spouses one of whom shall have died and to require the Department of Revenue to list such areas.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration House Bill No. 629, entitled:

An Act to establish a separate orphans' court in and for the county of Beaver.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 631, entitled:

An Act to repeal an obsolete act relating to transfer of stock standing in the name of a decedent or in the joint names of a decedent and one or more other persons or in trust for a decedent.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 634, entitled:

An Act to amend the act approved the first day of June one thousand nine hundred fifteen (P. L. 701) entitled "An act regulating the payment of persons in the employ of the Commonwealth" by providing for pay-days every two weeks.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 649, entitled:

An Act relating to and regulating the practice of the profession of landscape architecture providing for the licensing and registration of persons practicing said profession and the suspension and revocation of said licenses and registrations for violation of this act prescribing the powers and duties of the State Board of Examiners of Landscape Architects the Department of Public Instruction and the courts and prescribing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 650, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards, and commissions shall be determined," by creating the State Board of Examiners of Landscape Architects and defining its powers and duties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 723, entitled:

An Act to amend section 3 of the act, approved the fifteenth day of June, one thousand nine hundred thirty-nine (P. L. 359), entitled "An act relating to recognizances and official bonds of present and future sheriffs and coroners and to their sureties thereon; imposing the expense of corporate suretyships on such obligations upon the several counties and various duties upon the courts of common pleas and county officers thereof; authorizing the substitution of approved surety companies for individual or corporate sureties upon such obligations and the release of any surety upon any such recognizance by such court upon certain conditions; dispensing with sureties on such recognizances but providing for the acknowledgment, recording and indexing of same as liens on certain real estate; regulating such liens and releases therefrom; providing for refunds to sheriffs and coroners of certain premiums paid to sureties on their official bonds and recognizances; and repealing inconsistent laws, except as to existing claims or pending suits thereunder, subject to certain limitations," by fixing the time the lien of such recognizances shall run, including those heretofore executed.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 742, entitled:

An Act providing for supplementing the police forces of cities, boroughs, towns and townships, for the appointment, powers and control of auxiliary police therein, and for the transfer during disasters and emergencies of such auxiliary police, members of the regular police forces, and police equipment thereof.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 753, entitled:

An Act relating to appeals from decisions of magistrates aldermen and justices of the peace limiting in certain cases the right of appeal and transferring jurisdiction in such appeals in certain cases to county court of Allegheny County and Municipal Court of Philadelphia.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 780, entitled:

An Act to amend sections two hundred three and three hundred eight of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws" by changing certain qualifications of incorporators, directors and trustees.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 784, entitled:

An Act to provide for the establishment of a State television network to be licensed by the Federal Communications Commission for non-commercial educational service authorizing the survey and purchase of necessary sites and equipment providing for the construction of a master station and subsidiary stations as may be needed for statewide coverage creating within the Department of Public Instruction a Division of Audio-Visual Education and defining its powers and duties conferring powers and imposing duties upon the Superintendent and Department of Public Instruction and making an appropriation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 788, entitled:

An Act to further amend the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 364), entitled "An act relating to business corporations; defining and providing for the organization, merger, consolidation, reorganization, winding up and dissolution of such corporations; conferring certain rights, powers, duties and immunities upon them and their officers and share holders; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the second class within the provisions of this act; prescribing the terms and conditions upon which foreign business corporations may be admitted, or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, and certain State departments, commissions and officers; authorizing certain State departments, boards, commissions, or officers to collect for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," by requiring the establishment of a permanent lot care fund with corporate trustee of a certain amount by cemetery and burial corporations hereafter organized prior to the sale of burial lots and requiring a fixed percentage of the sale price of burial lots to be added to such fund.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 801, entitled:

An Act to amend Section 931 of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "General County Law," by providing that certain county roads when abandoned shall become township roads, or borough or city streets as their location shall determine.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 802, entitled:

An Act to add a new section 1309 to the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the execution and administra-

tive work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal School or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by creating a Bureau of Higher Education in the Department of Public Instruction.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 811, entitled:

An Act to add section 1501.1 to the act approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "The Second Class Township Law" by empowering township supervisors to compel connection with and use of sewer systems constructed by municipal authorities to impose penalties, to enforce regulations and orders, and to connect properties of owners failing or neglecting to make connection.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 850, entitled:

An Act to amend Section 2001 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the name of the Cheyney Training School for Teachers.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 851, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments

boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by changing the name of the Cheyney Training School for Teachers.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 859, entitled:

An Act to amend the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by making drivers of fire-fighting apparatus or ambulances for certain volunteer fire companies eligible to the pension fund.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 881, entitled:

An Act to further amend Clause L of Section 1202 of the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by authorizing increase of appropriations for burial ground maintenance.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 946, entitled:

An Act to amend Article X of the Act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending revising, consolidating and changing the laws relating thereto," by further providing for the appointment and removal of supervisors, their qualifications, term of office, duties, salary and method of filling vacancies.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 962, entitled:

An Act authorizing the Supreme Court and the Superior Court to appoint and fix the compensation of reporters of their decisions, and to approve the appointment and compensation of assistants and employees appointed by said reporters; and repealing certain acts.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 966, entitled:

An Act to authorize school districts of the first class to furnish free milk to pupils in the kindergarten and first grade.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 968, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by requiring conformance of buildings transportation and joint schools and departments to county plans for reorganization of school districts

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1067, entitled:

An Act to add Section 1072.1 to and to further amend Section 1073 of the act, approved the tenth day of May, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by providing for the discontinuance of the office of district superintendent in any district of the third class.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1089, entitled:

An Act fixing the minimum pensions of policemen and firemen in certain cities.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1098, entitled:

An Act to further amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" by authorizing the shade tree commission to require the cutting and removal of trees afflicted with the Dutch elm or other disease which threatens to injure or destroy shade trees and to levy and collect the cost thereof from the owner of the property by action in assumpsit or by the filing of a municipal claim therefor.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1102, entitled:

An Act to provide for liens for the cost of hospital care and treatment of persons wilfully or negligently injured the liens to exist on rights of action and on counterclaims and on verdicts and judgments recovered as the result of such injuries and on moneys paid in settlement of such actions and counterclaims and providing rights of action to recover such liens if not paid.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1104, entitled:

An Act to amend subsection (a) of Section 1402 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by authorizing the giving of medical and dental examinations to children prior to enrollment in the first grade.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1123, entitled:

An Act to provide for the registration and protection of trade-marks and to secure the rights property and interests therein providing for the assignment cancellation and revocation thereof and imposing penalties for violations conferring powers and imposing duties upon the Secretary of the Commonwealth in the administration thereof and to repeal all acts inconsistent therewith.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1174, entitled:

An Act to repeal the act approved the twentieth day of May one thousand eight hundred seventy-one (P. L. 1037) entitled "An act to limit the power and authority of the borough authorities of the borough of Emporium in the county of Cameron over the streets therein and to authorize the setting out of shade trees along the streets."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1179, entitled:

An Act to amend Section 330.17 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by authorizing the assignment of county police to inside or special duties in certain cases and prescribing the manner in which such assignments shall be made.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1238, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further regulating reimbursement by the Commonwealth to certain school districts on account of pupil transportation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1288, entitled:

An Act to further amend clause fifth of subsection (a) of Section 3 of the act approved the thirteenth day of May one thousand nine hundred nine (P. L. 520) entitled "An act relating to food defining food providing for the protection of the public health and the prevention of fraud and deception by prohibiting the manufacture or sale the offering for sale or exposing for sale or the having in possession with intent to sell of adulterated misbranded or deleterious foods prescribing certain duties of the Dairy and Food Commissioner in reference thereto and providing penalties for the violation thereof" by changing the amount of sulphur dioxide which may be used in the preparation of certain foods.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1338, entitled:

An Act to further amend Section 713 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing the fee for learner's permits and appropriating the increase for teaching of safe driving of motor vehicles.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1372, entitled:

An Act to amend Section 308 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered

by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by further regulating the method of approval of the borrowing of money and disposition of real estate by nonprofit corporations by the members thereof.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Monday, July 30, 1951, at 2:00 o'clock, p. m., Eastern Standard Time.

Mr. HARE. Mr. President, I second the motion.
The motion was agreed to.

The Senate adjourned at 4:09 o'clock, p. m., Eastern Standard Time, until Monday, July 30, 1951, at 2:00 o'clock p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, July 17, 1951.

The House met at 10:00 a. m. EST.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

Eternal God, who rulest in the kingdoms of men; Grant, we most humbly beseech Thee, honour and safety to our Governor; peace throughout the Commonwealth; promotion to true religion; encouragement to learning and godly living; a patient service to the large needs of the world; and, by all these, glory to Thy holy name; for His sake, to whom thou hast given all power in heaven and earth, our Lord and Saviour Jesus Christ. Amen.

JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of Monday, July 16, 1951? If not, and without objection, the Journal is approved.

BILLS INTRODUCED AND REFERRED

By Mr. JOHNSON. HOUSE BILL No. 1577.

An Act fixing the salary of the Director of the Legislative Reference Bureau.

Referred to the Committee on State Government.

By Mr. JOHNSON. HOUSE BILL No. 1578.

An Act to further amend Section 4 of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1019) entitled "An act relating to statutory laws; prescribing an enacting clause for statutes; fixing the effective date and time of statutes hereafter enacted; providing for notice of application for local and special legislation, for the correction of errors in statutes, and for the printing and publication of statutes; prescribing rules for the interpretation of statutes; defining certain words and phrases when used in statutes; and prescribing rules for the construction and operation of amendments, reenactments and repeals of statutes," changing the effective date of laws in certain cases.

Referred to the Committee on Judiciary.

By Mr. KELLER.

HOUSE BILL No. 1579.

An Act making an appropriation to the Department of Public Instruction for the purpose of providing temporary emergency aid under certain conditions to school districts of the third and fourth classes in which housing projects are erected.

Referred to the Committee on Appropriations.

By Messrs. GEER and WILT. HOUSE BILL No. 1580.

An Act to further amend subsection (a) of Section 67: of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools amending, revising, consolidating and changing the law relating thereto," by changing the time for the levy and assessment of school taxes in certain cases.

Referred to the Committee on Education.

By Messrs. WOOD and MURRAY.

HOUSE BILL No. 1581.

An Act to amend the act, approved the eleventh day of May, one thousand nine hundred five (P. L. 518), entitled "An act making an appropriation for the erection of a home or school for indigent orphans, to be called the Thaddeus Stephens Industrial and Reform School of Pennsylvania, in which school provision shall be made for giving instruction in reading, writing, arithmetic, drawing duties of citizenship, elementary manual training, the elements of farming, and other requisite branches," by further providing for the course of instruction and the admission of students at such institution; and authorizing certain tuition charges for its use.

Referred to the Committee on Education.

By Messrs. WOOD and MURRAY.

HOUSE BILL No. 1582.

An Act making appropriations to the Department of Property and Supplies and the Thaddeus Stevens Trade School to be used to purchase property in the City of Lancaster, Pennsylvania for improvements to such land and for repairs and improvements to buildings on such land.

Referred to the Committee on Appropriations.

By Mr. McMILLEN.

HOUSE BILL No. 1583.

An Act to amend Section 450 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administration officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by increasing the membership of the State Board of Public Assistance.

Referred to the Committee on State Government.

By Mr. McMILLEN.

HOUSE BILL No. 1584.

An Act abolishing general assistance; preserving Commonwealth claims on account of past grants; and requiring retention of books, papers and records relating thereto.

Referred to the Committee on Welfare.

By Mr. JOHNSON.

HOUSE BILL No. 1585.

An Act to amend Section 9 of the act, approved the eighteenth day of April, one thousand nine hundred forty-nine (P. L. 604), entitled "An act to promote the welfare of the people of the Commonwealth; creating a State Highway and Bridge Authority as a body corporate and politic with power to construct, reconstruct, improve, maintain, equip, furnish, and operate highway and bridge projects, and roadside rests, and to lease the same, and to fix and collect fees, rentals, and charges for the use thereof; authorizing and regulating the issuance of bonds by said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and to enter into agreements with the Government of the United States or any Federal Agency; and authorizing the Department of Highways to grant, assign, convey, or lease to the Authority lands, easements, or rights of way of the Commonwealth and interests therein, and to acquire lands therefor; authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized; granting the right of eminent domain; empowering said Authority to sell and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth or any of its political subdivisions shall be incurred in the exercise of any of the powers granted by this act; and making an appropriation," by further providing for examination of the accounts and books of the Authority.

Referred to the Committee on Highways.

By Mr. JOHNSON.

HOUSE BILL No. 1586.

An Act to amend Sections 1 and 5 of the act, approved the fourteenth day of April, one thousand nine hundred twenty-seven (P. L. 297), entitled "An act authorizing any natural gas company, or any manufactured gas company, incorporated under the laws of this Commonwealth, to sell, assign, dispose of, convey, or lease to any natural gas company, or to any manufactured gas company, incorporated under the laws of this Commonwealth, its franchises and property or any part thereof; providing the manner in which such sales, conveyances, or leases, shall be consummated; and requiring the payment of all taxes due the Commonwealth before the returns authorizing such sales, conveyances, and leases shall be filed in the office of the Secretary of the Commonwealth," by changing certain provisions thereof to conform to existing practice and law.

Referred to the Committee on Public Utilities.

By Messrs. ANDREWS and SMITH.

HOUSE BILL No. 1587.

An Act to amend section 8 of the act, approved the thirty-first day of March, one thousand nine hundred forty-nine (P. L. Laws 372), entitled "An act to promote the welfare of the people of the Commonwealth; creating the General State Authority as a body corporate and politic with power to construct, improve, equip, furnish and operate projects, and to lease the same, and to fix fees, rentals, and charges for the use thereof; authorizing and regulating the issuance of bonds for said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and to enter into agreement with the Government of the United States or any Federal agency; and authorizing the Department of Property and Supplies to grant, assign, convey, or lease to the Authority lands of the Commonwealth and interests therein, and to acquire lands

therefor; granting the right of eminent domain; empowering The General State Authority to sell and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act," by further providing for examination of the accounts and books of the Authority.

Referred to the Committee on State Government.

By Mr. SOLLENBERGER. HOUSE BILL No. 1588.

An Act to further amend Section 672 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by increasing the limitation on tax rates which may be levied and assessed for school purposes in districts of the second, third and fourth class.

Referred to the Committee on Education.

By Mr. SOLLENERGER. HOUSE BILL No. 1589.

An Act to further amend Section 9 of the act, approved the fifth day of July, one thousand nine hundred forty-seven (P. L. 1217), entitled "An act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania; creating a State Public School Building Authority as a body corporate and politic with power to construct, improve and operate projects and to lease the same and to fix and collect fees, rentals and charges for the use thereof; authorizing school districts to enter into contracts to lease; authorizing and regulating the issuance of bonds by said Authority; and providing for the payment of such bonds and the rights of the holders thereof; granting the right of eminent domain; increasing the powers and duties of the Department of Public Instruction; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act; and making an appropriation to said Authority to pay expenses incident to its formation," by further providing for examination of the books and accounts of the Authority.

Referred to the Committee on Education.

By Mr. STIMMEL. HOUSE BILL No. 1590.

An Act to further amend the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "A supplement to the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled, as amended 'An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties,' as reenacted and amended, providing for the payment of compensation to volunteer firemen or their dependents," by amplifying the provisions thereof as to persons entitled to such benefits.

Referred to the Committee on Workmen's Compensation.

By Messrs. WEIDNER and ROBERT K. HAMILTON.
HOUSE BILL No. 1591.

An Act empowering cities, boroughs, incorporated towns, townships and school districts to levy, assess and collect for general revenue purposes a tax on trailer coach parks and prohibiting the imposition of certain other taxes by them relating or incident to the same subject; providing and authorizing machinery therefore and providing and permitting penalties.

Referred to the Committee on Municipal Corporations.

By Messrs. DALRYMPLE, WEIDNER, POLASKI
and FILO. HOUSE BILL No. 1592.

An Act providing for refunds of a percentage of taxes paid by dealers in liquid fuels and fuels because of evaporation, providing a procedure therefor, and conferring powers and imposing duties on the Department of Revenue and the Board of Finance and Revenue.

Referred to the Committee on Ways and Means.

By Mr. HOCKER. HOUSE BILL No. 1503.

An Act requiring milk dealers to file bonds to secure payment for milk to producers and certain milk dealers; requiring persons who weigh, measure, sample or test milk to procure permits or certificates, to take examinations, to pay fees therefor, to furnish certain notices, records and statements, and to use certain methods of weighing, measuring, sampling and testing; authorizing the Department of Agriculture to fix prices to be paid for milk and certain milk products to persons producing milk; authorizing the holding of hearings and the issuance of subpoenas by the Department of Agriculture; conferring jurisdiction upon courts to punish contempts; authorizing the Department of Agriculture to adopt rules, regulations and orders to carry out the provisions of this act; conferring powers and duties upon the Department of Agriculture and the Secretary of Agriculture; abolishing the Milk Control Commission and repealing the act by which it was created.

Referred to the Committee on Agriculture and Dairy Industries.

RESOLUTIONS INTRODUCED AND REFERRED

By Mr. JOHN C. MILLER.

(Concurrent) RESOLUTION No. 69.

In the House of Representatives, July 16, 1951.

Whereas, Inflation of prices and increased wages of many segments of the population to meet such inflated prices, have made it increasingly difficult for low paid government employes to secure the necessities of life; and

Whereas, The wages and salaries of postal employes are notoriously low in spite of the efficiency and dispatch with which such employes have conducted the business of the postal system; and

Whereas, The increase in size in the air, ground and naval forces increases the demands for service upon the postal system; and

Whereas, The high morale of the said air, ground and naval services depends in a large degree upon the contact with which the members thereof are able to keep with their homes and friends through the services of the postal system; and

Whereas, The postal service will lose many of its most able and competent employes to private industry if the wages and salaries of the postal employes are not increased in order to meet minimum decent living standards; therefore be it

Resolved (if the Senate concur), That the General Assembly of the Commonwealth of Pennsylvania hereby memorializes the Congress of the United States to support and enact into legislation, salary increases for postal employes, and to take favorable action on House Bill No. 244 and Senate Bill No. 355; and be it further

Resolved, That copies of this resolution be transmitted to the presiding officers of each House of the Congress of the United States and to each Senator and Representative from Pennsylvania in the Congress of the United States.

Referred to the Committee on Rules

By Messrs. BEECH and HAUDENSHIELD.

RESOLUTION No. 70.

In the House of Representatives, July 16, 1951

Whereas, The Legislature appears to be hopelessly deadlocked in its disagreement concerning the financial needs of the Commonwealth for the next biennium; and

Whereas, Proponents of the Governor's tax program insist that additional taxes are needed and that no economies can be effected and opponets of his tax program insist that no new taxes are needed and that many economies can be affected; and

Whereas, It is charged that several State employes who are candidates for public offices in Allegheny County are devoting all their time to their campaign and none to State work, while still receiving State salaries; and

Whereas, It is charged that several high salaried State employes are devoting all of their time to the campaign work of certain candidates, and that other State employes are being given time off from their regular work to campaign for certain candidates and

Whereas, Such practices amount to unwarranted waste of the taxpayer's money at a time when the Legislature is being asked to increase taxes; therefore be it

Resolved, That a special committee of ten members of the General Assembly, five from the Senate to be appointed by the President Pro Tempore and five from the House of Representatives to be appointed by the Speaker, be created to conduct an investigation of these illegal practices, and report its finding to the General Assembly before the end of the present session of the General Assembly.

Referred to the Committee on Rules.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 730

Mr. TOMPKINS. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 730.

The report was read by the Clerk as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 730, entitled: "An act to further amend Section 501 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by regulating the issuance of resident and nonresident hunters' licenses and tags for antlerless deer for the hunting of antlerless deer and eliminating the provisions for special permits for antlerless deer and for abrogation of open season on antlerless deer

Respectfully submit the following bill as our report:

JAMES S. BERGER,

FRED P. HARE, JR.

HUGH J. McMENAMIN.

(Committee on the part of the Senate.)

EDWIN W. TOMPKINS,

GEORGE A. GOODLING,

HARRIS G. BRETH,

(Committee on the part of the House of Representatives.)

An Act to further amend Section 501 of the act approved the third day of June one thousand nine hundred thirty-seven (P L 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by regulating the issuance of resident and nonresident hunters' licenses and tags for antlerless deer for the hunting of antlerless deer and eliminating the provisions for special permits for antlerless deer and for abrogation of open season on antlerless deer

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (c) of Section 501 of the act ap-

proved the third day of June one thousand nine hundred thirty-seven (P L 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as last amended by the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P L 810) is hereby further amended to read as follows

Section 501 Open Seasons After investigation or information otherwise obtained by the commission as to the annual game supply the commission may by appropriate rules and regulations a summary of which shall be published as hereinafter specified fix seasons shooting hours and daily season and possession limits or remove protection and declare an open season or increase reduce or close seasons or increase or reduce bag limits for all species of game birds and game animals throughout the Commonwealth or in any part thereof or limit the number of hunters in any designated area and prescribe the methods of hunting therein when in its opinion such action is necessary to assure the maintenance of an adequate supply of such species or when an unbalanced sex ration exists which in its opinion should be corrected or when in the opinion of the commission such additional open season will not jeopardize the future supply of game

* * * * *

(c) Resident and nonresident hunters' licenses and tags for antlerless deer If in any year the commission by resolution declares an open season for antlerless deer it [may in its discretion] shall issue resident and nonresident hunters' licenses and tags for antlerless deer to hunt for or kill such deer at a fee of one dollar and ten cents under such rules and regulations governing the issuance of such licenses and tags as it may deem necessary to limit the number of persons who may hunt for such deer in any county of the Commonwealth provided public notice of such action is given as hereinafter required and provided however that no applications for antlerless deer licenses received from nonresidents shall be approved or licenses issued except during a period of thirty (30) days immediately preceding the opening date of such antlerless deer season Such licenses and tags may be issued only to holders of resident or nonresident hunting licenses

Resident and nonresident hunters' licenses and tags for antlerless deer shall be issued only by the Department of Revenue and by the county treasurers in counties where such deer may be hunted and killed who for that purpose are hereby made agents of the Department of Revenue

For services rendered in collecting and paying over fees and issuing licenses and tags such agents may retain the sum of ten cents from the amount paid by each licensee which amount shall be paid into the county treasury except that such agents may retain therefrom any amounts necessary to reimburse them for any expenses including compensation of employes incurred in collecting such fees and issuing such licenses and tags

Forty per cent of all antlerless deer licenses and tags shall be made available for issuance by the Department of Revenue The remaining sixty per cent shall be made available for issuance by the county treasurers of the county in which such licenses are to be used

When such licenses are issued to restrict the number of persons who may hunt antlerless deer in any county of the Commonwealth any citizen of the United States residing within the Commonwealth who is a bona fide owner or lessee of lands which lie within the county declared open to the hunting of said deer or any member of the family lessee if such person is a citizen of the United States actually residing upon and cultivating such lands is hereby declared eligible to hunt antlerless deer without a resident hunters' license for antlerless deer upon said property and lands immediately adjacent and connected with his own lands other than lands owned by or under the control of the Commonwealth

The term "antlerless deer" and "deer without visible antlers" as used in this subsection or any other provision of the Game Law which this act amends are hereby defined to mean a deer without an antler sometimes called

horn the term "antler" as herein used or in any other provision of the Game Law which this act amends meaning the bony growth on the head of a deer regardless of its size or development

When the commission adopts and promulgates such rules and regulations relative to resident and nonresident hunters' licenses and tags for antlerless deer it is unlawful for any person other than a landowner or lessee of the county or a member of his household as hereinbefore enumerated to hunt for antlerless deer without a resident or non-resident hunters' license and tag for antlerless deer or to take such deer contrary to the rules and regulations adopted by the commission

Section 2 Subsection (d) of Section 501 of said act is hereby repealed

Section 3 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the House adopt the Report of the Committee of Conference?

REPORT OF COMMITTEE OF CONFERENCE RECOMMITTED

Mr. TOMPKINS. Mr. Speaker, I move that the report of the Committee of Conference be recommitted to the Committee of Conference for further consideration.

The motion was agreed to.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. EWING asked and obtained permission for the Committee on Cities and Counties—Second Class to meet during the session of the House.

REPORTS FROM COMMITTEES

Mr. NEEDHAM from the Committee on Cities and Counties—Second Class, reported as committed, House Bill No. 976, entitled:

An Act to amend Section 1 of the act, approved the twentieth day of May, one thousand nine hundred forty-nine (P. L. 1489) entitled "An act providing for a two-platoon system for firemen employed and paid by cities of the second class A and fixing the maximum hours of service in any one day or week for such platoons, with certain exceptions," by further prescribing the maximum hours of service for such employes in any one week.

Mr. SCHMIDT from the Committee on Education, reported as committed, House Bill No. 1185, entitled:

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by authorizing school directors in districts of the third class to elect an associate superintendent in lieu of a district superintendent, prescribing his powers and duties and fixing his compensation.

Mr. TOLL from the Committee on Judiciary, reported as committed, House Bill No. 1555, entitled:

An Act prohibiting the placement or acceptance for placement with any advertising media of advertisements for acquaintanceship with others, stating or indicating the purpose or likely result of matrimony; prohibiting the commercial conduct of matrimonial agencies and services; and prescribing penalties.

Mr. GRANVILLE E. JONES from the Committee on

Public Health and Sanitation, reported as committed, House Bill No. 1562, entitled:

An Act to amend sections one and two of the act, approved the twenty-third day of May, one thousand nine hundred forty-five (P. L. 926), entitled "An act for the protection of the public health by regulating the conduct and operation of public eating and drinking places within this Commonwealth; requiring their licensing; imposing certain duties on the Department of Health of this Commonwealth and on the local health authorities; and providing for the licensing of public eating or drinking places by county departments of health or joint-county departments of health in certain political subdivisions.

Mr. KELLER from the Committee on Education, reported as committed, House Bill No. 1566, entitled:

An Act to further amend subsection C of Section 1 of the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 1145), entitled "An act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships of the first class, school districts of the second class, school districts of the third class and school districts of the fourth class to levy, assess, and collect or to provide for the levying, assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes; and permitting penalties to be imposed and enforced; providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court," by authorizing financially handicapped or distressed school districts to levy additional taxes with certain limitations.

Mr. KELLER from the Committee on Education, reported as committed, House Bill No. 1567, entitled:

An Act to amend Section 672 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by authorizing financially handicapped or distressed school districts to levy additional taxes with certain limitations.

Mr. WHITE from the Committee on Judiciary, reported as committed, Senate Bill No. 5, entitled:

An Act to amend the act, approved the eighteenth day of April, one thousand nine hundred forty-nine (P. L. 512) entitled "An act relating to the administration and distribution of decedents' estates, trust estates, minors' estates and absentees' estates, both as to real and personal property, and the procedure relating thereto; including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases; the appointment, bond, removal and discharge of fiduciaries of such estates, their powers, duties and liabilities; the rights of persons dealing with such fiduciaries, and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees, and containing provisions concerning guardians of the person of minors, the powers, duties and liabilities of sureties and of foreign fiduciaries, the abatement, survival and control of actions and rights of action, and the presumption of death; and also generally dealing with the jurisdiction, powers and procedure of the orphans' court and of the register of wills in all matters relating to fiduciaries," redefining certain words, providing the manner in which oaths of fiduciaries may be taken, prescribing the advertisement of grant of letters, clarifying the time in which accounts must be filed and the circumstances under which distribution can be made without liability to claimants who have not given notice of their claims and further defining the powers of foreign fiduciaries.

Mr. DOWLING from the Committee on Judiciary, reported as amended, Senate Bill No. 172, entitled:

An Act to amend the act approved the fourth day of June one thousand nine hundred forty-five (P. L. 1388) entitled "An act relating to the practice procedure regulations and adjudications of departments departmental administrative boards and commissions independent administrative boards and commissions officers and other administrative agencies of this Commonwealth and judicial review thereof and preserving equitable jurisdiction in certain cases" by redefining "Regulation" changing provisions governing promulgation of regulations imposing duties on the Department of State requiring all appeals to be taken to the Superior Court and enumerating the agencies affected and the extent to which they are affected.

Mr. CLENDENING from the Committee on Motor Vehicles, reported as committed, Senate Bill No. 194, entitled:

An Act to further amend clause (k) of subsection (a) of Section 722 of the act, approved the first day of May one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles tractors street cars trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by including combinations of certain organizations within exemption from fees.

Mr. SAX from the Committee on Judiciary, reported as committed, Senate Bill No. 211, entitled:

A Joint Resolution proposing an amendment to section one article fourteen of the Constitution of the Commonwealth of Pennsylvania permitting county treasurers to hold successive terms.

Mr. CLENDENING from the Committee on Motor Vehicles, reported as committed, Senate Bill No. 236, entitled:

An Act to further amend subsection (a) of Section 722 of the act, approved the first day of May one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the

negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by including Philippine Pacific War Veterans, Navy Club of the United States, and the United States Army Ambulance Corps among the organizations exempt from payment of registration fees of vehicles used by such organizations.

Mr. TAHL from the Committee on Judiciary, re-reported as committed, Senate Bill No. 303, entitled:

An Act relating to the apportionment of estate taxes and providing procedure for enforcement of contribution or exoneration.

Mr. CORR from the Committee on Education, reported as committed, Senate Bill No. 397, entitled:

An Act to further amend Section 11 of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by providing for retroactive service allowance of certain employees.

Mr. ROBERTSON from the Committee on Judiciary, reported as committed, Senate Bill No. 508, entitled:

An Act to amend Sections 1 and 2 of the act, approved the eighteenth day of April, one thousand nine hundred forty-five (P. L. 253, No. 114), entitled "An act relating to suits by shareholders against officers or directors in a corporation, domestic or foreign, to enforce a secondary right because the corporation refuses to enforce rights, which may be asserted by it, requiring that plaintiff be a shareholder at the time of the transaction of which he complains, or that his shares thereafter devolved upon him by operation of law; requiring security for defendant's expenses, including attorneys' fees; and providing for the assessment and recovery of such expenses, including attorneys' fees," by extending the provisions thereof to corporations having no capital stock; and authorizing corporations to indemnify directors, officers and other persons against certain expenses.

Mr. SCHMIDT from the Committee on Judiciary, reported as committed, Senate Bill No. 686, entitled:

An Act providing that evidence obtained through illegal search and seizure shall not be admissible in the trial of any person in any criminal prosecution.

Mr. PAUL F. JONES from the Committee on Judiciary, reported as committed, Senate Bill No. 715, entitled:

An Act to further amend Section 1 of the act approved the third day of May one thousand nine hundred fifteen (P. L. 226) entitled "An act to establish and regulate the fees to be received and charged by the prothonotary of the courts of common pleas of this Commonwealth in counties having over eight hundred thousand and less than one million five hundred thousand inhabitants according to the last preceding United States census" by changing and further fixing the fees to be charged by the prothonotary.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. BOORSE asked and obtained permission for the Committee on Municipal Corporation to meet during the session of the House.

RESOLUTION

RECALLING HOUSE BILL 218 FROM GOVERNOR

Mr. POLEN offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, July 12, 1951.

Resolved (if the Senate concur), that House Bill No. 218, Printer's No. 188, entitled "An Act to further amend section 30 of the act approved the eleventh day of May one thousand nine hundred twenty-one (P. L. 522) entitled as amended 'An act relating to dogs and the protection of live stock poultry and game birds raised in captivity from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock poultry and game birds by dogs and for live stock killed by or dying from rabies and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State Treasury and providing penalties,'" be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1538, entitled:

A Joint Resolution proposing as amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto section twenty-two.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 174, entitled:

An Act to further amend the third paragraph of section eight hundred two of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by changing certain provisions relating to the letting of township contracts.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 623, entitled:

An Act to amend subsection (f) of section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 748) entitled as amended "An act relating to and regulating the purchase and sale of securities providing for the registration and regulation of certain individuals and entities selling contracting to sell or dispose of attempting or offering to dispose of soliciting offers to buy or inducing holders thereof to exchange securities defined herein including securities issued by them or engaging in the business of inducing holders of securities to effect the sale thereof in order to produce funds to pay for other investments sold by them or in the business of buying securities directly from individuals who are not registered hereunder or in the business of advising others as to the value or investment qualifications of securities and the management of investment accounts and the solicitors of such investment advisors providing for the revocation and suspension of registrations conferring powers and imposing duties on the Pennsylvania Securities Commission and otherwise providing for appeals to the Court of Common Pleas of Dauphin County and to the Supreme Court of Pennsylvania conferring jurisdiction upon the several courts of common pleas to issue injunctions against violations of this act and to appoint receivers and prescribing fees and penalties" by changing the exemptions of certain corporations the number of whose stockholders does not exceed twenty-five to companies the number of whose security holders does not exceed twenty-five by exempting certain offerings to directors officers and employees of the issuing company and certain private offerings by companies without any selling commission or fee by extending to companies certain exemptions now available only to corporations by eliminating the requirement that certain exemptions are not available until five days after a claim therefor is mailed or filed and by exempting dealers from filing prospectuses offering securities registered under the Federal Securities Act of 1933

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 861, entitled:

An Act to further amend Section 301 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by further providing for the term of office of president of the Game Commission

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 907, entitled:

An Act to further amend section nine hundred fifteen of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulation of public utilities including to a limited extent municipalities engaging in public utility business by prescribing defining and limiting their duties power and liabilities and regulating the exercise surrender or abandonment of their powers privileges and franchises defining and regulating contract carriers by motor vehicles and brokers in order to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervision of financial and contractual relations between public utilities and affiliated interests and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant costs and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporations (except municipal corporations) subject to regulation the cost of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and superseded by or inconsistent with this act" by permitting motor carriers not qualified to be self-insurers to furnish surety bonds or public liability insurance

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No 1271, entitled:

An Act To amend Section thirteen of the act approved the twenty-seventh day of June one thousand nine hundred forty-seven (Pamphlet Laws 1046) entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts creating a State Tax Equalization Board and prescribing its powers and duties imposing duties on certain local officers agents boards commissions and departments and making an appropriation" by permitting an appeal to the courts from decisions of the State Tax Equalization Board

The first section was read.

On the question,

Will the House agree to the section?

Mr. SPENCER offered the following amendments:

Amend Sec. 1, (Sec. 13), page 2, line 11, by inserting after the word "Valuation" the following: "(a)"

Amend Sec. 1, (Sec. 13), page 3, lines 6 to 15, both inclusive, by striking out the words "If dissatisfied with the action" in line 6, all of lines 7 to 14, and the words "ness of the Court" in line 15.

Amend Sec. 1, (Sec. 13), page 3, line 15, by striking out the words "and finally determined", and inserting in lieu thereof: "subject to any change made pursuant to an appeal to court"

Amend Sec. 1, (Sec. 13), page 3, by inserting between lines 18 and 19, the following:

(b) If dissatisfied with the action of the Board, the school district may, within fifteen days after receiving notice of the board's action, appeal to the Court of Common Pleas of Dauphin County. Any such appeal shall be on the record before the board, but with leave of court, the school district or the board may submit additional evidence. From the decision of the Court of Common Pleas of Dauphin County, either party may within fifteen days appeal to the Supreme Court as in other cases. The hearing and decision of all such appeals shall be expedited as far as consistent with the other business of the court. No appeal hereunder shall act as a supersedeas.

They were agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the House agree to the section?

Mr. SPENCER offered the following amendments:

Section 2. Section 15 of said act, as amended by the act approved the seventeenth day of March, one thousand nine hundred forty-nine (P. L. 311), is hereby further amended to read as follows:

Section 15. Determination and Apportionment of Commonwealth Subsidies.— (a) As soon as possible each year, after the final adjustment of values by the board, and before the determination of any appeal to court, the board shall certify to the Superintendent of Public Instruction the market value of all real property in each school district in the Commonwealth. [Beginning with payment to be made for the school year one thousand nine hundred forty-nine—one thousand nine hundred fifty, each] In the event of an appeal, the prothonotary of Dauphin County shall certify to the Superintendent of Public Instruction the final decision of the Court of Common Pleas of Dauphin County or of the Supreme Court as the case may be. Each school district's assessed valuation to be used for purposes of computing its standard reimbursement fraction shall be the market value of the taxable real property in the school district as finally adjusted and determined upon by the board, [and not the assessed valuation for county tax purposes as now provided by law.] subject to any change in such value made pursuant to an appeal to court.

(b) Beginning with the year one thousand nine hundred [forty-nine] fifty-one and every two (2) years thereafter, [in place of the valuations now required by law to be used for such purposes] the market value of the real property in each school district, as finally adjusted and determined upon by the board prior to the determination of any appeal to court, shall be used by the Superintendent of Public Instruction in ascertaining and determining the amount of funds required to meet payment to school districts and vocational school districts which become due and payable by law within the two fiscal years beginning June first, one thousand nine hundred [forty-nine] fifty-one and ending May thirty-first, one thousand nine hundred [fifty-one] fifty-three, and each biennium

thereafter, and to apportion and allot the same to and among the respective school districts.

(c) In the event that the valuation of property shall be decreased pursuant to an appeal by a school district, the Superintendent of Public Instruction shall revise all calculations made on the basis thereof to conform to the valuation finally fixed by or pursuant to the appeal. In the event that the amount payable to the district has already been certified on the basis of the original valuation, and a greater amount appears by the revised calculations to be due the district, the Superintendent of Public Instruction shall certify to the State Treasurer and Auditor General the amount of the difference between such greater amount and the amount already certified. The amount so certified shall be added to any amount previously certified and shall be paid to the district in the manner provided in Article XXV of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), known as the "Public School Code of 1949." The taking of an appeal to court by any school district shall not hinder or delay the payment of any sum payable to a school district had no appeal been taken.

Amend Sec. 2, page 3, line 19, by striking out the figure "2" and inserting in lieu thereof: "3"

They were agreed to

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. SPENCER offered the following amendments:

Amend Title, page 1, first line of Title, by striking out the words "Section thirteen of".

Amend Title, page 2, last line of Title, by inserting after the word "Board" the following: "and providing for the effect of changes in valuations resulting from such appeals."

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeable to order,

The House proceeded to the second reading and consideration of House Bill No. 1331, entitled:

An Act authorizing and directing the Department of Highways to erect and maintain a bridge over the Susquehanna River between a point in or near the Borough of Millersburg Dauphin County and a point in Perry County, and to provide the necessary approaches and connections with State highways empowering counties to pay certain damages and making an appropriation

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. HOCKER. Mr. Speaker, I move that this bill be re-committed to the Committee on appropriations for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No 1433, entitled:

An Act to add section 17.1 to the act approved the twenty-sixth day of June one thousand nine hundred thirty-one (P. L. 1379) entitled "An act creating in coun-

ties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors a solicitor engineers and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities" by imposing duties on certain owners of and persons who acquire real estate and providing penalties

The first section was read.

On the question,

Will the House agree to the section?

Mr. ROBERTSON offered the following amendment:

Amend Sect. 1 (Sec. 17.1), page 3, line 9, by striking out "devisee or person"

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1484, entitled

An Act to facilitate vehicular traffic across the Commonwealth by providing for the construction operation and maintenance of a turnpike from a connection with the Pennsylvania Turnpike System at such point east of the Susquehanna River as the Pennsylvania Turnpike Commission may decide is most feasible and practicable to a point on or near the boundary line between the Commonwealth of Pennsylvania and the State of New York between the Susquehanna and Delaware Rivers and conferring powers and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds notes or other obligations of the Commonwealth payable solely from revenues of the Commission including tolls or from such funds as may be available to the Commission for that purpose to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds notes or other obligations and for the cost of maintenance operation and repair of the turnpike making such turnpike bonds notes or other obligations exempt from taxation constituting the same legal investments in certain instances requiring suits against the Commission to be brought in Dauphin County prescribing conditions on which such turnpike shall become free providing for grade separations grade changes relocations restorations and vacation of public roads and State highways affected by the turnpike providing for the purchasing or condemnation of land and procedure for determining damages in condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the Commission and authorizing the issuance of turnpike revenue refunding bonds

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1508, entitled:

An Act to amend Section 3 of the act approved the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 535) entitled "An act providing for the redemption of real property purchased by political subdivisions at tax sales upon the payment of the amount charged against the same and costs by installment payments and prescribing the procedure thereof" by providing that default in the payment of any installment when due or the payment of current taxes shall terminate the right of redemption

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1518, entitled:

An Act to amend Section 2001 of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by changing the provisions relating to protests by property owners to the exercise of zoning powers.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration to House Bill No. 1535, entitled:

An Act to amend clause (r) and (s) of subsection B of section four of the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) as added by the act approved the twelfth day of June one thousand nine hundred forty-seven (P. L. 571) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain counts over rates" by clarifying and correcting the provisions of said clauses authorizing Authorities to charge the cost of sewer construction against properties benefited improved or accommodated thereby and providing for the enforcement of such charges

The first section was read.

On the question,

Will the House agree to the section?

Mr. BROWN offered the following amendments:

Amend Sec. 1, page 2, lines 3, 4 and 5, by striking out the words "as added by the act approved the" in line 3, all of line 4, and "Laws 571)" in line 5

Amend Sec. 1, page 3, line 10, by inserting after the word rates" the following: as amended by the act, approved the twelfth day of June, one thousand nine hundred forty-seven (P. L. 571)

They were agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the House agree to the section?

Mr. BROWN offered the following amendment:

Amend the bill, page 5, line 7, by striking out all of said line

It was agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. BROWN offered the following amendment:

Amend title, page 1, lines 3, 4 and 5 of title, by striking out the words "as added by the act ap—" in line 3, all of line 4, and the words "forty-seven (P. L. 571)" in line 5

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 249, entitled:

An Act to amend subsection (a) of section 411 of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender, or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed or kept by persons, associations, companies, corporations, or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over

certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," by relieving cities of the second class A and third class and the counties in which they are located from payment of damages occasioned by and costs of construction, reconstruction, repair and maintenance of certain bridges and viaducts.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. HAROLD G. MILLER. Mr. Speaker, I move that this bill be recommitted to the Committee on Highways. The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 379, entitled:

An Act to add section 4.1 to the act, approved the twentieth day of July, one thousand nine hundred seventeen (P. L. 1143) entitled "An act relating to free, public, nonsectarian libraries and branch libraries within this Commonwealth; providing for their establishment, maintenance, and regulation, and for the maintenance and regulation of such free, public, nonsectarian libraries as may have been already established by the several counties, cities, boroughs, towns, and townships; and providing that all library property, and all gifts, devises, grants, or endowments for library purposes, shall be exempt from taxation; and providing that the several counties, cities, boroughs, towns, and townships may levy taxes, condemn private property, and borrow money for library purposes; and imposing penalties for injuring library property and for violations of library regulations; and repealing existing laws in relation to the above subjects," by further regulating county libraries, permitting cities, boroughs, towns and townships to withdraw from county library districts and payment of county library tax.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 496, entitled:

An Act authorizing the Department of Highways to erect and construct a bridge on Race Street between Sixth and Broad Avenues over certain railroad tracks in the City of Altoona, empowering the Public Utility Commission to fix and determine the proportionate shares of the cost and maintenance thereof, including compensation for damages to adjacent land owners; and making an appropriation.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection,

Senate Bill No. 525, Printer's No. 184 and

Senate Bill No. 591, Printer's No. 237,

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 618, entitled:

An Act to amend Sections 515 and 525 of the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1242), entitled "An act relating to roads, streets, highways, and bridges; amending, revising, consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto," by changing the provisions governing openings in the surface of highways in boroughs, incorporated towns and cities.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILLS PASSED OVER

There being no objection,

Senate Bill No. 636, Printer's No. 445 and

Senate Bill No. 638, Printer's No. 257

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 643, entitled:

An Act to further amend Section 1 of the act approved the thirteenth day of May one thousand nine hundred twenty-seven (P. L. 984) entitled "An act relating to transactions between a person acting on his own behalf and the same person acting jointly with others and to make uniform the law relating thereto" by authorizing the conveyance of his or her interest by one tenant by the entireties alone to the other and validating such conveyance heretofore made

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILLS PASSED OVER

There being no objection

Senate Bill No. 653, Printer's No. 407,

Senate Bill No. 654, Printer's No. 449,

Senate Bill No. 655, Printer's No. 378,

Senate Bill No. 656, Printer's No. 405 and

Senate Bill No. 684, Printer's No. 294,

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 694, entitled:

An Act authorizing cities, boroughs, towns, and townships to accumulate over a period of more than one year monies required to match State grants; and further regulating the budget taxation and appropriation powers of such political subdivisions therefor.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

RESOLUTION

TIME OF NEXT MEETING

Mr. SMITH from the Committee on Rules offered a resolution which was read considered and adopted as follows:

In the House of Representatives July 17, 1951.

Resolved, That when the House of Representatives adjourns this week, it re-convene on Monday, July 30, 1951 at 3:30 o'clock p. m. E. S. T., unless sooner re-convened at the call of the Speaker of the House of Representatives and when the Senate adjourns this week, it re-convene on Mondty, July 30, 1951 at 2:00 o'clock p. m. E. S. T., unless sooner re-convened by the President-Pro-Tempore of the Senate.

Signed by the House Committee on Rules
CHARLES C SMITH
Chairman

ADAM T. TOWER
WILSON L YEAKEL
W. STEWART HELM
AIBERT W. JOHNSON
HERBERT P. SORG

Ordered, That the Clerk present the same to the Senate for concurrence.

TIME EXTENDED ON BILLS

Mr. JOHNSON asked and obtained unanimous consent to extend the time five days on

House Bill No. 774, Printer's No. 621,

House Bill No. 775, Printer's No. 622, and

House Bill No. 1116, Printer's No. 542,

on pages 18 and 19 of today's calendar, bills on second reading postponed.

RECONSIDERATION OF VOTE

Mr. VAN SANT. Mr. Speaker, I move that the vote by which House Bill No. 1356, Printer's No. 513, entitled:

An Act to amend sections one and thirteen of the act approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 940), entitled "An act relating to boarding houses for children; providing for the licensing and inspection thereof; and the adoption of rules and regulations for the maintenance, operation and conduct thereof, by the Department of Welfare; defining offenses; and prescribing penalties," by redefining 'boarding houses for children' and increasing penalties."

was defeated on final passage, Monday, July 9, 1951, be reconsidered.

Mr. WILBUR H. HAMILTON. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Lehigh Mr. Van Sant vote on the final passage of this bill?

Mr. VAN SANT. Mr. Speaker, I voted in the majority.

Mr. SPEAKER. How did the gentleman from Philadelphia Mr. Hamilton vote on the final passage of this bill?

Mr. WILBUR H. HAMILTON. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

Mr. ANDREWS. Mr. Speaker, I understand that if this bill is reconsidered an honest effort will be made to amend it for the purpose of meeting the objections of those who opposed it when the measure fell. And in the hope that it will be possible to amend this measure to meet the desires of the opponents of the bill when it was up before, we will not oppose the motion to reconsider.

On the question recurring,

Will the House agree to the motion?

It was agreed to

On the question recurring,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, I suggest that some member of the Majority group proceed to place this bill on the postponed calendar.

BILL POSTPONED

Mr. VAN SANT. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

The motion was agreed to.

BILL ON FINAL PASSAGE RECALLED FROM GOVERNOR

BILL PASSED OVER

There being no objection

House Bill No. 678, Printer's No. 748

was passed over at the request of the SPEAKER.

BILL ON FINAL PASSAGE

Agreeably to order.

The House proceeded to the consideration on final passage of House Bill No. 1312, as follows:

An Act to provide for the better protection of life and health of the citizens of this Commonwealth by requiring and regulating the examination licensure and registration of corporations engaging in the care preparation and disposition of the bodies of deceased persons and providing penalties and repealing other laws

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Short Title This act shall be known and may be cited as the "Funeral Director Law"

Section 2 Definitions The following terms as used in this act shall unless the context indicates otherwise have the following meanings

(1) The term "funeral director" shall include any person engaged in the profession of a funeral or undertaking or the care embalming disposition or burial of the bodies of deceased persons in his or her own name and on his or her own account whether such persons shall use the title of "undertaker" undertaker and embalmer "embalmer" "funeral director" "mortician" or other term

(2) The word "board" shall mean the State Board of Funeral Directors of this Commonwealth

(3) The word "department" shall mean the Department of Health of this Commonwealth

(4) The term "resident trainee" shall mean any person operating under or with a funeral director for the purpose of learning such business or profession to the end that he may become a licensed funeral director The term shall also include a student apprentice serving as such on the effective date of this act under any law repealed hereby

(5) The word "preceptor" shall mean a licensed funeral director under or with whom a resident trainee is registered and operates

(6) The term "school of embalming" shall mean a school of embalming or mortuary science approved by the board and offering a course of actual class work in didactic and laboratory studies

Section 3 Application for License Qualifications of Applicants (a) Any person not holding a license to practice the profession of a funeral director and desiring to practice such profession in this Commonwealth shall make application for examination and licensure to the board upon a form furnished by it and shall accompany the application by such fee as may be fixed by the department

(b) Each applicant shall be a citizen of the United States at least twenty-one (21) years of age and a graduate of an approved high school of this Commonwealth or have an education equivalent thereto under the rules and regulations of the board

(c) In addition thereto each applicant shall have successfully completed a course of actual class work in didactic and laboratory studies in a school of embalming for a period to be fixed by the board at not less than nine hundred (900) hours nor more than twenty-four hundred (2400) hours and shall have completed two years as a resident trainee

(d) Except in the case of a resident trainee who has registered with the board and has begun his training period before the effective date of this act the required period as a resident trainee shall in each case be served after the applicant has fulfilled his educational requirements

(e) The requirements of a resident trainee as to maximum and minimum hours, the number of cases to be handled and the training and duties included and excluded shall be fixed by rules and regulations of the board. They shall in all cases include a requirement that each resident trainee shall completely embalm at least twenty-five (25) bodies

(f) After person applying for examination and licensure before the first day of January one thousand nine hundred fifty-two may offer in lieu of the foregoing educational requirements twenty or more years' experience with a licensed undertaker or funeral director and was at any time during said period registered as an apprentice

Any person having the qualifications prescribed by subsection (b) of this section registered as a student apprentice under the provisions of existing law or enrolled as a student in a school of embalming prior to the effective date of this act and who has continuously thereafter served as a student apprentice or continued his studies in a school of embalming or either shall be entitled to take the examination for license to practice as a funeral director after he has had practical experience in the business or profession of funeral directing for two years continuously as a resident trainee and has completely embalmed at least twenty-five (25) bodies

Section 4 Registration of Student Trainees Every applicant upon entering the school of embalming shall register with the board annually in such manner as may be provided by the board and shall pay such registration fee as shall be fixed by the department. The secretary of the board shall keep a separate register of applicants in training their names ages residences where they attended school the licensed funeral directors with whom they are associated or the embalming school they are attending and such other information as the board may direct and as provided for by this act

Any applicant registered as a student of any licensed funeral director or embalming school who changes his preceptor or school shall immediately re-register and pay such additional fee as may be fixed by the department. Every funeral director with whom a resident trainee is registered shall immediately notify the board of the termination of such relation

The preceptor to the resident trainee must comply with the qualifications and duties as set forth by the rules and regulations of the board which is given the authority to set standards and limit the number of student trainees with each preceptor

Section 5 Examinations The board shall fix the times and places of examinations and shall give notice thereof to each applicant entitled to take the examination. If the board shall find upon examination that the applicant is of good moral character and is possessed of skill and knowledge of sanitation preservation of the dead disinfecting the bodies of deceased persons the apartment clothing and bedding in case of death from infectious or contagious diseases and has sufficient knowledge experience and training properly to conduct such profession in all its phases the board shall issue to him upon payment of such fee as may be fixed by the department a license to operate as a funeral director and shall register the applicant as a duly licensed funeral director

Section 6 Issuance of Licenses Licenses shall be issued by and bear the seal of the Department of Health and shall be signed by the president and secretary of the

board. Every licensee shall register the fact of the issuance of the license with the board of health department of health or health officer of the municipality or township in which the licensee desires to operate and shall display his license conspicuously in his place of business approved by the board. Licenses and registration cards and certified copies of either shall be prima facie evidence of all matters covered by them

Section 7 Restrictions Preparation Room Original licenses under this act (1) shall be granted only to individuals (2) shall specify by name the person to whom it is issued and (3) shall designate the particular place approved by the board at which the profession of funeral directing shall be carried on. A license shall authorize the conduct of the profession at the particular place of practice so designated and no other and only by the particular person designated. A licensed funeral director may move to a new place of practice which shall be registered with the board

After the thirty-first day of August one thousand nine hundred fifty-two every place in which the profession of funeral directing is carried on shall include a preparation room constructed in accordance with sanitary standards prescribed by the board for the protection of the public health. No food shall be served to the public in any place in which the profession of funeral directing is carried on

Section 8 Conduct of Business Only one license shall be granted to or held by an individual but two or more licensed funeral directors may operate a joint or partnership business at one place only if the business is conducted under the names of all such licensed funeral directors. No funeral director granted an original license under this act shall conduct practice under any other name than the name appearing on his license. No person not licensed under this act shall have any interest in the practice carried on by a licensed funeral director. Upon the death of a licensee the board in its discretion may issue a license and renewal thereof to his estate only for a period not exceeding three (3) years or widows of deceased licensees as long as they remain unmarried. The practice carried on by a licensee's estate or widow shall be under the supervision of a licensed funeral director employed on a full time basis who shall not conduct any other funeral business in his own name nor be directly or indirectly connected with any other funeral establishment

Section 9 Licensees under Prior Laws and from Other States (a) All undertakers' licenses issued under any prior law and being in effect on the effective date of this act shall continue subject to the provisions of this act as to renewal suspension and revocation and to the rules and regulations of the board. Existing licenses to corporations and partnerships and to conduct a practice under a fictitious name shall continue and may be renewed but no original license shall be issued under this act to any corporation or partnership nor to conduct a practice under a fictitious name and no branch licenses shall hereafter be granted

(b) The board may grant licenses to individuals from other states if (1) the standards for licensing are at least as high as those provided hereby (2) similar privileges are accorded persons licensed in this Commonwealth (3) the applicants hold valid licenses from their state of residence and (4) the terms and conditions prescribed by the board are complied with

Section 10 Expiration of Licenses Renewal All valid funeral directors' licenses granted under this or any prior act shall expire on the first day of February following their issuance or renewal. It shall be the duty of the board on or before the first day of November of each year to mail to every licensed funeral director a blank application for renewal of license. Renewal may be effected at any time during the month of January following by the filing of such application with the board together with such renewal fee as may be fixed by the department with the approval of the board. The board may at its discretion renew the license of any funeral director who has failed to make application for renewal before the first day of February

Section 11 Refusal Suspension Revocation The board by a majority vote thereof may refuse to grant refuse to renew suspend or revoke a license of any applicant or licensee whether originally granted under this act or under any prior act for the following reasons

- (1) The practice of any fraud or deceit in obtaining or attempting to obtain a license
- (2) Violation of the health laws of this Commonwealth
- (3) The conviction of a crime involving moral turpitude
- (4) The use of misleading advertising
- (5) Gross incompetency negligence or misconduct in the carrying on of the profession
- (6) Violation of or non-compliance with the provisions of this act or the rules and regulations of the board
- (7) Loaning borrowing or using a license of another or of knowingly aiding or abetting in any way the granting of improper licenses
- (8) Soliciting patronage other than by legitimate advertisement or paying a commission or agreeing to pay a commission to any person or persons for soliciting or for business secured or paying any gratuity to any person with intent to have such person aid in securing business or like unprofessional conduct

Section 12 Procedure (a) All actions of the Board shall be taken subject to the right of notice hearing and adjudication and the right of appeal therefrom in accordance with the provisions of the Administrative Agency Law approved the fourth day of June one thousand nine hundred forty-five (P. L. 1388) or any amendment or reenactment thereof relating to adjudication procedure

(b) Any association of funeral directors or any party in interest shall be entitled to be heard by the board in any proceeding under the Administrative Agency Law Any association of funeral directors or any person having an interest may by an action in equity obtain an injunction to prevent the illegal operation of a person firm corporation or establishment in violation of law or the regulations of the board For such purposes the court of common pleas of the county where the violations occur or where the defendant may be served shall have jurisdiction

(c) The board upon the advice of the Attorney General may maintain an action in the name of the Commonwealth for an injunction or other process against any person to restrain or prevent his practicing the profession of a funeral director in a public or private capacity Any such action shall be instituted in the court of common pleas in any county where the alleged unauthorized practice was committed The court may issue a temporary restraining order or injunction under this act but shall determine any such action on its merits as soon as convenient whether in term time or in vacation Appeals from any final decision of the court to the Superior or Supreme Court shall be as in similar cases No bond shall be required of and no costs shall be taxed against the board on account of any such action No action brought under the provisions of this act shall prevent the prosecution or institution of any civil or criminal action provided by this act for violation thereof or of any rule or regulation of the board promulgated thereunder

Section 13 Practice Without License Exceptions (a) No person shall practice as a funeral director as defined herein in this Commonwealth unless he holds a valid license so to do as provided in this act

The provisions of this subsection shall not apply to the following persons when acting under the direction and supervision of a licensed funeral director

- (1) Employees of any cemetery or crematory whose duties or business extend no further
- (2) Persons acting under the orders of commissioned medical officers of any branch of the armed forces of the United States
- (3) Persons disposing of the bodies of deceased persons lawfully placed at the disposition of legally organized medical surgical or other institutions for the benefit of science
- (4) Persons disposing of the bodies of deceased persons under the authority and direction of the Department of

Health of this Commonwealth in times of actual epidemic or public calamity

(b) No person other than a licensed funeral director or a resident trainee shall prepare or embalm the body of any deceased person

Section 14 Penal Provisions (a) No person shall as an officer of a corporation allow it to practice as a funeral director unless such corporation is duly licensed and qualified so to do under any law repealed hereby and under the rules and regulations of the board

(b) No person shall lend sell buy give or obtain a license as a funeral director or a registration card issued by the board in any other manner than is provided for in this act nor offer or attempt so to do

(c) No person shall attempt to practice under guise of a license or registration card not issued by the board or under cover of a license or registration card obtained illegally or fraudulently or which has been revoked or suspended

Section 15 What Constitutes Practice A person either individually or as a member of a partnership or of a corporation shall be deemed to be practicing as a funeral director within the meaning and intent of this act who

(1) holds himself out to the public in any manner as one who is skilled in the knowledge science and practice of funeral directing embalming or undertaking or who advertises himself as an undertaker mortician or funeral director

(2) permits either as lessee employe associate or in any capacity whatsoever the illegal operation of an establishment or enterprise of any character or description whereby the public is led to believe that therein is offered or available funeral directing or undertaking services or facilities

Section 16 Duties of Board (a) The board shall be charged with the enforcement of this act It shall be empowered to formulate necessary rules and regulations not inconsistent with this act for the proper conduct of the business or profession of funeral directing and as may be deemed necessary or proper to safeguard the interests of the public and the standards of the profession

(b) The board shall appoint an inspector or inspectors whose title shall be "Inspector State Board of Funeral Directors Commonwealth of Pennsylvania" Such inspectors shall be licensed funeral directors who have been actively engaged in the practice of such profession for at least ten years Inspectors shall hold office at the pleasure of the board and shall receive such compensation as shall be fixed by the board with the approval of the department Inspectors shall be empowered to serve all processes and papers of the board and shall have the right of entry into any place where the business or profession of funeral directing is carried on or advertised as being carried on for the purpose of inspection and for the investigation of complaints coming before the board and for such other matters as the board may direct

(c) The board shall keep a record of its proceedings and shall maintain a register of the names and addresses of all persons applying for and those receiving licenses and registration cards under this or any prior act Such register shall be open to public inspection

(d) The board with the Attorney General's consent may employ special counsel in addition to the Attorney General

Section 17 Penalties Any person violating any of the provisions of this act or any rule or regulation of the board promulgated pursuant thereto shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than fifty dollars (\$50) nor more than five hundred dollars (\$500) or undergo imprisonment not exceeding one (1) year or both

Section 18 All fees fines and penalties specified and imposed under this act or any rule or regulation of the board promulgated pursuant thereto shall be paid into the State Treasury through the Department of Revenue

Section 19 The provisions of this act are severable and if any section subsection sentence clause phrase or requirement of this act shall be held to be constitutional such decisions of the court shall not affect or impair the validity of the remaining portions thereof The Legislature

hereby declares that it would have passed this act each section subsection sentence clause phrase and requirement thereof irrespective of the fact that any one or more sections subsections sentences clauses phrases or requirements be declared unconstitutional

Section 20 The act approved the tenth day of June one thousand nine hundred thirty-one (P. L. 485) entitled "An act to provide for the better protection of life and health of the citizens of this Commonwealth by requiring and regulating the examination licensure and registration of persons and registration of corporations engaging in the care preparation and disposition of the bodies of deceased persons and providing penalties" and its amendments are hereby repealed

All other acts and parts of acts are hereby repealed in so far as they are inconsistent herewith

Section 21 The provisions of this act shall become effective immediately upon final enactment

On the question,

Shall the bill pass finally?

Mr. GRANVILLE E. JONES. Mr. Speaker, I had expected to oppose this bill when it first came to the floor of the House. But since it has been amended several times I am satisfied with the bill, and I am ready to vote on the measure.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Amarando,	Good,	Madden,	Rosen,
Andrews,	Goodling,	Madigan,	Rovansek,
Banker,	Graybill,	Markley,	Royer,
Barkdoll,	Greenwood,	Maxwell,	Rubin,
Baumunk,	Greer,	Mazza,	Sarra,
Bear,	Guarnieri,	McConnell,	Sax,
Beaver,	Gutendorf,	McCormack,	Scanlon,
Beech,	Guthrie,	McCullough,	Schmidt,
Berkstresser,	Hagerty,	McDermitt,	Schuster,
Blair,	Hall,	McGee,	Scott,
Bloom,	Hamilton, R. K.,	McInroy,	Seyler,
Boles,	Hamilton, W. H.,	McKinney,	Shoemaker,
Bolton,	Harney,	McMillen,	Shotwell,
Bomberger,	Haudenschild,	McNally,	Smith,
Boorse,	Headlee,	Meiz,	Snider,
Bower,	Helm,	Mihm,	Sollenberger,
Breisch,	Hersch,	Mikula,	Spencer,
Breth,	Hewitt,	Miller, H. G.,	Stimmel,
Brown,	Hocker,	Miller, J. C.,	Stoner,
Bucchin,	Hoggard,	Mills,	Swartz,
Byrne,	Hunter,	Mintess,	Swope,
Cella,	Jenkins,	Monroe,	Tahl,
Clapper,	Johnson,	Moore, C. E.,	Thompson, E. F.,
Clendening,	Jones, G. E.,	Moore, H. A.,	Thompson, R. L.,
Cochran,	Jones, J. M.,	Moran,	Toll,
Conway,	Jones, P. F.,	Muldowney,	Tompkins,
Cooper,	Jones, T. H. W.,	Munley,	Toomey,
Corr,	Jump,	Murray,	VanSant,
Costa,	Kamyk,	Musto,	Varallo,
Coyle,	Keller,	Najaka,	Varner,
Dalrymple,	Kent,	Naugle,	Verona,
Davis,	Kline,	Needham,	Wachhaus,
Dennison,	Kohl,	Olsen,	Waterhouse,
Dougherty,	Kolankiewicz,	Penglase,	Watkins,
Dowling,	Kornick,	Peta,	Weidner,
Duffy,	Kratz,	Petrosky,	Welsh,
Dunn,	Kubacki,	Pettigrew,	Wescott,
Erb,	Lafore,	Piaff,	Westrick,
Ewing,	Lederer,	Pichney,	Whalley,
Fenrich,	Leisey,	Pitzer,	Wheeler,
Ferster,	Leonard, L.,	Polaski,	White,
Filip,	Leonard, W. C.,	Polen,	Williams,
Filo,	Leven,	Price, H. W. Jr.,	Wilt,
Firmstone,	Light,	Readinger,	Wood,
Flack,	Limper,	Reagan,	Yeakel,
Frost,	Lofthus,	Reese,	Yester,
Gaffney,	Lopresti,	Reilly, J. M.,	Yetzer,
Geer,	Lovett,	Rigby,	Young,
Gibson,	Lutty,	Riley, R. L.,	Ziegler,
Gleason,	Lyons,	Robertson,	Sorg,
		Rose,	Speaker

NAYS—6

DuBois,	Reidenbach,	Taylor,	Wargo,
Price, R. A.,	Stank,		

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1476, as follows:

An Act to further amend Article III of the act approved the seventh day of March one thousand nine hundred one (P. L. 20) entitled "An act for the government of cities of the second class" by fixing maximum hours of service for patrolman and providing for compensation for extra services in emergencies.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows,

Section 1 Article III of the act approved the seventh day of March one thousand nine hundred one (P. L. 20) entitled "An act for the government of cities of the second class" as last amended by the act approved the fourteenth day of May one thousand nine hundred thirty-seven (P. L. 625) and as reeacted and amended in part by the act approved the fifteenth day of June one thousand nine hundred thirty-seven (P. L. 1761) is hereby further amended to read as follows

Article III

Department of Public Safety

Section 1 The Department of Public Safety shall be under the charge of one director who shall be the head thereof The care management administration and supervision of the police affairs and all matters relating to the public health to the fire and police force fire alarm telegraph erection of fire-escapes and the inspection of buildings and boiler markets and food sold therein and the construction protection and repair of buildings erected for police and fire purposes shall be in charge of this department

No person shall be employed in this department as a policeman or fireman who is not a citizen of the United States or who has been convicted of crime unless pardoned or who cannot read and write understandingly in the English language or who shall not have resided within the State at least one year preceding his appointment

No patrolman shall be required to be on duty for more than eight out of any twenty-four consecutive hours nor for more than forty-eight hours in any calendar week except in emergency cases for the suppression of riots or tumults or the preservation of the public peace in times of riot conflagration or public celebration and in such cases council shall provide for the payment of extra compensation or time off at the same rate as paid for regular service The existing salary or compensation of any patrolman shall not be diminished of the reduced number of hours of duty prescribed by this amendment

The department shall make suitable regulations under which the officers and members of the fire telegraph and police force shall be required to wear an appropriate uniform It shall be a misdemeanor punishable by a fine not exceeding five hundred (\$500) dollars and imprisonment not exceeding six (6) months or either or both in the discretion of the court for any person to falsely personate by uniform insignia or otherwise any officer or member of the department

The city councils may provide by ordinance a fund for the care maintenance and relief of aged retired disabled or injured policemen or firemen and the families of such as may be injured or killed in the service

No policeman appointed under this act shall be dismissed without his written consent except by the decision of a court either of trial or inquiry duly determined and certified in writing to the mayor which court shall be composed of not less than three and not more than five persons belonging to the police force equal or superior in official position therein to the accused. Such decision shall only be determined by trial of charges with plain specifications made by or lodged with the director of the department of public safety of which trial the accused shall have due notice and at which he shall have the right to be present in person. The persons composing such court shall be appointed and sworn by the director of the department of public safety to perform their duties impartially and without fear or favor and the person of highest rank in such court shall have the same authority to issue and enforce process to secure the attendance of witnesses and to administer oaths to witnesses as is possessed by any justice of the peace of this Commonwealth.

Such charges may be of disability for service in which case the court shall be one of inquiry whose decision may be for the honorable discharge from the service of the person concerned or of neglect or violation of law or duty inefficiency intemperance disobedience of order or unbecoming official or personal conduct in which cases the court shall be one of trial and its decision may authorize the director of the department of public safety to impose fines and pecuniary penalties to be stopped from pay or to suspend from pay or duty or both for a period fixed by them not exceeding one year or to dismiss from the service. The right of appeal of the decision of the trial board shall be made within five days to the civil service board.

It shall be lawful for the director of the department of public safety at his discretion to suspend from duty before trial any person charged as aforesaid until such trial can be had with or without pay as such court shall afterward determine but no trial shall be delayed for more than one month after charge has been made.

The finding of the court of trial or inquiry as aforesaid shall be of no effect until approved by the [city recorder] mayor.

The laws in relation to health buildings and building inspection remain unaffected by any of the provisions thereof and the board of health and the building inspectors shall remain as heretofore and shall be attached to the Department of Public Safety.

Section 2 The provisions of this act shall become effective the first day of January one thousand nine hundred fifty-two.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCallough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,
Berkstressor,	Hagerty,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Meiz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Milkula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsach,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,

Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyte,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Pengilase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
Duffy,	Kubacki,	Pichney,	Weldner,
Dunn,	Lafore,	Pitzer,	Welsh,
Erb,	Lederer,	Polaski,	Wescott,
Ewing,	Lelsey,	Polen,	Westrick,
Fenrich,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fillip,	Leven,	Readinger,	White,
Filo,	Light,	Reagan,	Williams,
Firmstone,	Limper,	Reese,	Wilt,
Flack,	Loftus,	Reidenbach,	Wood,
Frost,	Lopresti,	Reilly, J. M.,	Yeakel,
Gaffney,	Lovett,	Rigby,	Yester,
Geer,	Lutty,	Riley, R. L.,	Yetzer,
Gibson,	Lyons,	Robertson,	Young,
Gleason,	Madden,	Rose,	Ziegler,
Good,	Madigan,	Rosen,	Sorg,
	Markley,	Rovansek,	Speaker

NAYS—1

DuBois,

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON THIRD READING

BILLS PASSED OVER

There being no objection

House Bill No. 488, Printers' No. 476, was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 620, as follows:

An Act to amend clause (b) of section 207 of the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State Liquor Stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by further providing for the fixing of sale prices for Pennsylvania liquor stores.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 Clause (b) of Section 207 of the Act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture pur-

chase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State Liquor Stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" is hereby amended to read as follows

Section 207 General Powers of Board Under this act the board shall have the power and its duty shall be

(b) To control the manufacture possession sale consumption importation use transportation and delivery of liquor alcohol and malt or brewed beverages in accordance with the provisions of this act and to fix the wholesale and retail prices at which liquors and alcohol shall be sold at Pennsylvania Liquor Stores Provided That in fixing sale prices the board shall not give any preference or make any discrimination as to classes brands or otherwise except where special sales are deemed necessary to move unsaleable merchandise or except where the addition of a service or handling charge to the fixed sales price of any merchandise in the same comparable price bracket regardless of class brand or otherwise is in the opinion of the board required for the efficient operation of the state store system The board shall require each Pennsylvania manufacturer and each nonresident manufacturer of liquors other than wine selling such liquors to the board which are not manufactured in this Commonwealth to make application for and be granted a permit by the board before such liquors not manufactured in this Commonwealth shall be purchased from such manufacturer Each such manufacturer shall pay for such permit a fee which in the case of a manufacturer of this Commonwealth shall be equal to that required to be paid if any by a manufacturer or wholesaler of the store territory or country of origin of the liquors for selling liquors manufactured in Pennsylvania and in the case of a nonresident manufacturer shall be equal to that required to be paid if any in such state territory or country by Pennsylvania manufacturers doing business in such state territory or country In the event that any such manufacturer shall in the opinion of the board sell or attempt to sell liquors to the board through another person for the purpose of evading this provision relating to permits the board shall require such person before purchasing liquors from him or it to take out a permit and pay the same fee as hereinbefore required to be paid by such manufacturer All permit fees so collected shall be paid into the State Stores Fund The board shall not purchase any alcohol or liquor fermented distilled rectified compounded or bottled in any state territory or country the laws of which result in prohibiting the importation therein of alcohol or liquor fermented distilled rectified compounded or bottled in Pennsylvania

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,

Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
Duffy,	Kubacki,	Pichney,	Weldner,
Dunn,	Lafore,	Pitzer,	Welsh,
Erb,	Lederer,	Polaski,	Wescott,
Ewing,	Lelsey,	Polen,	Westrick,
Fenrich,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Filip,	Leven,	Readinger,	White,
Filo,	Light,	Reagan,	Williams,
Firmstone,	Limper,	Reese,	Wilt,
Flack,	Loftus,	Reidenbach,	Wood,
Frost,	Lopresti,	Reilly, J. M.,	Yeakel,
Gaffney,	Lovett,	Rigby,	Yester,
Geer,	Lutty,	Riley, R. L.,	Yetzer,
Gibson,	Lyons,	Robertson,	Young,
Gleason,	Madden,	Rose,	Ziegler,
Good,	Madigan,	Rosen,	Sorg,
	Markley,	Rovansek,	Speaker

NAYS—1

DuBois,

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 855, as follows:

An Act to amend the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State Liquor Stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" and of fees and imposing penalties" by permitting the sale and possession of wine in packages not bearing the official seal of the board

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (f) of Section 208 Subsection (d) of

Section 305 subsection (e) of Section 409 and Clause (4) of Section 491 of the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State Liquor Stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" are hereby amended to read as follows

Section 208 Specific Subjects on Which Board May Adopt Regulations Subject to the provisions of this act and without limiting the general power conferred by the preceding section the board may make regulations regarding

(f) The sealing and labeling of liquor and alcohol sold under this act and of liquor and alcohol lawfully acquired by any person prior to January first one thousand nine hundred and thirty-four This section shall not be construed to authorize the board to require that packages containing wine have affixed thereto the official seal of the board

Section 305 Sales by Pennsylvania Liquor Stores

(d) No liquor or alcoholic except wine shall be sold to any purchaser except in a package bearing the official seal of the board required by this act [which] and no package shall [not] be opened on the premises of a Pennsylvania Liquor Store No manager or other employe of the board employed in a Pennsylvania Liquor Store shall allow any liquor or alcohol to be consumed on the store premises nor shall any liquor or alcohol on such premises

Section 409 Sacramental Wine Licenses Fees Privileges Restrictions

(e) Any wine purchased under the authority of this section shall not be used for any other than sacramental or religious purposes Sacramental wine may not be sold by any person except the holder of a sacramental wine license [All original containers from which sacramental wine is dispensed shall bear the official seal of the board]

Section 491 Unlawful Acts Relative to Liquor Alcohol and Liquor Licensees

It shall be unlawful

(4) Liquor packages without official seal for any person except a manufacturer or the board or the holder [of a sacramental wine license or] of an importer's license [for a priest clergyman or rabbi who has purchased wine from the holder of a sacramental wine license] to have or keep any liquor except wine within the Commonwealth unless the package (except the decanter or other receptacle containing liquor for immediate consumption) in which the liquor is contained while containing that liquor bears the official seal of the board The use of decanters or other similar receptacles by licensees shall be permitted only in the case of wines and then only in accordance with the regulations of the board but nothing herein contained shall prohibit the manufacture and possession of wine as provided in (2) of this section

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. MORAN. Mr. Speaker, I believe it would be very

good policy for somebody on the other side of the House or the sponsor of this bill to explain just what this bill does before you call the roll.

Mr. ZIEGLER. Mr. Speaker, the sponsor of the bill Mr. Waterhouse, I understand, is ill.

Very briefly I would like to say that House Bill 855, Printer's No. 664, does this; it eliminates the mandatory placing of the seal of the Commonwealth on each bottle of wine. In lieu thereof only the seal of the Commonwealth needs to be placed on the package and not on the individual bottle.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—82

Banker,	Goodling,	McCullough,	Shoemaker,
Barkdoll,	Graybill,	McInroy,	Shotwell,
Baumunk,	Greenwood,	McKinney,	Smith,
Bear,	Greer,	Metz,	Snider,
Blair,	Gutendorf,	Mikula,	Stank,
Bloom,	Hamilton, W. H.,	Miller, H. G.,	Stimmel,
Bolton,	Harney,	Miller, J. C.,	Stoner,
Brown,	Hocker,	Mintess,	Swartz,
Clapper,	Johnson,	Moore, C. E.,	Tahl,
Clendenning,	Jones, T. H. W.,	Moore, H. A.,	Thompson, R. L.,
Costa,	Jump,	Najaka,	VanSant,
Dalrymple,	Kline,	Naugle,	Wachhaus,
Davis,	Kohl,	Pfaff,	Watkins,
Dennison,	Kratz,	Pitzer,	Weidner,
Dowling,	Lafore,	Polaski,	Whalley,
DuBois,	Lelsey,	Polen,	White,
Ewing,	Leonard, W. C.,	Readinger,	Williams,
Fenster,	Lovett,	Rigby,	Ziegler,
Frost,	Markley,	Riley, R. L.,	Sorg,
Gibson,	McConnell,	Robertson,	Speaker,
Gleason,	McCormack,	Rubin,	

NAYS—80

Amarando,	Firmstone,	Leven,	Reagan,
Andrews,	Good,	Light,	Reese,
Beaver,	Guthrie,	Lopresti,	Reidenbach,
Beech,	Hagerty,	Lutty,	Reilly, J. M.,
Berkstresser,	Hall,	Lyons,	Rovansek,
Bomberger,	Hamilton, R. K.,	Maxwell,	Sarra,
Boorse,	Headlee,	McDermitt,	Scanlon,
Bower,	Helm,	McGee,	Schmidt,
Breth,	Hewitt,	McMillen,	Schuster,
Bucchin,	Hunter,	Mills,	Sollenberger,
Byrne,	Jenkins,	Monroe,	Swope,
Cochran,	Jones, G. E.,	Moran,	Toll,
Conway,	Jones, J. M.,	Muldowney,	Tompkins,
Corr,	Jones, P. F.,	Munley,	Wargo,
Coyle,	Kamyk,	Musto,	Wescott,
Dougherty,	Keller,	Needham,	Westrick,
Duffy,	Kent,	Pengase,	Wilt,
Dunn,	Kubacki,	Petrosky,	Wood,
Fenrich,	Lederer,	Price, H. W. Jr.,	Yeakel,
Filo,	Leonard, L.,	Price, R. A.,	Yester,

NOT VOTING—45

Boles,	Hoggard,	Olsen,	Taylor,
Breisch,	Kolankiewicz,	Peta,	Thompson, E. F.,
Cella,	Kornick,	Pettigrew,	Toomey,
Cooper,	Limper,	Pichney,	Varallo,
Erb,	Loftus,	Rose,	Varnier,
Flack,	Madden,	Rosen,	Verona,
Gaffney,	Madigan,	Royer,	Waterhouse,
Geer,	Mazza,	Sax,	Welsh,
Guarnieri,	McNally,	Scott,	Wheeler,
Haudenschild,	Mihm,	Seyler,	Yetzer,
Hersch,	Murray,	Spencer,	Young,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 959, as follows:

An Act to amend the act approved the twentieth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania liquor control board providing for the establishment and operation of State Liquor Stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by further regulating and limiting the issuance of distributors' and importing distributors' licenses. The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsections (b) and (c) of Section 431 of the Act approve dthe twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting and manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcohol liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania liquor control board providing for the establishment and operation of state liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" are hereby amended to read as follows

Section 431 Manufacturers' Distributors' and Importing Distributors' Licenses * * * * *

(b) The board [shall] may in its discretion issue to any reputable person who applis therefor pays the license fee hereinafter prescribed and files the bond hereinafter required a distributor's or importing distributor's license for the place which such perso ndesires to maintain for the sale of malt or brewed beverages not for consumption on the premises where sold and in quantities of not less than a case of twenty-four containers each container holding seven fluid ounces or more or a case of twelve containers each container holding twenty-four fluid ounces or more and such containers to be the original containers as prepared for the market by the manufacturer at the place of manufacture such license shall authorize the holder thereof to sell or deliver malt or brewed beverages in quantities above specified anywhere within the Commonwealth of Pennsylvania which in the case of distributors have been purchased only from persons licensed under this act as manufacturers or importing distributors and in the case of importing distributors have been purchased from manufacturers or persons outside this Commonwealth engaged in the legal sale of malt or brewed beverages or from manufacturers or importing distributors licensel under this article

(c) The aforesaid licenses shall be issued only to reputable individuals partnerships and associations who are or whose members are citizens of the United States and have to for two years prior to the date of their applications been residents of the Commonwealth of Pennsylvania or to reputable corporations organized or duly registered under the laws of the Commonwealth of Pennsylvania Such licenses shall be issued to corporations duly

organized or registered under the laws of the Commonwealth of Pennsylvania only when it appears that all of the officers and directors of the corporation are citizens of the United States and have been residents of the Commonwealth of Pennsylvania for a period of at least two years prior to the date of application and that at least fifty-one per centum of the capital stock of such corporation is actually owned by individuals who are citizens of the United States and have been resident of the Commonwealth of Pennsylvania for a period of at least two years prior to the date of application

Before a distributor's or importing distributor's license is issued or renewed the board shall be satisfied that the applicant has proper and adequate facilities to keep and store malt or brewed beverages and deliver such malt or brewed beverages to retail licenses and consumers

The board shall not issue new distributor's or importing distributor's licenses in any license district more than twice each license year effective from specific dates fixed by the board and new distributor's or importing distributor's licenses shall not be granted unless sthe application therefor is filed at least thirty days before the date fixed for granting new licenses

Section 2 of said act is hereby amend by adding at the end thereof a new subsection to read as follows

Section 437 Prohibitions Against the Grant of Licenses

* * * * *

(f) No new distributor's or importing distributor's license shall hereafter be granted by the board in any county of the Commonwealth where the combined number of distributor and importing distributor licenses exceeds one license for each ten thousand inhabitants or fraction thereof of the county in which the license is to be issued Provided That a combined total of five such licenses may be granted in any county of the Commonwealth

Nothing in this subsection shall be construed as denying the right of the board to renew or to transfer existing distributor's or importing distributor's licenses or to exchange a distributor's license for an importing distributor's license or to exchange an importing distributor's license for a distributor's license upon adjustment of the applicable fee notwithstanding that the number of such licensed places in the county shall exceed the limitation hereinbefore prescribed Provided That no distributor's licens or importing distributor's license shall be transferred from one county to another county so long as the quota is filled in the county to which the license is proposed to be transferred

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. LOVETT, Mr. Speaker, House Bill 959 is not part of a package. This bill is not part of the package, and I understand from very good authority that they intend to amend this bill in the Senate. If that is true, I think the House of Representatives should not allow that to be done. We should not pass bills to the Senate with the understanding of amendments.

MOTION TO RECOMMIT

Mr. LOVETT, Mr. Speaker, I move that this bill be recommitted to the Committee on Liquor Control for further study and possible amendment.

On the question,

Will the House agree to the motion?

The Speaker declared tde "nays" appear to have it.

Whereupon, a division was called for, less than a majority having voted in the affirmative the question was determined in the negative and the motion was not agreed to.

On the question recurring,
Shall the bill pass finally?

Mr. LOVETT. Mr. Speaker, this bill that we are about to vote upon, in my mind, in the first place, is un-American. It establishes a quota law for the distributors in Pennsylvania. Quota laws of themselves are un-American.

We found after passing the liquor laws back in the 1933 session that the Legislature itself,—and I defy anyone to deny that the intent of the Legislature at that time was that clubs did not come under the quota law. By maneuver they eventually placed the clubs under the quota law in Pennsylvania and we know the troubles we are having today are due to the fact that ex-servicemen's clubs cannot be licensed in Pennsylvania under the quota law.

You are not voting on a bill that will place the distributors under a quota law, and the boys that are returning from this war, who are now in Korea will find the bars placed to stop them in entering the business of distributors in Pennsylvania.

As I said before, it is un-American; we should not monopolize any particular business.

The boys who are now fighting for our country should be given the opportunity when they return to enter this particular industry if they see fit.

Not so long ago a gentleman in my legislative district called on me to use my influence to allow his son who has served in World War II to be able to take out a distributor's license.

The same thing will apply when the boys come back from this particular war. I say to you today, the proper way to correct the evils in the distributing business in Pennsylvania is not by freezing those people into the business who are undesirable. This bill should have been recommitted to Committee and there should have been some standards set up so that the distributors in Pennsylvania would be proud of the business they are now in. In that way you could have eliminated the undesirables in the distributing business.

So my friends I plead with you this morning to think before you vote for this bill, because the boys will come back and say to you, "You as Members of the Legislature closed the door while we were away fighting for our country."

Mr. CORR. Mr. Speaker, I would like to interrogate the gentleman from Westmoreland, Mr. Lovett.

The SPEAKER. Will the gentleman from Westmoreland, Mr. Lovett, permit himself to be interrogated?

Mr. LOVETT. Mr. Speaker, I would be very glad to.

Mr. CORR. Mr. Speaker, I would like to know whether the gentleman from Westmoreland is familiar with the decision of the Quarter Sessions Court of Lehigh County in the case of Goodwill Fire Company versus Bethlehem at 166 PA Superior, page 42?

Mr. LOVETT. Mr. Speaker, in answer to the gentleman I would advise him that I am not an attorney, and that the only knowledge I have of the particular case he mentions is that he drew it to my attention either yesterday or the day before, and I informed him at that particular time on my position and the way I felt about that particular ruling.

Mr. CORR. Mr. Speaker, for the benefit of the other Members of the House I will read an excerpt.

Today it is accepted as true that there is a direct

relationship between the public welfare and the ratio of licenses of all descriptions to the population.

Even our courts have come to that conclusion. So I am at a loss to understand upon what the gentleman from Westmoreland bases his conclusion that it is unAmerican to have quotas.

Mr. LOVETT. I did not understand the gentleman's question.

The SPEAKER. Will the gentleman from Allegheny Mr. Corr, repeat his question?

Mr. CORR. The gentleman has made the statement that it is unAmerican to have quotas. So I read from a court decision which recognizes that quotas are legal.

Mr. LOVETT. Mr. Speaker, I at no time said that they were illegal. There are a lot of things legal in Pennsylvania that I do not subscribe to. Many, many things are legal that I do not subscribe to.

Mr. CORR. Mr. Speaker. I would like to further interrogate the gentleman from Westmoreland in connection with his statements?

Does the gentleman from Westmoreland know that this is a highly competitive business and that for a new GI to return and enter into it he would be met with the following problems:

First, it is an overcrowded field, and secondly since we have quotas for taverns and clubs they already have their distributors, so the only field left for the GI would be the home trade.

Mr. LOVETT. Mr. Speaker, in answer to the gentleman's question I would say that the GI who came back and entered the trade would certainly, if there was any consideration given to men who sacrificed in the interest of their country, at least the home trade business should be his.

Mr. CORR. Mr. Speaker, I would ask the gentleman if he is familiar with the position of labor in connection with this bill?

Mr. LOVETT. Mr. Speaker, in answer to the gentleman, as far as labor is concerned I could not by any stretch of imagination know why labor would prevent people from entering into a business of any kind in which the labor unions have the opportunity to organize such people.

Mr. CORR. In other words the gentleman is not familiar with their position on this bill?

Mr. LOVETT. Their position on this bill I am not familiar with, due to the fact that I could not understand why any labor organization would object to people entering into any business in which they now have the right to organize those people and care for their interests.

If the gentleman could explain to me why any labor organization should be interested in this bill I would greatly appreciate it.

Mr. CORR. Mr. Speaker, in the first place, before an employer can hire or pay employees he must have some security. Under the present setup the breweries can cut off the supply to any distributor tomorrow. Therefore with a bill of this type you will be able to attract into the distributing business a higher type of business man who can meet his payroll, who can offer steady employment to his employers.

Mr. LOVETT. Mr. Speaker, if the gentleman is telling me the reason why a labor organization is in favor of this

particular bill, he tells me in one breath that the profession, or the business or the trade is overcrowded, and in the next breath he tells me that we should get reliable people. If you set up a quota you will never get any reliable people; the ones that are there now will stay there forever.

The SPEAKER. Does the gentleman from Allegheny Mr. Corr desire to further interrogate the gentleman from Westmoreland Mr. Lovette?

Mr. CORR. No I do not, not at this time Mr. Speaker. I would like permission to discuss the bill further.

This bill is a step in the right direction. It is not the answer to all the bills of the distributors. It will attract to the business and keep in the business men who are there on their own ability and not those who are in there or get into it on a basis of whom they know. Rather it would be a question of what they know. It is a highly competitive business. There is no security at the present time and this is a step in the right direction. I ask support for this bill.

Mr. MAXWELL. Mr. Speaker, I dislike very much to disagree with my learned colleague, Mr. Lovett from Westmoreland, but he seems to have very ably wrapped the American flag completely around this bill. And as I intend to vote for this bill, for the sake of the record, I surely do not want to be considered un-American by voting for this bill.

As a member of two of the major veteran organizations, none of them have contacted me in opposition to this bill. I am sure if this bill were so vital to the welfare of the men who are fighting for us now, that those organizations would be on their toes in opposing it. To date I do not know of their opposing the bill. Therefore, I do not think it quite fair to call the men un-American who intend to vote for this bill.

Mr. LOVETT. Mr. Speaker, in answer to my good friend, Mr. Maxwell, I did not by any stretch of imagination say that people who were going to vote for this bill were un-American. And for Mr. Maxwell to unwrap this flag which I put around the bill, he cannot by any manner of means get up here and by a few statements unwrap it. Because we found after World War II, that we did have the door closed to the service men who wanted club licenses, and you will find that the same thing will apply here.

My good friend Mr. Corr from Allegheny County, in his interrogation, pointed out a very good reason why I think we should recommit this bill and do something for the distributors in Pennsylvania. He told you that the breweries ruled and controlled the distributors in Pennsylvania. You do not cure that by putting in quota laws. If those conditions exist, we had better do something about controlling the brewery business in Pennsylvania.

I want everyone here to know that I am not interested in the breweries. I am not interested in any particular distributor. It is the principle with me. For the life of me, I do not know how you can say that the business you are trying to do something for, that there are undesirables in it, and that it is overcrowded; but you are now going to place a circle around those people and say: "You should be in and they shall be out."

My friends, I think it is very un-American, and I say

to you that quota laws, up and down, are un-American. Free enterprise—we shout it from the house tops. Competition—free competition. So, I plead with you again to defeat this bill and get a bill that really does something in the interest of the distributors in Pennsylvania.

Mr. ANDREWS. Mr. Speaker, the liquor business is a business that exists by reason of sufferance. It is properly subject to regulations, it must be regulated. If all the GI's in the service at home and abroad are coming back to get in the distributing business, something should be done about it. The first thing we should do for the protection of the public is to pass this bill.

Mr. LOPRESTI. Mr. Speaker, I am in complete accord with Mr. Lovett regarding this bill. No one questions the fact that there are some evils in the distribution of beer, and perhaps there are too many distributors in the state of Pennsylvania; but quota laws, as he has previously said, are un-American. Anything which stifles free competition, in my opinion, is un-American, especially when that competition has an adverse effect upon the public.

That is the situation today—and why this law? Some people say there are too many distributors, and that point we will concede. What harm do they do? The harm they do is that they sell beer to the public and to the tap owners, perhaps under the rate which some associations have taken upon themselves to establish as a fair price for beer. The price of beer is not regulated by the Liquor Control Board, but is regulated by associations and individuals themselves. Under the system of free enterprise that we have now, persons engaged in the distributing business sell at a price on which they think they can operate. Maybe falsely so—maybe some of them are operating at a loss. If they are, eventually they will fall by the wayside.

Now, if the public were involved directly in this business, it would be different.

The question of taprooms and clubs has been mentioned. There you have a different situation. There you have the public actually going in and drinking in these different places, and the places themselves can become dives. If free competition reaches a point where it gets too tough, they can become dives and serve adulterated products, and there are a lot of evils that can creep in. But in the distributor business, those evils cannot creep in. The only thing that can happen is that one distributor will sell the beer at a lower price than others. Now then, if that evil exists, there is a remedy.

I say to you Members of the House that there is only one thing with which we should be concerned when it comes to distributors of beer. That is that the men who distribute beer are of good moral character and that they have financial responsibility. That we could take care of by the proper sort of a bill. We could pass a bill in this Legislature which would require any person before he enters the beer distributing business to have some financial responsibility. We could require that he have the proper facilities for engaging in the business and then we could require good moral character previous to licensing that individual. If such a bill were to be presented I would be heartily in accord with it, because the evils which are existent now could be corrected in that manner. But when you bring about quotas then you bring about a situation which, as Mr. Lovett has said, is un-American. Why

should not the boy who is in Korea or in Germany, or perhaps the boy who is now 15 or 16 years old have the same equal opportunity to engage in the beer distributing business when he arrives of age? Why should that privilege be denied him if he can furnish financial responsibility and show a good moral character? Is there any reason why the public is suffering from the fact that there are too many beer distributors? If there is a reason, I would like to know what the reason is which involves moral turpitude or the morality of the public.

Mr. CORR in his argument has attempted to bring out the Goodwill license case. The point in that particular case which has always disgusted me is the fact that I understand that in the Journal of this House it appears upon the records of this House that when the law was passed so far as retail liquor dealers were concerned when being asked upon the floor of the House, the sponsor said this does not apply to clubs. It is not the intention of this legislation to apply to clubs. Yet the courts in their decisions have completely overlooked and have completely ignored the true intent and purpose of this legislation. In other words, it is my opinion that the Courts in their decision usurped the power of this Legislature when they have gone beyond the legislative intent of the law. I am told—and I am not prepared to prove it at this moment—that in the Legislative Journal of this House would appear the statement by the sponsor of the bill at the time it was passed that it was not intended to place a quota upon clubs. If that is the case, then, of course, the courts, I believe, were at fault. And of course, as I have pointed out previously, the issue involved with reference to clubs and taprooms is quite different from the issue involved when a man delivers a case of beer to a home or delivers a case of beer to a taproom. He has no public relation there other than delivering, picking up the money and "goodbye."

As a veteran, as a state Judge Advocate, of the State Department of Pennsylvania, I am now, on behalf of those veterans who are unable to secure licenses—and I do not believe all of them, as suggested by the gentleman from Cambria, Mr. Andrews, will come back and want to be beer distributors—but if there is one in each county, if there is only one in the state of Pennsylvania, he should not have that right taken away from him, when he is fighting our battles over in Korea, or perhaps stationed in Germany. If there is just one of those men who is being denied his right to engage in a lawful business, I say this is an unjust action. I am thoroughly opposed to quotas except when they are necessary to protect public welfare, and as I have pointed out in this particular instance, it is not necessary.

Mr. GUARNIERI. Mr. Speaker, I wish to join in the statements made by Mr. Lopresti and Mr. Lovett. I think the cardinal principle of the American systems has been free competition, laissez faire. The very basis of the American revolution was fought on that principle. We had the British impositions and restrictions and we wanted a system where every man could compete fairly with anyone else.

I think that every man here should examine his conscience and see what this legislation means.

Of course, temporarily it might save those distributors who presently might be subjected with certain evils due

to competition. But these are larger principles. The principle of free competition and laissez faire. And I think we should bear in mind that there is a distinction here between the consumption or distribution by distributors. Make that distinction in your mind first. Therefore we should say that this is not a particular business which the state should regulate or place quotas upon. If we set a precedent here what is to stop us in the event that any other industry comes to this House and say, "Gentlemen, we are suffering from the evils of competition, grant us quotas and restrictions." And a third business and a fourth, they who are seeking the protection of government. It is a new mercantilism as I see it and we should now stand against this legislation and not establish a bad precedent in Pennsylvania.

I join with the gentlemen for that reason.

Mr. LOVETT. Mr. Speaker, I do not intend to prolong the debate on this bill, and I hate to disagree with my Floor Leader, Mr. Andrews, on this particular piece of legislation.

He says that the liquor business needs regulation. If I recall, Mr. Andrews was here in 1933 when I was here and we passed what were known as the Pinchot bills in 1933. There were no quotas. There were certain standards that you had to meet. I agree on that.

If evils have gotten into the trade of the distributors, let us not say that the law enforcement bodies of the state of Pennsylvania cannot meet with those problems. We should bow our heads when we say that our law enforcement has come to the place where they cannot meet the problems of the day.

I say to you sincerely that we should not pass this bill today. If regulation is needed I am one who will be only too glad to regulate and demand that the interests and the standards of the particular trade be placed into law and then we will have done something in the interest of that particular trade.

Mr. TOMPKINS. Mr. Speaker, a point in my opinion which has been completely overlooked in connection with the argument on this bill is, just exactly how much of a quota bill is it?

The bill itself provides that there shall be one license for each ten thousand population. It puts a proviso in, however, that there may be five such licenses issued in any one county.

If you will go over the census of the state of Pennsylvania I think you will find that there are twenty-three counties in the State of Pennsylvania that have less than the population of fifty thousand. Those twenty-three counties will not be put on a quota basis equal to those with a population of over fifty thousand. Therefore, I cannot see any equality in the quota which is set up in the bill.

Mr. PFAFF. Mr. Speaker, in listening to the debate on this particular bill I think it is normally conceded that the business of distributing in Pennsylvania is already overcrowded.

I would just like to in my own way unwrap the American flag that has been tied around this bill. I think if we pass this particular legislation we will be doing the GI's a favor, in keeping them from going into an already overcrowded field and a highly competitive one.

As I understand the figures, New York today, a much

more populated state than this, has about only one-third of the distributing licenses that this Commonwealth has.

I believe some regulating is necessary to put this highly overcrowded business in good shape, and I think this is a good piece of legislation and the Members of the House should support it.

Mr. MAXWELL. Mr. Speaker, I would just like to make clear one point. It has been stated on the floor that we are setting a precedent if we pass this bill. Now, I say that we are not setting a precedent. The precedent has already been set. You have your monopoly, your state liquor stores, you have your licensing, your taproom is under the quota. That precedent was set and you have your clubs under the quota. Therefore, I do not see, with any conceivable stretch of the imagination, how we are setting the quota.

If these gentlemen are so interested in the returning veteran why do not we do away with the greatest monopoly in the state of Pennsylvania, the state liquor store? Why do we not throw the quota open on the clubs and let these veterans' organizations have a chance to survive? Instead of that they have this quota on the veteran's clubs, they cannot get licenses and some of them are slowly starving to death. If they are so interested in the returning GI why do they not eliminate the quota on licensees and let everyone go into business.

Therefore, Mr. Speaker, I think inasmuch as no veteran's organization is opposing this bill the CIO and the AFofL labor unions are both in favor of this bill, I cannot see how any Member of this House can be wrong in voting for this bill.

Mr. ZIEGLER. Mr. Speaker, if I may prevail upon the time of this House for just a few moments, I rise to speak in favor of House Bill 959 commonly known as the distributors' quota.

At the present time distributors' licenses are not within the quota. I might tell this House that in the Commonwealth of Pennsylvania there are more distributors' licenses than in any state in the Union.

It is the only license that is not brought within a quota at the present time. This bill would no remove any present licensee. All future licensees would have to come within a quota and that being on a basis of one for every ten thousand persons.

I must also inform my colleague who raised the question about a minimum of five for any county, that under the present Act there may be as many in any county as desired but this would place five in there. They need not take five but they could not get any more than five if the population would not warrant more than five distributors' licenses.

I think the bill is a good bill. I think it should be supported by every Member of the House and I therefore ask the support of every Member on House Bill 959.

Mr. LOPRESTI. Mr. Speaker, I desire to interrogate the gentleman from Dauphin, Mr. Ziegler.

The SPEAKER. Will the gentleman from Dauphin, Mr. Ziegler, permit himself to be interrogated?

Mr. ZIEGLER. I shall, Mr. Speaker.

Mr. LOPRESTI. What moral question will be cured by the quota law?

Mr. ZIEGLER. Mr. Speaker, at the present time there are many persons acting as distributors who could not

secure a retail license. The quota was filled. They did not have the finances, the building, nor they did not meet any of the requirements.

Under the present Act there are no requirements that have to be met. If any individual filing an application had the necessary filing fee, the board had to give him a distributor's license, with the result that many persons are now going around with small trucks and they are, I would not say bootlegging, but I would say they are hawking or peddling beer by the case, and in many instances we have been informed they are peddling by the bottle.

Mr. LOPRESTI. Now the gentleman has given me a fine explanation of the economic question that would be settled or cured. I would like to know what moral question would be cured by establishing a quota?

Mr. ZIEGLER. Mr. Speaker, I am not certain what if any moral question would be cured by placing the distributors in the quota.

Mr. LOPRESTI. Mr. Speaker, in other words, the gentleman is supporting this bill because it cures an economic situation.

Now then in like manner if we have too many drug stores, if we have too many food stores, or if we have too many food distributors in the wholesale end of it, would the gentleman likewise pass a quota bill to cure an economic situation?

Mr. ZIEGLER. Mr. Speaker, I think the question is irrelevant, but in answer I would say I would not. I think the liquor traffic is something that we could very well get along without.

Mr. LOPRESTI. Mr. Speaker, what makes the distinction, if there are no moral questions involved?

Mr. ZIEGLER. Mr. Speaker, in my mind the distinction is just a necessity.

Mr. LOPRESTI. A necessity for what reason?

Mr. ZIEGLER. Mr. Speaker, personally I do not think there is any need for any additional distributors' licenses. In the first place the whole question of the liquor traffic depends upon the vote of the individual. As it was brought back so can it be destroyed. The entire industry can be destroyed over night by the vote.

Mr. LOPRESTI. Mr. Speaker, if there were too many drug stores and no longer a need for them, would the gentleman discontinue licensing druggists because you already have enough?

Mr. ZIEGLER. Mr. Speaker, I would not.

Mr. LOPRESTI. The gentleman would not, but he is willing to limit beer distributors because he thinks there are now enough of those?

Mr. ZIEGLER. Mr. Speaker, I am.

Mr. LOPRESTI. Mr. Speaker, the gentleman has stated before that he knows of no moral question that will be cured by the quota law.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—158

Amarando,
Andrews,
Banker,
Barkdoll,

Geer,
Gibson,
Gleason,
Goodling,

McCormack,
McCullough,
McDermitt,
McGee,

Robertson,
Royer,
Rubin,
Sarrat,

Baumunk,	Graybill,	McInroy,	Sax,
Beas,	Greenwood,	McKinney,	Scanlon,
Beaver,	Greer,	McNally,	Schmidt,
Beech,	Guthrie,	Metz,	Shoemaker,
Berkstresser,	Hagerty,	Mihm,	Shotwell,
Blair,	Hall,	Milkula,	Smith,
Bloom,	Hamilton, R. K.,	Miller, H. G.,	Snider,
Bolton,	Hamilton, W. H.,	Miller, J. C.,	Sollenberger,
Bombberger,	Harney,	Mills,	Stank,
Boorse,	Haudenshield,	Mintess,	Stimmel,
Bower,	Headlee,	Monroe,	Stoner,
Brelach,	Helm,	Moore, H. A.,	Swartz,
Breth,	Hewitt,	Moran,	Swope,
Brown,	Hocker,	Muldowney,	Tahl,
Cella,	Hunter,	Munley,	Thompson, R. L.,
Clapper,	Johnson,	Musto,	Toll,
Clendenning,	Jones, G. E.,	Najaka,	Tompkins,
Cochran,	Jones, J. M.,	Naugle,	Toomey,
Conway,	Jones, P. F.,	Needham,	VanSant,
Cooper,	Jones, T. H. W.,	Olsen,	Wachhaus,
Corr,	Kamyk,	Penglase,	Wargo,
Costa,	Keller,	Peta,	Watkins,
Dalrymple,	Kent,	Petrosky,	Weidner,
Davis,	Kline,	Pfaff,	Wescott,
Dawling,	Kohl,	Pitzer,	Whalley,
Duffy,	Kratz,	Polaski,	White,
Dunn,	Kubacki,	Polen,	Williams,
Erb,	Lafore,	Price, H. W. Jr.,	Wilt,
Ewing,	Lederer,	Price, R. A.,	Wood,
Fenrich,	Leisey,	Readinger,	Yeakel,
Fenster,	Leonard, L.,	Reagan,	Yester,
Filip,	Leonard, W. C.,	Reese,	Yetzer,
Filo,	Light,	Reidenbach,	Ziegler,
Flack,	Lutty,	Reilly, J. M.,	Sorg,
Frost,	Markley,	Rigby,	Speaker
Gaffney,	Maxwell,	Riley, R. L.,	

NAYS—16

Buechin,	Guarnieri,	Kornick,	McMillen,
Byrne,	Gutendorf,	Leven,	Moore, C. E.,
Dennison,	Jump,	Lopresti,	Rovansek,
DuBois,	Kolankiewicz,	Lovett,	Westrick,

NOT VOTING—33

Boles,	Limper,	Pettigrew,	Taylor,
Coyle,	Loftus,	Pichney,	Thompson, E. F.,
Dougherty,	Lyons,	Rose,	Varallo,
Firmstone,	Madden,	Rosen,	Varner,
Good,	Madigan,	Schuster,	Verona,
Hersch,	Mazza,	Scott,	Waterhouse,
Hoggard,	McConnell,	Seyler,	Welsh,
Jenkins,	Murray,	Spencer,	Wheeler,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

REPORT OF THE COMMITTEE OF CONFERENCE ON HOUSE BILL No. 730

Mr. GOODLING. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 730.

The SPEAKER. The report will lie over for printing.

REPORTS FROM COMMITTEES

Mr. HALL from the Committee on Education, reported as amended, House Bill No. 791, entitled:

An Act to amend Article X of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by fixing the annual salaries and increments of certain members of the professional staff of the Department of Public Instruction; conferring certain powers and im-

posing certain duties upon the State Council of Education with respect to salaries and qualifications of certain members of such staff and repealing inconsistent acts.

Mrs. COYLE from the Committee on Municipal Corporations, reported as amended, Senate Bill No. 752, entitled:

An Act to further amend the act approved the twenty-sixth day of June one thousand nine hundred thirty-one (P. L. 1379) entitled "An act creating in counties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors a solicitor engineers and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities" by further regulating the assessment and valuation of property for local taxation purposes further defining the duties of subordinate assessors and the board changing the time for the preparation and inspection of the assessment roll and duplicate assessment roll notice of appeal and hearings on appeals prescribing duties of and fees to be collected by municipal officers who issue building permits imposing duties on taxables making improvements on land and grantees of land and prescribing penalties.

ANNOUNCEMENT

The SPEAKER. For the information of the Members it is the plan of the House leadership to request a recess for luncheon for forty-five minutes. It is also the plan of the House leadership to continue immediately after the forty-five minute period with the calendar. Members will be requested to return immediately.

It is also planned to adjourn after today's session. Arrangements have been made with the hotels for the benefit of the Members to extend the checkout time to five o'clock daylight time. It is the hope of the Chair that we will be able to meet this schedule and the co-operation of the Members is requested.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair is pleased to welcome a former Member of this House the gentleman from Washington, Hon. A. V. Capano.

RECESS

The SPEAKER. If there is no objection, the Chair will declare a recess for forty-five minutes. The Chair hears none, and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Herbert P. Sorg) in the Chair.

SENATE MESSAGES

AMEND SENATE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed

that the Senate has concurred in the amendments by the House of Representatives to Senate bills numbered and entitled as follows:

SENATE BILL No. 244.

An Act to further amend the act approved the twelfth day of May one thousand nine hundred forty-three (P. L. 259) entitled as amended "An act providing for the payment by the State Treasurer of one-half of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns and townships and for the payment thereof into police pension funds and in certain cases into the Municipal Employees' Retirement System and for Pension Annuity Contracts and in certain other cases into the State Employees' Retirement Fund for certain purposes" by redefining pension annuity contract vesting certain [equities benefits dividends or] rights under pension annuity contracts in the municipality or in the policemen [or their dependents] providing for deductions to defray expenses for auditing providing for return of funds if not used within a certain time by the various political subdivisions

SENATE BILL No. 501.

An Act to further amend the title of and the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 951) entitled as amended "An act defining and providing for the licensing and regulation of private academic schools conferring powers and imposing duties on the Department of Public Instruction and imposing penalties" by exempting therefrom schools for the blind deaf and dumb receiving State appropriations and certain other private schools.

SENATE BILL No. 533.

An Act concerning contributions among joint tortfeasors and release of tortfeasors defining the rights and duties of contribution in such cases making uniform the law with reference thereto and repealing inconsistent legislation

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, July 10, 1951.

Resolved (if the Senate concurs), That House Bill No. 534, Printer's No. 611, entitled "An act to further amend Section 1304 of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled 'An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto,' by changing the provisions relating to admission of beginners," be recalled from the Governor for the purpose of amendment.

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 35.

An Act providing temporarily for the grant without examination of certificates of licensure to practice medicine and surgery to certain persons who become members of the armed forces of the United States and suspending inconsistent laws

HOUSE BILL No. 121.

An Act to further amend Section 903 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by clarifying the provision allowing directors expenses at annual conventions and special meetings

HOUSE BILL No. 1182.

An Act to further amend Section 20 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by prescribing penalties for violations of closed seasons

HOUSE BILL No. 1327.

An Act to amend Section 901 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for authorization by county conventions of activities and services to be administered by county boards of school directors

HOUSE BILL No. 1358.

An Act to further amend Section 1188 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by extending provisions for compensation for attendance at meetings of teachers

With the information that the Senate has passed the same without amendment.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 126.

An Act to amend the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by further regulating insurance companies associations and inter-insurance exchanges and their powers investments policy provisions joint policies premium tax returns the licensing of foreign companies providing for judicial review of adjudications of the Insurance Commissioner and repealing existing law.

SENATE BILL No. 244.

An Act to further amend the act approved the twelfth day of May one thousand nine hundred forty-three (P. L. 295) entitled as amended "An act providing for the pay-

ment by the State Treasurer of one-half of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns and townships and for the payment thereof into police pension funds and in certain cases into the Municipal Employees' Retirement System and for Pension Annuity Contracts and in certain other cases into the State Employees' Retirement Fund for certain purposes" by redefining pension annuity contract vesting certain [equities benefits dividends or] rights under pension annuity contracts in the municipality or in the policemen [or their dependents] providing for deductions to defray expenses for auditing providing for return of funds if not used within a certain time by the various political subdivisions.

SENATE BILL No. 296.

An Act to further amend the act approved the nineteenth day of June one thousand nine hundred thirty-one (P. L. 589) entitled as amended "An act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering regulating barber shops and barber schools and apprentices and students therein regulating compensation for service rendered conferring certain powers and duties on the Department of Public Instruction and providing penalties" by changing the provisions as to fees charged apprentices and students and as to the powers of municipalities and transferring the administration of several provisions of this act to the State Board of Barber Examiners

SENATE BILL No. 501.

An Act to further amend the title of and the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 951) entitled as amended "An act defining and providing for the licensing and regulation of private academic schools conferring powers and imposing duties on the Department of Public Instruction and imposing penalties" by exempting therefrom schools for the blind deaf and dumb receiving State appropriations and certain other private schools.

SENATE BILL No. 533.

An Act concerning contributions among joint tortfeasors and release of tortfeasors defining the rights and duties of contribution in such cases making uniform the law with reference thereto and repealing inconsistent legislation.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. ROBERTSON. Mr. Speaker, I move that House Bill No. 545, Printer's No. 612, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 545.

An Act to amend Subsection (f) of Section 302 of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An

act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by providing that employers' reserve accounts shall not be charged with compensation paid to certain employees

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 3, line 17, by striking out after the word "employers" the words "but no employer's reserve account shall be charged with any compensation paid to any employee who voluntarily left the service of such employer"; page 4, line 4, by striking out after the heavy bracket the following: "and provided further that no compensation shall be charged to the account of any base year employer under the provisions of this subsection unless such base year employer was also the last employer by whom the compensated employee was employed prior to the date on which he filed his valid application for benefits", and inserting in lieu thereof the following:

If the department finds that such individual subsequent to the thirtieth day of June one thousand nine hundred fifty-one was separated from his most recent work for such employer due to being discharged for willful misconduct connected with such work or due to his voluntarily leaving such work without good cause attributable to such employment thereafter no compensation paid to such individual with respect to any week of unemployment occurring subsequent to such separation which is based upon wages paid by such employer with respect to employment prior to such separation shall be charged to such employer's account under the provisions of this subsection (f) providing such employer within thirty (30) days after such separation or within thirty (30) days after the department has notified such employer of the individual's application for benefits has filed a notice thereof with the department in accordance with its rules and regulations and in any case of such voluntary separation such notice shall be signed by such individual or shall be accompanied by such other evidence of such separation as the department may require. The findings and determination of the department under this subsection (f) shall be subject to appeal in the manner provided in this act and appeals from determinations of compensation.

Amend page 6, by inserting after line 2 the following: Section 2 The provisions of this act shall become effective immediately upon final enactment.

On the question,

Will the House concur in the amendments made by the Senate?

Mr. ROBERTSON. Mr. Speaker, I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,

Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

PERMISSION GRANTED COMMITTEES TO MEET DURING SESSION

Mr. DALRYMPLE asked and obtained permission for the Committee on Cities—Third Class to meet during the session of the House.

Mr. FLACK asked and obtained permission for the Committee on Professional Licensure to meet during the session of the House.

SENATE MESSAGES

AMENDED HOUSE BILLS RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1204.

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30)

entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changig the laws relating thereto" by clarifying the procedure in reference to rating of professional employer and temporary professional employes and designating the persons authorized to do the same

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 5, line 3, by inserting after the word "rated" the following: "provided that no unsatisfactory rating shall be valid unless approved by the county or district superintendent."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
Duffy,	Kubacki,	Pichney,	Weidner,
DuBois,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1417.

An Act making an appropriation to the Senate and to the House of Representatives of the General Assembly and to the legislative reference bureau for the payment of compensation of per diem and temporary employes

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend the title, page 1, line 2, by inserting after the word "Assembly" the following: "and to the Legislative Reference Bureau"; line 4, by inserting after the word "diem" the words "and temporary."

Amend Section 1, page 1, line 3, by inserting after the word "Assembly" the words "and to the Legislative Reference Bureau"; page 2, line 5, by inserting after the word "Representatives" the words "or to the Legislative Reference Bureau"; and by inserting after line 12, the following:

"To the Legislative Reference Bureau.

"For the payment of the compensation of temporary employes of the Legislative Reference Bureau the sum of four thousand dollars (\$4,000)."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,
Andrews,	Graybill,	Mazza,
Banker,	Greenwood,	McConnell,
Barkdoll,	Greer,	McCormack,
Baumunk,	Guarnieri,	McCullough,
Bear,	Gutendorf,	McDermitt,
Beaver,	Guthrie,	McGee,
Beech,	Hagerty,	McInroy,
Berkstresser,	Hall,	McKinney,
Blair,	Hamilton, R. K.,	McMillen,
Bloom,	Hamilton, W. H.,	McNally,
Boles,	Harney,	Metz,
Bolton,	Haudenshield,	Mihm,
Bomberger,	Headlee,	Mikula,
Boorse,	Helm,	Miller, H. G.,
Bower,	Hersch,	Miller, J. C.,
Breisch,	Hewitt,	Mills,
Breth,	Hocker,	Mintess,
Brown,	Hoggard,	Monroe,
Bucchin,	Hunter,	Moore, C. E.,
Byrne,	Jenkins,	Moore, H. A.,
Cella,	Johnson,	Moran,
Clapper,	Jones, G. E.,	Muldowney,
Clendening,	Jones, J. M.,	Munley,
Cochran,	Jones, P. F.,	Murray,
Conway,	Jones, T. H. W.,	Musto,
Cooper,	Jump,	Najaka,
Corr,	Kamyk,	Naugle,
Costa,	Keller,	Needham,
Coyle,	Kent,	Olsen,

Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenster,	Leven,	Readinger,	White,
Fillip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Relly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

APPOINTMENT OF CONFERENCE COMMITTEE ON
SENATE BILL No. 25

The Clerk of the Senate being introduced, informed that the Senate insists on its nonconcurrence in the amendments made and insisted upon by the House of Representatives to Senate Bill No. 25 entitled:

An Act relating to the orphans' courts conferring exclusive jurisdiction on such courts over the administration and distribution of decedents' estates trust estates minors' estates and absentees' estates providing for the organization of orphans' courts the procedure therein the powers and duties of the judges thereof and appeals therefrom

And has appointed Messrs. Mahany, Kephart and Rosenfeld a committee of conference to confer with a similar committee of the House of Representatives (If the House of Representatives shall appoint such committee) on the subject of the differences existing between the two Houses in relation to said bill.

Mr. JOHNSON. Mr. Speaker, I move that the House insist upon its amendments non-concurred in by the Senate to Senate Bill No. 25 and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE ON CON-
FERENCE ON SENATE BILL No. 25

The SPEAKER. The Chair appoints as a committee of Conference on the part of the House, Messrs. McKinney, Tompkins and Schmidt.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED RESOLUTION RETURNED FOR
CONCURRENCE

The Clerk of the Senate being introduced, returned resolution from the House of Representatives numbered and entitled as follows:

HOUSE RESOLUTION No. 34.

In the House of Representatives, April 16, 1951.

Whereas There are now on Pennsylvania farms dairy animals poultry and general livestock worth in the aggregate more than \$412,000,000 producing approximately 75 per cent of the total annual income of Pennsylvania agriculture or in monetary terms about \$575,000,000 a year and

Whereas The greatest economic losses to the dairy poultry and general livestock industry are occasioned by the inroads of animal diseases and parasites and

Whereas Existing facilities for training persons qualified for the practice of veterinary medicine within the Commonwealth of Pennsylvania are inadequate to meet the existing and still growing need for doctors of veterinary medicine and

Whereas The Pennsylvania State College by virtue of its scientific personnel its resources for research its close working relationship with dairy poultry and general livestock raisers throughout the State and its physical location is the appropriate institution to develop the needed facilities therefore be it

Resolved (if the Senate concur) That the General Assembly hereby directs the Joint State Government Commission to present to the General Assembly at its next regular session specific and detailed information concerning the nature and estimated cost of requisite buildings and equipment and also an estimate of the annual expense involved in the operation and maintenance of a School of Veterinary Medicine at the Pennsylvania State College which would best meet the reasonable needs of the Commonwealth and its citizens for such veterinary medical service

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend page 2, line 1, by striking out after the word "That" the words "the members of"

Amend page 2, line 2, by striking out after the word "hereby" the following: "request the Board of Trustees of the Pennsylvania State College to" and inserting in lieu thereof the following: "directs the Joint State Government Commission"

Amend page 2, line 4, by striking out after the word "commission" the following: authorize the establishment of a school of Veterinary Medicine at the Pennsylvania State College and at the earliest possible time to erect such buildings employ such personnel and establish such programs of research and instruction as in their judgment are requisite to the proper maintenance and operation of such a school of veterinary medicine and be it further

Resolved That the members of the General Assembly hereby pledge their support in obtaining the funds required to construct and to equip essential research instructional clinical and administrative buildings for a school of Veterinary Medicine at the Pennsylvania State College and for the operation and maintenance of the proposed School of Veterinary Medicine it being understood however that funds cannot be appropriated for such buildings and their maintenance at the 1951 Session of the General Assembly and be it further

Resolved That it is the understanding and intention of the members of the General Assembly that funds ultimately appropriated for the construction and equipment of such buildings and for the operation and maintenance of such a School of Veterinary Medicine shall be in addition to the amount appropriated at that time for the general operation and maintenance of the Pennsylvania State College as then constituted and be it further

Resolved That the trustees of the Pennsylvania State College be requested to prepare and

Amend page 3, line 12, by striking out after the second word "to" the following: "the members of the 1953 session of"

Amend page 3, line 13, by inserting after the word "Assembly" the following: "at its next regular session"

Amend page 3, line 17, by striking out after the word "College" the following: "under conditions which in the judgment of the said trustees" and inserting in lieu thereof the word "which"

Amend page 4, line 2, by striking out after the word "service" the words "and be it further" and all of lines 3 and 4.

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I move that the House concur in the amendments inserted by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

HOUSE BILL No. 1417.

An Act making an appropriation to the Senate and to the House of Representatives of the General Assembly for the payment of compensation of per diem employees

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

BILLS ON THIRD READING

BILL PASSED OVER

There being no objection

House Bill No. 978, Printer's No. 719, was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1039, as follows:

An Act to amend sections 401 and 406 of the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by permitting certain sales or liquor for consumption off the premises

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 401 and 406 of the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed bev-

erages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" are hereby amended to read as follows

Section 401 Authority to Issue Liquor Licenses to Hotels Restaurants and Clubs (a) Subject to the provisions of this act and regulations promulgated under this act the board shall have authority to issue a retail liquor license for any premises kept or operated by a hotel restaurant or club and specified in the license entitling the hotel restaurant or club to purchase liquor from a Pennsylvania Liquor Store and to keep on the premises such liquor and subject to the provisions of this act and the regulations made thereunder to sell the same and also malt or brewed beverages to guests patrons or members for consumption on the hotel restaurant or club premises Such licensees other than clubs shall be permitted to sell bottled liquor for consumption off the premises subject to the restrictions hereinafter provided malt or brewed beverages for consumption off the premises where sold in quantities of not more than one hundred forty-four fluid ounces in a single sale to one person Such licenses shall be known as hotel liquor licenses restaurant liquor licenses and club liquor licenses respectively No person who holds either by appointment or election any public office which involves the duty to enforce any of the penal laws of the United States of America or the penal laws of the Commonwealth of Pennsylvania or any penal ordinance or resolution of any political subdivision of this Commonwealth shall be issued any hotel or restaurant liquor license nor shall such a person have any interest directly or indirectly in any such license

(b) The board may issue to any club which caters to groups of non-members either privately or for functions a catering license and the board shall by its rules and regulations define what constitutes catering under this subsection

Section 406 Sales by Liquor Licensees Restrictions (a) Every hotel restaurant or club liquor licensee may sell liquor and malt or brewed beverages by the glass open bottle or other container and in any mixture for consumption only in that part of the hotel or restaurant habitually used for the serving of food to guests or patrons and in the case of hotels to guests and in the case of clubs to members in their private rooms in the hotel or club No club licensee nor its officers servants agents or employees other than one holding a catering license shall sell any liquor or malt or brewed beverages to any person except a member of the club No club holding a catering license nor its officers servants agents or employees shall sell on Sunday to nonmembers any liquor or malt or brewed beverages In the case of a restaurant located in a hotel which is not operated by the owner of the hotel and which is licensed to sell liquor under this act liquor and malt or brewed beverages may be sold for consumption in that part of the restaurant habitually used for the serving of meals to patrons and also to guests in private guest rooms in the hotel

(b) Hotel and restaurant licensees shall be permitted to sell liquor in bottles bearing the unbroken seal of the Pennsylvania Liquor Control Board not exceeding one quart to any one person in any one sale for consumption off the premises where sold but each such sale shall be lawful only during the period prescribed for sales by this act occurring after nine o'clock postmeridian on any day during which liquor may lawfully be sold liquor sold for consumption off the premises as herein provided shall be sold at a price exactly fifteen per centum (15%) above the retail price of the same brand of liquor at the Pennsylvania State Liquor Stores

(c) Hotel restaurant and public service liquor licensees their servants agents or employees may sell liquor and

malt or brewed beverages only after seven o'clock antemeridian of any week day and until two o'clock antemeridian of the following week day and shall not sell on Sunday or after two o'clock antemeridian on any day on which a general municipal special or primary election is being held until one hour after the time fixed by law for closing the polls No club licensee or its servants agents or employees may sell liquor or malt or brewed beverages between the hours of three o'clock antemeridian and seven o'clock antemeridian on any day

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, it is my personal intention to vote against 1039, 1060 and 1085, but I desire it to be distinctly understood that I am neither representing a party position or a caucus position.

Every Member on our side, of course, is at perfect liberty to express their own individual convictions on these measures. I am not asking any Member on our side or on the other side in any way to be governed by my vote. I am simply expressing a personal view.

Mr. READINGER. Mr. Speaker, as you already know this bill would provide and make it legal for licensees to sell liquor by the bottle for consumption off the premises after nine o'clock at night. I do not think that is a good thing to do. The State Liquor Store system has been operating quite well. The stores are open I believe from about ten o'clock in the morning until nine at night, during which time people may purchase liquor. I am greatly afraid that a lot of evils are going to arise from a change such as proposed by this bill.

The liquor store clerks, I am informed, are given very strict instructions to sell liquor only to persons who are not intoxicated. Licensees are also forbidden by law to sell liquor by the drink to a person who appears to be intoxicated—and that is as it should be.

But this is what I think will happen in many, many cases if this bill becomes law. A customer of a certain taproom may drop in about seven or eight o'clock in the evening and sit at the bar or at a table and start drinking. Perhaps by ten o'clock at night he should go home. He had enough to drink. But about that time he will feel like doing anything but that, and he is very liable to purchase a bottle of liquor and continue his drinking elsewhere.

Perhaps he is driving a car. Perhaps when he buys the liquor he is not intoxicated. He is all right and can drive but we are certainly asking for trouble I think when somebody sells that man a bottle of liquor at ten or eleven o'clock at night.

Then too you have the problem of enforcing the law in sales to minors. For example, I have represented perhaps a dozen people in the liquor business in the last ten, twelve years. I know the difficulty these people have in determining whether a boy or girl is twenty-one years of age or more or less. It is very difficult when you look at a person who is eighteen, nineteen, or twenty to tell whether they are actually twenty-one years of age. It seems to me that a licensee who is busy waiting on other customers in a liquor establishment might have a great deal of difficulty determining whether he is selling that

liquor to a person twenty-one years of age or less. Of course he does it on his own risk. But, what we want to do is keep the youngsters from getting liquor, whether it is by the drink or by the bottle.

If it were so necessary to the public welfare that this be done then I could go along with it. But I fail to see why it should inconvenience the public to be made to buy its liquor by the bottle during state store hours.

I know that Maryland and perhaps some other states have a different licensee system. There any grocery store, drug store or candy store on the corner practically, if it wants to, can have a license to sell liquor by the bottle. How it operates in that state I do not know, but I do think we have a good system now and I would like to see it retained.

This bill provides that any person purchasing such a bottle of liquor after nine o'clock must pay fifteen percent more than the retail price he would pay at the liquor store. That provision was put in I suppose to make it advisable for people to buy during the hours the State Liquor Stores are open.

But that is purely a matter of money. What I am most concerned about and really concerned about is the amount of liquor that is going to be sold at eleven or twelve or one o'clock in the morning to people who probably should not be drinking any more liquor at all that night.

How you are going to police this thing? I do not have the slightest idea. I know from experience from having been told by various clients that bottles of liquor are now sold in violation of the law to good friends of the taproom owner. How often that happens or what trouble arises through it I do not know. But mark you they would not sell it to anybody unless he was a pretty good friend because they would be afraid they would get into trouble. They usually know these people who come in and whether they can drink and how they can conduct themselves after they do drink. When we open the door here and let them sell to anybody over the age of twenty-one that comes into that establishment right up to two o'clock in the morning, then we are asking for trouble.

I would like to see this bill defeated.

Mr. ANDREWS. Mr. Speaker, I had not intended to enter the discussion concerning this bill. However since the gentleman from Berks, Mr. Readinger, has opened the discussion, I would like to amplify my own position.

You know we sometimes say, Heaven defend us from our friends. What the liquor people should say is "Heaven defend us from the liquor people." If anybody is going to kill the liquor industry, it is the people in the industry.

Now our gracious and good friend, Dr. Poulson, who appeared in this chamber very recently in connection with legislation of this kind is a pretty smooth cookie. Just don't think he is not. He opens the door for the liquor business in any particular direction, and it is not because of any love for the liquor business. If he can, without offending the integrity of his position, he will gladly give the liquor business rope enough to hang itself.

The first measure, 1039, as the gentleman from Berks has pointed out, opens the door to sell to minors, to drunks, to drinking parties.

1060 brings back the saloon. We said we would never have a saloon. The saloon was out for good and for keeps.

But 1060 brings back the drinking place that is only a drinking place and it brings back the saloon.

The friends in the liquor business, if they are friends of the liquor business, ought to have the gumption to recognize that 1039 is a menace to the liquor business, and that 1060 is a menace to the liquor business. Anybody in the business that does not believe that way is simply blinded by the sight of an immediate dollar, and in chasing that immediate dollar, he is taking steps to give encouragement to the movement to wipe out the liquor business by means of law. We only have to pass a few bills like 1039 and 1060 to make prohibition a mighty live issue in the state of Pennsylvania.

Mr. GUARNIERI. Mr. Speaker, I shall vote against Bill 1039 and Bill 1060 as a matter of principle and for the same reason that I voted in favor of Bill 959: it is a matter of principle. It will be interesting to see how many of those who voted in favor of 959 vote in favor also of 1039 and 1060.

Voting against House Bill 959 is a matter of principle, believing in competition and laissez faire, I voted for it not because I am in favor of free liquor or against free liquor or beverages and such, but as a matter of principle I acted as I did on 959.

I must agree with the gentleman from Cambria, Mr. Andrews, and his remarks on House Bills 1039 and 1060. I believe that perhaps the session has been too long, and dragging it out as we have, perhaps some of us have lost our sense of balance. We are opening the door to much bad legislation, and the purpose of these two bills, I believe, will be to break down the entire fabric of liquor laws and the control of liquor and the consumption thereof that we have had in Pennsylvania heretofore.

I think every Member should think very carefully before voting on Bill 1039 or voting in favor of Bill 1060. I cannot add anything to the remarks that have been made on this floor in criticism of the two bills.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—108

Amarando,	Gaffney,	Markley,	Price, R. A.,
Barkdoll,	Graybill,	Maxwell,	Reidenbach,
Baumunk,	Greer,	McCormack,	Reilly, J. M.,
Beaver,	Gutendorf,	McDermitt,	Rigby,
Bloom,	Hagerty,	McGee,	Robertson,
Bomberger,	Hall,	McKinney,	Rovansek,
Bower,	Hamilton, R. K.,	McNally,	Rubin,
Breisch,	Harney,	Metz,	Sarraf,
Breth,	Haudenschild,	Mihm,	Sax,
Brown,	Hersch,	Mikula,	Scanlon,
Bucchin,	Hocker,	Mills,	Schuster,
Cella,	Johnson,	Mintess,	Shoemaker,
Clapper,	Jones, G. E.,	Monroe,	Smith,
Clendening,	Jones, J. M.,	Moore, C. E.,	Stank,
Conway,	Jump,	Moore, H. A.,	Stimmel,
Costa,	Kamyk,	Munley,	Stoner,
Coyle,	Keller,	Musto,	Swope,
Dalrymple,	Kline,	Najaka,	Tahl,
Dennison,	Kohl,	Needham,	Taylor,
Dougherty,	Kubacki,	Penglase,	Thompson, R. L.,
Duffy,	Lafore,	Peta,	Toomey,
Dunn,	Lederer,	Petrosky,	VanSant,
Ewing,	Leisey,	Pfaff,	Wachhaus,
Fenrich,	Leven,	Pichney,	Wargo,
Ferster,	Limper,	Pitzer,	Yeakel,
Fillp,	Loftus,	Polaski,	Yetzer,
Firmstone,	Lutty,	Price, H. W. Jr.,	Sorg,

Speaker

NAYS—71

Andrews,	Frost,	Leonard, W. C.,	Riley, R. L.,
Banker,	Geer,	Light,	Royer,
Bear,	Gibson,	Lopresti,	Schmidt,
Beech,	Gleason,	Lovett,	Snider,
Berkstresser,	Goodling,	Lyons,	Sollenberger,
Blair,	Guarneri,	Madden,	Swartz,
Bolton,	Guthrie,	McCullough,	Toll,
Boorse,	Hamilton, W. H.,	McInroy,	Tompkins,
Byrne,	Headlee,	McMillen,	Weldner,
Cochran,	Helm,	Miller, H. G.,	Wescott,
Cooper,	Hewitt,	Miller, J. C.,	Westrick,
Corr,	Hunter,	Moran,	Whalley,
Davis,	Jones, P. F.,	Naugle,	White,
Dowling,	Jones, T. H. W.,	Olsen,	Wilt,
DuBois,	Kent,	Polen,	Wood,
Erb,	Kolankiewicz,	Readinger,	Yester,
Filo,	Kratz,	Reagan,	Ziegler,
Flack,	Leonard, L.,	Reese,	

NOT VOTING—28

Boles,	Mazza,	Scott,	Verona,
Good,	McConnell,	Seyler,	Waterhouse,
Greenwood,	Muldowney,	Shotwell,	Watkins,
Hoggard,	Murray,	Spencer,	Welsh,
Jenkins,	Pettigrew,	Thompson, E. F.,	Wheeler,
Kornick,	Rose,	Varallo,	Williams,
Madigan,	Rosen,	Varner,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1060, as follows:

An Act to amend the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the person engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by making the serving of food optional with certain licensees and changing certain requirements relating to the serving of food

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The definitions of "eating place" "hotel" and "restaurant" in section 102 section 406 and subsection (c) of section 461 of the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt or brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and

forfeitures providing for local option and repealing existing laws" are hereby amended to read as follows

Section 102 Definitions The following words or phrases unless the context clearly indicates otherwise shall have the meanings ascribed to them in this section

* * * * *

"Eating place" shall mean a premise where food [is regularly and customarily] at the option of the proprietor is prepared and sold having a total area of not less than three hundred square feet available to the public in one or more rooms other than living quarters and equipped with tables and chairs accommodating thirty persons at one time

"Hotel" shall mean any reputable place operated by responsible persons of good reputation where the public may for a consideration obtain sleeping accommodations [and meals] and which in a city has at least ten and in any other place at least six permanent bedrooms for the use of guests a public [dining] room or rooms operated by the same management accommodating at least thirty persons at one time [and a kitchen apart from the public dining room or rooms in which food is regularly prepared for the public] in which food at the option of the proprietor may be served to the public

* * * * *

"Restaurant" shall mean a reputable place operated by responsible persons of good reputation [and habitually and principally used for the purpose of providing food for the public the place to have] having an area within a building of not less than four hundred square feet equipped with tables and chairs accommodating at least thirty persons at one time where food at the option of the proprietor may be served to the public

Section 406 Sales by Liquor Licensees Restrictions (a) Every hotel restaurant or club liquor licensee may sell liquor and malt or brewed beverages by the glass open bottle or other container and in any mixture for consumption only in that part of the hotel or restaurant [habitually used for the serving of food to guests or patrons] which may be used as a public dining room and equipped with sufficient tables and chairs to accommodate at least thirty persons at one time and where food may at the option of the proprietor be served to the public and in the case of hotels to guests and in the case of clubs to members in their private rooms in the hotel or club No club licensee nor its officers servants agents or employees other than one holding a catering licensee shall sell any liquor or malt or brewed beverages to any person except a member of the club No club holding a catering license nor its officers servants agents or employees shall sell on Sunday to non-members any liquor or malt or brewed beverages In the case of a restaurant located in a hotel which is not operated by the owner of the hotel and which is licensed to sell liquor under this act liquor and malt or brewed beverages may be sold for consumption in that part of the restaurant [habitually used for the serving of meals to patrons] which is equipped with sufficient tables and chairs to accommodate at least thirty persons at one time and where food may at the option of the proprietor be served to the public and also to guests in private guest rooms in the hotel

(b) Hotel restaurant and public service liquor licensees their servants agents or employees may sell liquor and malt or brewed beverages only after seven o'clock antemeridian of any weekday and until two o'clock antemeridian of the following week day and shall not sell on Sunday or after two o'clock antemeridian on any day on which a general municipal special or primary election is being held until one hour after the time fixed by law for closing the polls No club licensee or its servants agents or employees may sell liquor or malt or brewed beverages between the hours of three o'clock antemeridian and seven o'clock antemeridian on any day

Section 461 Limiting Number of Retail Licenses To Be Issued In Each Municipality

* * * * *

(c) The word "hotel" as used in this section shall mean any reputable place operated by a responsible person of good reputation where the public may for a consideration

obtain sleeping accommodations and which shall have the following number of bedrooms and requirements in each case at least one-half of the required number of bedrooms shall be regularly available to transient guests seven days weekly except in resort areas at least one-third of such bedrooms shall be equipped with hot and cold water a lavatory commode bathtub or shower and a clothes closet and an additional one-third of the total of such required rooms shall be equipped with lavatory and commode

(1) In municipalities having a population of less than three thousand at least twelve permanent bedrooms for the use of guests

(2) In municipalities having a population of three thousand and more but less than ten thousand inhabitants at least sixteen permanent bedrooms for the use of guests

(3) In municipalities having a population of ten thousand and more but less than twenty-five thousand inhabitants at least thirty permanent bedrooms for the use of guests

(4) In municipalities having a population of twenty-five thousand and more but less than one hundred thousand inhabitants at least forty permanent bedrooms for the use of guests

(5) In municipalities having a population of one hundred thousand and more inhabitants at least fifty permanent bedrooms for the use of guests

(6) A public [dining] room or rooms operated by the same management accommodating at least thirty persons at one time [and a kitchen apart from the dining room in which food is regularly prepared for the public] in which food may at the option of the proprietor be served to the public

(7) Each room to be considered a bedroom under the requirements of this section shall have an area of not less than eighty square feet and an outside window

(8) The provisions of this subsection (c) shall not apply to hotel licenses granted prior to the first day of September one thousand nine hundred forty-nine or that have been granted on any application made and pending prior to said date nor to any renewal or transfer thereof or hotels under construction or for which a bona fide contract has been entered into for construction prior to said date. In such cases the provisions of section one of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 806) shall continue to apply

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—133

Amarando,	Gutendorf,	McCormack,	Reilly, J. M.
Banker,	Guthrie,	McDermitt,	Rigby,
Barkdoll,	Hagerty,	McGee,	Robertson,
Baumunk,	Hall,	McLuroy,	Rovansek,
Blair,	Hamilton, R. K.,	McKinney,	Rubin,
Bloom,	Harney,	McNally,	Sarra,
Bomberger,	Haudenschild,	Metz,	Sax,
Bower,	Helm,	Mihm,	Scanlon,
Brelsch,	Hersch,	Mikula,	Schuster,
Breth,	Hocker,	Miller, J. C.,	Shoemaker,
Brown,	Hunter,	Mills,	Smith,
Bucchin,	Jenkins,	Mintess,	Spencer,
Byrne,	Johnson,	Monroe,	Stank,
Cella,	Jones, G. E.,	Moore, C. E.,	Stimmel,
Clapper,	Jones, J. M.,	Moore, H. A.,	Stoner,
Clendenning,	Jones, T. H. W.,	Moran,	Swope,
Conway,	Jump,	Muldowney,	Tahl,
Cooper,	Kamyk,	Munley,	Taylor,
Costa,	Keller,	Musto,	Thompson, E. F.,
Coyle,	Kent,	Najaka,	Thompson, R. L.,
Dalrymple,	Kline,	Needham,	Toomey,
Dennison,	Kohl,	Olsen,	VanSant,
Dougherty,	Kolankiewicz,	Penglase,	Wachhaus,
Dowling,	Kubacki,	Peta,	Wargo,

Duffy,	Lederer,	Petrosky,	Watkins,
Dunn,	Leisey,	Pfaff,	Weidner,
Ewing,	Leonard, L.,	Pichney,	Welsh,
Fenrich,	Leven,	Pitzer,	Yeakel,
Fenster,	Light,	Polaski,	Yester,
Filip,	Limper,	Price, H. W. Jr.,	Yetzer,
Filo,	Loftus,	Price, R. A.,	Ziegler,
Flack,	Lutty,	Readinger,	Sorg,
Gaffney,	Markley,	Reidenbach,	Speaker.
Greer,	Maxwell,		

NAYS—46

Andrews,	Gibson,	Lopresti,	Shotwell,
Bear,	Gleason,	Lovett,	Snider,
Beech,	Goodling,	McCullough,	Sollenberger,
Berkstresser,	Graybill,	McMillen,	Swartz,
Bolton,	Guarnieri,	Miller, H. G.,	Toll,
Boorse,	Hamilton, W. H.,	Naugle,	Tompkins,
Cochran,	Headlee,	Polen,	Wescott,
Corr,	Hewitt,	Reagan,	Westrick,
Davis,	Jones, P. F.,	Riley, R. L.,	Whalley,
DuBois,	Kratz,	Royer,	White,
Erb,	Lafore,	Schmidt,	Wood,
Frost,	Leonard, W. C.,		

NOT VOTING—28

Beaver,	Kornick,	Pettigrew,	Varner,
Boles,	Lyons,	Reese,	Verona,
Firmstone,	Madden,	Rose,	Waterhouse,
Geer,	Madigan,	Rosen,	Wheeler,
Good,	Mazza,	Scott,	Williams,
Greenwood,	McConnell,	Seyler,	Wilt,
Hoggard,	Murray,	Varallo,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1085, as follows:

An Act to amend the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by making the establishment and operation of Pennsylvania liquor stores and the granting of malt and brewed beverage distributors licenses subject to local option and providing where tie vote occurs on local option question the status quo obtains

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 432 and 472 of the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsyl-

vania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" are hereby amended to read as follows

Section 432 Malt and Brewed Beverages Retail Licenses (a) Subject to the restrictions hereinafter provided in this act and upon being satisfied of the truth of the statements in the application that the premises and the applicant meet all the requirements of this act and the regulations of the board that the applicant seeks a license for a reputable hotel eating place or club as defined in this act the board shall in the case of a hotel or eating place grant and issue and in the case of a club may in its discretion issue or refuse the applicant a retail dispenser's license

(b) In the case of hotels and eating places licenses shall be issued only to reputable persons who are citizens of the United States and have for two years been residents of the Commonwealth of Pennsylvania at the date of their application or to reputable corporations organized or duly registered under the laws of the Commonwealth of Pennsylvania all of whose officers and directors are citizens of the United States In the case of incorporated clubs licenses shall be issued only to those incorporated under the laws of Pennsylvania

(c) No retail dispenser's [license] licenses shall be granted or renewed upon their expiration in any municipality in which the electors shall vote as hereinafter provided [have voted] against the licensing therein of places where malt or brewed beverages may be sold for consumption on the premises where sold

(d) The board shall in its discretion grant or refuse any new license or the transfer of any license to a new location if such place proposed to be licensed is within three hundred feet of any church hospital charitable institution school or public playground or if such new license or transfer is applied for a place where the principal business conducted is the sale of liquid fuels and oil The board shall not issue new licenses except as herein otherwise provided in any license district more than twice each license year effective from specific dates fixed by the board and new licenses shall not be granted unless the application therefor is filed at least thirty days before the effective date of the license

(e) Every applicant for a new or for the transfer of an existing license to another premises not then licensed shall post for a period of at least fifteen days beginning with the day the application is filed with the board in a conspicuous place on the outside of the premises or in a window plainly visible from the outside of the premises for which the license is applied a notice of such application in such form of such size and containing such provisions as the board may require by its regulations Proof of the posting of such notice shall be filed with the board

Section 472 Local Option In any municipality an election may be held on the date of the primary election immediately preceding any municipal election but not oftener than once in four years to determine the will of the electors with respect to the granting of liquor licenses to hotels restaurants and clubs [or] not oftener than once in four years with respect to the granting of licenses to retail dispensers of malt and brewed beverages not oftener than once in four years with respect to granting of licenses to distributors or not more than once in four years with respect to the establishment operation and maintenance by the board of Pennsylvania Liquor Stores within the limits of such municipality under the provisions of this act Provided however Where an election shall have been held at the primary preceding a municipal election in any year another election may be held under the provisions of this act at the primary occurring the fourth year after such prior election Whenever electors equal to at least twenty-five per centum of the highest vote cast for any office in the municipality at the last preceding general election shall file a petition with the county board of elections of the county for a referendum on the question

of granting [either] any of said classes of licenses or the establishment of Pennsylvania Liquor Stores the said county board of elections shall cause a question to be placed on the ballots or on the voting machine board and submitted at the primary immediately preceding the municipal election occurring at least sixty days thereafter Said proceedings shall be in the manner and subject to the provisions of the election laws which relate to the signing filing an adjudication of nomination petitions insofar as such provisions are applicable.

When the question is in respect to the granting of liquor licenses it shall be in the following form

Do you favor the granting of liquor licenses for the sale of liquor in	Yes	
of	No	

When the question is in respect to the granting of licenses to retail dispensers of malt and brewed beverages it shall be in the following form

Do you favor the granting of malt and brewed beverage retail dispenser licenses for consumption on premises where sold in the	Yes	
of	No	

When the question is in respect to the granting of licenses to distributors of malt or brewed beverages it shall be in the following form

Do you favor the granting of malt and brewed beverage distributor's licenses not for consumption on premises where sold in the	Yes	
of	No	

When the question is in respect to the establishment operation and maintenance of Pennsylvania Liquor Stores it shall be in the following form

Do you favor the establishment operation and maintenance of Pennsylvania Liquor Stores in the	Yes	
of	No	

In case of a tie vote [or if] the status quo shall obtain If a majority of the voting electors on any such question vote "yes" then liquor licenses shall be granted by the board to hotels restaurants and clubs or malt and brewed beverage retail dispenser licenses or distributor's licenses for the sale of malt or brewed beverages shall be granted by the board or the board may establish operate and maintain Pennsylvania Liquor Stores as the case may be in such municipality as provided by this act but if a majority of the electors voting on any such question vote "no" then the board shall have no power to grant or to renew upon their expiration any licenses of the class so voted upon in such municipality or if the negative vote is on the question in respect to the establishment operation and maintenance of Pennsylvania Liquor Stores the board shall not open and operate a Pennsylvania Liquor store in such municipality nor continue to operate a then existing Pennsylvania Liquor Store in the municipality for more than two years thereafter or after the expiration of the term of the lease on the premises occupied by such store whichever period is less unless and until at a later election a majority of the voting electors vote "yes" on such question

On the question,
Will the House agree to the bill on third reading?
It was agreed to.
On the question,
Shall the bill pass finally?

Mr. PETROSKY. Mr. Speaker, we have now before the body House Bill No. 1085 for consideration. House Bill 1085 contains within its amendments which would subject the wholesale distributors and the Pennsylvania State Liquor Stores to local option. I realize the proponents of the measure will call upon the House to vote in its behalf, due to its being a home rule proposition.

The original intent of local option was not to take away the privilege of indulging in liquid refreshments by the people who wanted to, but it was to correct certain abuses of the traffic in liquor in certain residential areas. In my estimation this bill will not do that.

The only thing that this particular bill will do will be to deny the right to the people of the community of being able to go to the state store and procure a bottle of liquid refreshments for use in their home. The same is applied to the wholesale distributors in their procuring a case of beer. It will make them chase over into the next county or next municipality, disregarding the inconvenience that causes to them as well as the expense that they must go to in order to procure what they actually want for themselves.

I do not believe you are correcting any situation by the passage of such legislation, but I do believe that many evils will be created in the event of the passage of House Bill No. 1085.

The one evil, and I am firmly convinced that it will be created, is that it will make the bellhops and the bootblacks at every chance they have, set up as bootleggers of either legitimate liquors and liquid refreshments or illegitimate, because it is definitely, without question, a bootlegging bill.

I know of several municipalities in the state that have outlawed the taproom in their particular municipality; but I say to you that municipality would not outlaw its liquor store or wholesale distributor, but in the ensuing problem placed before us by this piece of legislation wherein a community that would want to vote out taprooms, due to the fact that they were disturbing the residents of that residential community may, acting hastily, invoke the local option on those particular places that are included in this bill. That would be a fallacy. I want to say that this would also be a step forward toward prohibition, the noble experiment. Certainly we do not want to come back to that.

I tried to amend this bill on second reading yesterday and failed, which would clarify the provisions of the bill. Inasmuch as they have not been clarified, I would want the membership to vote against the measure.

It was brought to the attention of the House that this bill was given a great amount of consideration. I want to disagree with my eminent colleague from Dauphin County, Mr. Ziegler, due to the fact that this bill in the consideration of the package proposal was just steam rolled, run through and brought out upon the floor of the House without good, decent consideration by the membership which was involved in giving it consideration before it came out of Committee.

The people want good legislation. They are willing to pay for good legislation, but they do not want those things foisted upon them which are going to subject them to great inconvenience. You will gain nothing except that the forces of prohibition will gain an inroad upon the thing that they ultimately want to see in effect in Pennsylvania, and that is prohibition in its fullest effect. I would kindly like to request your vote against House Bill No. 1085.

Mr. READINGER. Mr. Speaker, If I were a dry—and I do not profess to be—I would certainly vote against this bill.

Under the present law, the local option features of the law allow voting out a public drinking place, such as a restaurant or a club. It does not allow the voting out of a state liquor store or beer distributor. But I believe the effect of this amendment, if it becomes law, will be to bring into the ranks of those who want a particular right to buy liquor and beer in their own community, many people who either now pay no attention to the question of liquor and beer in the public places, but who will be vitally interested in this particular measure if they knew that the right to purchase those things is going to be eliminated from their particular municipality.

As Mr. Petrosky pointed out a minute ago, this bill will not stop drinking in any area that votes dry. There is not a word in it which will forbid anybody from going wherever he can buy it, taking it home and drinking it. About all this think is going to accomplish in any area which votes dry is to force the residents of that area who desire to drink to go into another municipality, whether that be ten miles away or fifty miles away. It will force them to go there and buy their beer and liquor and take it home. And I say, if I were a dry, I would not like this bill, because it is very possible to get enough people to vote out the public restaurants in a certain area because perhaps they have been a nuisance or an eyesore, or other problems have arisen concerning them. If you are on that side, you do not have lined up against you all of these people who quietly go home and drink their beer and liquor. But under this thing, you are going to have all those people lined up against you, and you are going to have very few areas voting dry in the future.

I say I am no dry, but I am going to vote against this bill. It seems to me foolish to force anybody to drive 15 or 20 miles to buy a bottle of liquor or beer, but that is exactly what is going to happen in any area that votes dry.

Mr. ANDREWS. Mr. Speaker, when legislative history is written, this day will be recorded as the day of dupes as far as the advocates of the anti-dry cause in Pennsylvania are concerned. This bill that we are now considering has the blessing of the dry forces just as the quart bottle booze bill 1039 has the blessing of the dry forces, and just as the saloon bill 1060 has the blessing of the dry forces.

When I see the dries and the wets agree upon a bill, or upon a series of bills, to remove the stern hand of regulations from the liquor industry, to encourage the indiscriminate sale of liquor and to undermine the sovereignty of the State as the monopolistic dispenser of booze, when I see the wet and dry forces teamed up in behalf of that kind of a program I know somebody is getting fooled. I tell you that in this particular instance it is not the dries that are getting fooled.

The bill under consideration would submit the sovereignty of the State to local option verdicts. It is a legalistic and constitutional absurdity.

It is not the province under the scope of our basic liquor legislation for any locality to say where or when the sovereign state of Pennsylvania should establish a distributing center. When you begin to undermine the integrity of the state store system, and when you begin to undermine the integrity of the dispensing system at the retail level, and when you begin to undermine the legislation that has stood between the open saloon and the wide open saloon, you create a situation that is repugnant to sound morality.

This particular bill, I repeat, outrages the sovereignty of the state and is a constitutional and legalistic absurdity.

Mr. LOPRESTI. Mr. Speaker, there is one thing that occurs to me. I am just wondering whether the effect of this bill will not be another quota for distributors.

Under this bill it is possible that the distributors in one area will gang up and cooperate with the dry forces in the community to make their particular community dry, thus eliminating from the community a distributor.

To point out specifically what I mean, the distributors of the City of Johnstown district could possibly gang up on a distributor in the outlying districts, causing that particular district to go dry and thereby eliminating one competitor from the field. I am just wondering whether the effect of this bill is not going to increase the quota effect we just passed a few minutes ago.

You may have a distributor in the community that is very well established, very reliable and to all intents and purposes a good distributor. But if his district goes dry under the law we passed just a few minutes ago, he will not be able to move into the adjoining community and get a license, and we are going to do a terrific injustice to somebody down along the line. For that reason I am opposed to this bill.

Mr. ZEIGLER. Mr. Speaker, House Bill 1085 was drawn after a lot of deliberation. In my opinion it was fairly drawn, carefully drawn and simply drawn. The confusion was eliminated in the bill. It was purposely eliminated so that no one could possibly be confused. The bill does four things. It allows the voters in a municipality to vote on one, two, three or four questions. And those questions are simply these:

- Does the community want to have beer license therein?
- Does the community want to have distributor's licenses?
- Does the community want to have liquor licenses?
- Does the community want to have state stores?

Now the people in that community when they have the proper number of signatures on a petition, may vote on one question, they may vote on two questions, three or four. And if they vote on one, two, three or four questions and that particular question is defeated, it may not vote on that same question again for a period of four years. That is the present law, and therein it is not changed.

I ask the Members of this House to support this bill because of all the bills that I know, it is not ambiguous, and I think most legislation is. But this is not.

The questions are there; they are simple, they are clear cut, and they are put on the ballot and they permit you to do one of four things. Again I say, you may vote on

one, two, three, or four questions. For the simplicity of the bill and for the right that it gives to the people in the community, I ask the support of this House on House Bill 1085.

On the question recurring,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken.

A verification of the roll was requested by Messrs. Petrosky, Readinger and Rovanseck.

The roll was verified and was as follows:

YEAS—77

Barkdoll,	Geer,	Light,	Shoemaker,
Baumunk,	Gibson,	Markley,	Smith,
Bear,	Goodling,	McCormack,	Snider,
Beaver,	Graybill,	McCullough,	Sollenberger,
Berkstresser,	Greer,	McInroy,	Stimmel,
Bower,	Gutendorf,	McKinney,	Stoner,
Breisch,	Guthrie,	Mintess,	Swartz,
Brown,	Hall,	Moore, C. E.,	Tahl,
Cella,	Hamilton, R. K.,	Moore, H. A.,	Thompson, R. L.,
Clapper,	Hamilton, W. H.,	Najaka,	Toomey,
Clendenning,	Harney,	Pitzer,	VanSant,
Cooper,	Headlee,	Polen,	Wachhaus,
Davis,	Hewitt,	Price, H. W. Jr.,	Wescott,
Dowling,	Hocker,	Reagan,	Whalley,
Dunn,	Jump,	Riley, R. L.,	Wilt,
Erb,	Kent,	Robertson,	Wood,
Ewing,	Kline,	Royer,	Yeakel,
Ferster,	Kohl,	Rubin,	Sorg,
Flack,	Leisey,	Sax,	Speaker
Frost,	Leonard, W. C.,		

NAYS—85

Amarando,	Gaffney,	Maxwell,	Reidenbach,
Andrews,	Gleason,	McDermitt,	Rigby,
Banker,	Guarnieri,	McGee,	Rovanseck,
Beech,	Hagerty,	McNally,	Sarra,
Blair,	Helm,	Mihm,	Scanlon,
Bloom,	Hersch,	Mills,	Schmidt,
Boiton,	Hunter,	Monroe,	Shotwell,
Breth,	Jones, G. E.,	Moran,	Spencer,
Bucchin,	Jones, J. M.,	Muldowney,	Stank,
Byrne,	Jones, P. F.,	Munley,	Swope,
Cochran,	Jones, T. H. W.,	Musto,	Taylor,
Conway,	Kamyk,	Naugle,	Toll,
Corr,	Kolankiewicz,	Needham,	Tompkins,
Coyle,	Kubacki,	Olsen,	Wargo,
Dairymple,	Lafore,	Penglase,	Weidner,
Dougherty,	Lederer,	Peta,	Welsh,
DuBols,	Leonard, L.,	Petrosky,	Westrick,
Duffy,	Leven,	Pfaff,	White,
Fenrich,	Lopresti,	Polaski,	Yester,
Filip,	Lovett,	Price, R. A.,	Yetzer,
Filo,	Lutty,	Readinger,	Ziegler,

NOT VOTING—25

Boles,	Keller,	Mikula,	Scott,
Bomberger,	Kornick,	Miller, H. G.,	Seyler,
Boorse,	Kratz,	Miller, J. C.,	Thompson, E. F.,
Costa,	Limper,	Murray,	Varallo,
Dennison,	Loftus,	Pettigrew,	Varnier,
Firmstone,	Lyons,	Pichney,	Verona,
Good,	Madden,	Reese,	Waterhouse,
Greenwood,	Madigan,	Reilly, J. M.,	Watkins,
Haudenschild,	Mazza,	Rose,	Wheeler,
Hoggard,	McConnell,	Rosen,	Williams,
Jenkins,	McMillen,	Schuster,	Young,
Johnson,	Metz,		

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

(During the verification of the negative roll).

Mr. SWARTZ. Mr. Speaker, I must have been asleep when the affirmative roll was verified because I voted in

the affirmative, and I heard my name read on the negative roll.

The SPEAKER. The Chair regrets to inform the gentleman that the affirmative roll having been verified, the gentleman cannot now be recorded in the affirmative, however, the gentleman's remarks will be noted upon the record.

Mr. SWARTZ. Is it not possible to be recorded as voting in the affirmative?

The SPEAKER. Does the gentleman desire to have his name removed from the negative roll?

Mr. SWARTZ. I do, Mr. Speaker.

The SPEAKER. Will the House give its unanimous consent to permit the gentleman's name to be stricken from the negative roll? Is there objection? The Chair hears none.

Will the House give its unanimous consent for the gentleman's name to be recorded on the affirmative roll? Is there objection? The Chair hears none, and the gentleman's name will be recorded on the affirmative roll.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1100, as follows:

An Act to amend sections 464 and 471 of the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcoholic and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by further defining the powers of courts on appeal

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 464 and 471 of the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and for forfeitures providing for local option and repealing existing laws" are hereby amended to read as follows

Section 464 Hearings Upon Refusal of Licenses Renewals or Transfers Appeals The board may of its own motion and shall upon the written request of any applicant for club hotel or restaurant liquor license or any applicant for any malt or brewed beverage license other than a public service license or for renewal or transfer thereof whose application for such license renewal or

transfer has been refused fix a time and place for hearing of such application for license or for renewal or transfer thereof notice of which hearing shall be mailed to the applicant at the address given in his application Such hearing shall be before the board a member thereof or an examiner designated by the board At such hearing the board shall present its reasons for its refusal or withholding of license renewal or transfer thereof The applicant may appear in person or by counsel may cross-examine the witnesses for the board and may present evidence which shall likewise be subject to cross-examination by the board Such hearing shall be stenographically recorded The examiner shall thereafter report to the board upon such hearing The board shall thereupon grant or refuse the license renewal or transfer thereof In considering the renewal of a license the board shall not refuse any such renewal on the basis of the propriety of the original issuance or any prior renewal of such license If the board shall refuse such license renewal or transfer following such hearing notice in writing of such refusal shall be mailed to the applicant at the address given in his application In all such cases the board shall file of record at least a brief statement in the form of an opinion of the reasons for the ruling or order and furnish a copy thereof to the applicant Any applicant who has appeared before the board or any agent thereof at any hearing as above provided who is aggrieved by the refusal of the board to issue any such license or to renew or transfer any such license may appeal or any church hospital charitable institution school or public playground located within three hundred feet of the premises applied for aggrieved by the action of the board in granting the issuance of any such license or the transfer of any such license may take an appeal limited to the question of such grievance within twenty days from date of refusal or grant to the court of quarter sessions or the county court of Allegheny County of the county in which the premises applied for is located Such appeal shall be upon petition of the aggrieved party who shall serve a copy thereof upon the board whereupon a hearing shall be held upon the petition by the court upon ten days' notice to the board which shall be represented in the proceeding by the Department of Justice The said appeal shall act as a supersedeas unless upon sufficient cause shown the court shall determine otherwise The court shall hear the application de novo on questions of fact [administrative discretion] law and such other matters as are involved at such time as it shall fix of which notice shall be given to the board The court shall in its own discretion either sustain or over-rule the action of the board and either order or deny the issuance of a new license or the renewal or transfer of the license to the applicant The parties to the proceeding may within thirty days from the filing of the order or decree of said court appeal therefrom to the Superior Court

The jurisdiction of the county court of Allegheny County conferred hereby shall be exclusive within the territorial limits of its jurisdiction

Section 471 Revocation and Suspension of Licenses Upon learning of any violation of this act or any laws of this Commonwealth relating to liquor alcohol or malt or brewed beverages or of any regulations of the board adopted pursuant to such laws of any violation of any laws of this Commonwealth or of the United States of America relating to the tax-payment of liquor or malt or brewed beverages by any licensee within the scope of this article his officers servants agents or employees or upon any other sufficient cause shown the board may within one year from the date of such violation or cause appearing cite such licensee to appear before it or its examiner not less than ten nor more than fifteen days from the date of sending such licensee by registered mail a notice addressed to him at his licensed premises to show cause why such license should not be suspended or revoked Hearings on such citations shall be held in the same manner as provided herein for hearings on applications for license Upon such hearing if satisfied that any such violation has occurred or for other sufficient cause the board shall immediately suspend or revoke the license

notifying the licensee thereof by registered letter addressed to his licensed premises. Such suspensions and revocations shall not go into effect until twenty days have elapsed from the date of notice of issuance of the board's order during which time the licensee may take an appeal as provided for in this act. When a license is revoked the licensee's bond may be forfeited by the board. Any licensee whose license is revoked shall be ineligible to have a license under this act until the expiration of three years from the date such license was revoked. In the event the board shall revoke a license no license shall be granted for the premises or transferred to the premises in which the said license was conducted for a period of at least one year after the date of the revocation of the license conducted in the said premises except in cases where the licensee or a member of his immediate family is not the owner of the premises in which case the board may in its discretion issue or transfer a license within the said year. In all such cases the board shall file of record at least a brief statement in the form of an opinion of the reasons for the ruling or order. In the event the person whose license was suspended or revoked by the board shall feel aggrieved by the action or penalty of the board he shall have the right to appeal to the court of quarter sessions or the county court of Allegheny County in the same manner as herein provided for appeals from refusals to grant licenses. Upon appeal the court so appealed to shall in the exercise of its discretion sustain, reject, alter or modify the findings, conclusions and penalties of the board based on the findings of fact and conclusions of law as found by the court. The aforesaid appeal shall act as a supersedeas unless upon sufficient cause shown the court shall determine otherwise. The licensee or the board may within thirty days from the filing of the order or decree of said court file an appeal therefrom to the Superior Court. In those cases where the board shall suspend a license the board may accept from the licensee an offer in compromise as a penalty in lieu of such suspension and thereupon rescind such suspension. In the case of a manufacturer of malt or brewed beverages the offer in compromise shall be at the rate of one hundred dollars (\$100) for each day of suspension in the case of a liquor importer, sacramental wine licensee and a malt or brewed beverage importing distributor thirty dollars (\$30) in the case of a distributor of malt or brewed beverages twenty dollars (\$20) for each day of suspension and in the case of a hotel restaurant and club liquor licensee and a retail malt or brewed beverage dispenser or transporter for hire ten dollars (\$10) for each day of suspension. No offer in compromise may be accepted by the board in those cases where the suspension is for a period in excess of 100 days. Where the court shall order a suspension it shall also direct the board to accept or reject an offer in compromise for all or a portion of the period of suspension.

The jurisdiction of the county court of Allegheny County conferred hereby shall be exclusive within the territorial limits of its jurisdiction.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarrat,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Gutendorf,	McCullough,	Scanlon,
Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,
Berkstresser,	Hamilton, R. E.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,

Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenschild,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorse,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Breisch,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Cort,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglaso,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
DuBois,	Lafore,	Pichney,	Weldner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Leisey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leven,	Price, R. A.,	Wheeler,
Fenster,	Light,	Readinger,	White,
Filip,	Limper,	Reagan,	Williams,
Filo,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reldenbach,	Wood,
Flack,	Lovett,	Reilly, J. M.,	Yeakel,
Frost,	Lutty,	Rigby,	Yester,
Gaffney,	Lyons,	Riley, R. L.,	Yetzer,
Geer,	Madden,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—1

Guarnieri,

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1196, as follows:

An Act to amend clause (15) of the second paragraph of Section 493 of the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by making the cashing receiving handling or negotiating of Public Assistance checks or the cashing of payroll checks by licensees of the Pennsylvania Liquor Control Board an unlawful act.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 Clause (15) of the second paragraph of Section 493 of the act approved the twelfth day of April one thousand nine hundred fifty-one (Act No 21) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" is hereby amended to read as follows

Section 493 Unlawful Acts Relative to Liquor Malt and Brewed Beverages and Licensees The term "licensee" when used in this section shall mean those persons licensed under the provisions of Article IV unless the context clearly indicates otherwise

It shall be unlawful

(15) Cashing pay roll and Public Assistance checks for any licensee or his servants agents or employees to cash pay roll checks [except in accordance with board regulations] or to cash receive handle or negotiate in any way Public Assistance checks.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Mazza,
Andrews,	Graybill,	Maxwell,
Banker,	Greenwood,	McConnell,
Barkdoll,	Greer,	McCormack,
Baumunk,	Guarnieri,	McCullough,
Bear,	Gutendorf,	McDermitt,
Beaver,	Guthrie,	McGee,
Beech,	Hagerty,	McInroy,
Berkstresser,	Hall,	McKinney,
Blair,	Hamilton, R. E.,	McMillen,
Bloom,	Hamilton, W. H.,	McNally,
Boles,	Harney,	Metz,
Bolton,	Haudenshield,	Mihm,
Bomberger,	Headlee,	Mikula,
Boorse,	Helm,	Miller, H. G.,
Bower,	Hersch,	Miller, J. C.,
Brelschi,	Hewitt,	Mills,
Breth,	Hocker,	Mintess,
Brown,	Hoggard,	Monroe,
Bucchia,	Hunter,	Moore, C. E.,
Byrne,	Jenkins,	Moore, H. A.,
Cella,	Johnson,	Moran,
Clapper,	Jones, G. E.,	Muldowney,
Clendenning,	Jones, J. M.,	Munley,
Cochran,	Jones, P. F.,	Murray,
Conway,	Jones, T. H. W.,	Musto,
Cooper,	Jump,	Najaka,
Corr,	Kamyk,	Naugle,
Costa,	Keller,	Needham,
Coyle,	Kent,	Olsen,
Dairymple,	Kline,	Penglass,
Davis,	Kohl,	Peta,
Dennison,	Kolankiewicz,	Petrosky,
Dougherty,	Kornick,	Pettigrew,
Dowling,	Kratz,	Pfaff,
DuBois,	Kubacki,	Pichney,
Duffy,	Lafore,	Pitzer,
Dunn,	Lederer,	Polaski,
Erb,	Lelsey,	Polen,
Ewing,	Leonard, L.,	Price, H. W. Jr.,
Fenrich,	Leonard, W. C.,	Price, R. A.,
Ferster,	Leven,	Readinger,

Filip,
Pho,
Firmstone,
Flack,
Frost,
Gaffney,
Geer,
Gibson,
Gleason,
Good,

Light,
Limper,
Loftus,
Lopresti,
Lovett,
Lutty,
Lyons,
Madden,
Madigan,
Markley,

Reagan,
Reese,
Reidenbach,
Reilly, J. M.,
Rigby,
Riley, R. L.,
Robertson,
Rose,
Rosen,
Rovanssek,

Williams,
Wilt,
Wood,
Yeakel,
Yester,
Yetzer,
Young,
Ziegler,
Sorg,
Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1218, entitled:

An Act to further amend Section 208 of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions, defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, board, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by clarifying the holding over after expiration of the term of office of persons appointed by the Governor; and repealing inconsistent provisions.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. JOHNSON. Mr. Speaker, I move that this bill be recommitted to the Committee on State Government for the purpose of further study and possible amendment.

The motion, was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1290, entitled:

An Act to amend section one of the act approved the nineteenth day of May one thousand eight hundred and ninety-seven (P. L. 77) entitled "An act granting the permission and regulating the establishment and operation of bone boiling establishments and depositories of dead animals in the Commonwealth of Pennsylvania and providing for violations of the provisions of this act" by adding the requirement that permission to erect or operate such establishments in counties which have organized a county department of health or joint-county department of health must be obtained from the county department of health or joint-county department of health

On the question,
Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. FROST. Mr. Speaker, I move that this bill be placed on the third reading postponed calendar.
The motion was agreed to.

Agreeably to order,
The House proceeded to the third reading and consideration of House Bill No. 1294, as follows:

An Act to amend the title of and the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1005) entitled "An act relating to and regulating tractors and trailers and their operation providing for their registration and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors and trailers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors and trailers imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by deleting from said act all provisions relating to operators operators' licenses and trailers and further providing for the equipment of tractors

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1005) entitled "An act relating to and regulating tractors and trailers and their operation providing for their registration and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors and trailers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors and trailers imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" is hereby amended to read as follows

An Act

Relating to and regulating tractors [and trailers] and their operation providing for their registration [and the licensing of certain operators] by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors [and trailers] providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors [and trailers] imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds

Section 2 Section 102 of said act as amended in part by the acts approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 815) the sixth day of May one thousand nine hundred forty-three (P. L. 198) and the eighteenth day of May one thousand nine hundred forty-nine (P. L. 1456) is hereby further amended to read as follows

Section 102 Definitions The following words and phrases when used in this act shall for the purpose of this act have the meanings respectively ascribed to them in this section except in those instances where the context clearly indicates a different meaning

"Cleat" Any projection block stud flange or any other protuberance of any material other than rubber which projects beyond the outside surface of the periphery of the wheels of a tractor

"Dealer" Any person firm corporation or association engaged in the business of manufacturing or in the purchase and sale of tractors [or trailers] and who has an established place of business

"Department" The Department of Revenue of this Commonwealth

"Guide Band" And flange affixed to the center line of the outside surface of the periphery of the front or guiding wheels of a tractor

"Highway" Every way or place of whatever nature open to the use of the public as a matter of right for purposes of vehicular travel The term "highway" shall not be deemed to include a roadway or driveway upon grounds owned by private persons colleges universities or other institutions

"Magistrate" A mayor burgess magistrate alderman justice of the peace or other officer having the powers of a committing magistrate

"Operator" Every person who is in actual physical control of a tractor

"Operator's License" The license issued to any person to operate a tractor

"Owner" A person who is the legal owner of a tractor [or trailer] or in the event the tractors [or trailer] is subject to an agreement for the conditional sale or lease thereof or other like agreement with the right of purchase upon performance of the conditions stated in the agreement and with an immediate right of possession vested by the conditional vendee or lessee shall be deemed the owner for the purpose of this act

"Peace Officer" A sheriff deputy sheriff constable member of the Pennsylvania State Police State Highway Patrolman or other police officer vested with authority of arrest

"Person" Every natural person firm copartnership association or corporation

"Secretary" The Secretary of Revenue of this Commonwealth

"State" A State territory organized or unorganized or district of the United States of America

"Trailer" Every vehicle wagon or truck drawn by a tractor for hauling material or freight of any kind excepting water and fuel tanks road-graders stone-crushers sawmills concrete mixers and agricultural equipment not self-propelled Provided however That a wagon or truck drawn by a tractor for the transportation of the agricultural products of the owner of such wagon or truck or returning from such transportation shall not be included within such definition and no fee shall be required to operate such vehicle on the public highways

"Tractor" Every vehicle of the tractor type which is self-propelled [originally constructed under a distinctive name make model or type by a generally recognized manufacturer] designed and used for drawing other vehicles and not so constructed as to carry a load thereon either independently or any part of the weight of a vehicle or load so drawn excepting road rollers ditch diggers or vehicles used exclusively upon stationary rails or tracks In the case of motor vehicles as defined in the Vehicle Code which cannot be used as motor vehicles the secretary may determine in each case whether or not such motor vehicle is of the tractor type and in making such determination the secretary shall consider the purpose for which such motor vehicle shall be used

"Farm Tractor" Every vehicle of the tractor type which is self-propelled designed and used primarily as a farm implement for drawing plows mowing machines and other implements of husbandry

"Vehicle" Every device in upon or by which any person or property is or may be transported or drawn or which may draw devices upon a highway excepting devices used exclusively upon stationary rails or tracks

Section 3 Section 201 of said act as last amended by the act approved the twenty-fifth day of April one thousand nine hundred forty-five (P. L. 303) is hereby further amended to read as follows

Section 201 Registration of Tractors [and Trailers] Required Except as hereinafter provided on tractor [or trailer] shall be operated or driven upon any highway of this Commonwealth until the said tractor [or trailer] shall have been registered with the department as hereinafter provided and the registration plate that has been issued for the vehicle for the current year is received and displayed as required by this act

Tractors [and trailers] including farm wagons and agricultural equipment drawn by tractors [with or without a trailer] used exclusively by any person upon the farm or farms he owns or operates or upon highways connecting by a direct route any farms or portions of farms under the ownership or operation of such person to any other farm or to any garage for the purpose of having the same repaired shall be exempt from registration

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 4 Section 202 of said act as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 815) is hereby further amended to read as follows

Section 202 Application for Registration and Duplicates

(a) Application for registration of a tractor shall be made upon a form prescribed and furnished by the department and shall contain the make manufacturer's number character of the motive power weight and such other information as the department may require

[Application for registration of a trailer shall be made upon a form prescribed and furnished by the department and shall contain the make and the combined weight of the chassis and body if so constructed or the gross weight of the trailer exclusive of the load to be transported and such other information as the department may require]

The application shall be sworn to before a notary public or other officer empowered to administer oaths and shall contain the full name and the actual or bona fide address of the owner or owners The application shall be signed by the owner if a natural person and in the case where the owner is a corporation copartnership or association by an executive officer thereof or some person specifically authorized by said corporation copartnership or association to sign the same

(b) Upon receipt of the application and the fee provided in this act the secretary shall register the tractor [or trailer therein] described and the owner thereof in suitable books or in index cards maintaining suitable records of all registrations issued

(c) The secretary upon registering a tractor [or trailer] shall issue to the owner a registration card which shall bear thereon the registration number assigned to the owner and to the tractor [or trailer] the name and address of the owner also a description of the vehicle and such other statement of facts as may be determined by the secretary The owner upon receiving the registration card shall sign the usual signature or name of such owner with pen and ink in the space provided

(d) In the event of a lost destroyed or illegible registration card application shall be made to the department within forty-eight (48) hours of the discovery of the loss of such registration card for a duplicate registration card upon a form furnished by the department and accompanied by the fee provided in this act Thereupon the de-

partment shall issue a duplicate registration card to the owner

(e) No owner or operator of a tractor [or trailer] shall be subject to a fine for the reason that registration card is missing if the owner or operator makes affidavit that the same was lost or stolen within the period of twenty (20) days preceding and that application for new registration card was made within forty-eight (48) hours as required in this section

(f) The registration card issued for a tractor [or trailer] required to be registered shall at all times while the vehicle is being operated upon a highway be in the possession of the operator thereof or carried in the tractor [or trailer]

Penalty Any person violating any of the provisions of subsection (c) (d) or (f) of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of five (5) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than three (3) days

Section 5 Section 204 205 206 and subsection (a) and (d) of section 207 of said act are hereby amended to read as follows

Section 204 Registration of Dealers

(a) Tractors [or trailers] owned or kept by dealers shall be exempt from individual registration if said dealer registers with the department in the "Dealer's Class"

(b) Application for such registration shall be made to the department upon a form furnished by the department The application shall contain the full name and business address of the applicant and such other information as the department shall require Upon receipt of the application accompanied by the fee provided in this act for each registration card and registration plate desired the department shall issue to the applicant as many registration cards and registration plates as may have been applied for

(c) No tractor [or trailer] shall under any circumstances be operated under the dealer's registration unless the registration card for registration plate displayed is carried by the operator and bears the signature of the dealer to whom issued

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of five (\$5) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than three (3) days

Section 205 Registration by Nonresidents Nonresidents of this Commonwealth except as otherwise provided in this act will be exempt from the provisions of this act as to the registration of tractors [and trailers] for the same time and to the same extent as like exemptions are granted residents of this Commonwealth under the laws of the foreign country or State of their residence relative to the registration of tractors [and trailers] and shall conspicuously display the registration plates as required thereby and have in their possession the registration card issued for such tractor [or trailer]

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 206 Registration Shall be Refused The department shall not accept an application for the registration of a tractor [or trailer] in any of the following events

1 When the applicant therefore is not entitled thereto under the provisions of this act

2 When the applicant has neglected or refused to furnish the department with the information required in the appropriate official form or reasonable additional information required by the department

3 When the fees required therefor by law have not been paid

4 When the vehicle is not constructed or equipped as required by this act

Section 207 Registration Suspended

(a) The secretary may suspend any registration with or

without a hearing before the secretary or his representative in any of the following cases

1 When tractor [or trailer] is unsafe or unfit for operation or is not equipped as required by this act

2 When the owner shall make or permit to be made any unlawful use of a tractor [or trailer] or registration plate or permit the use thereof by a person not entitled thereto

3 When the owner has been convicted of using a false or fictitious name or giving a false or fictitious address in any application or form required under the provisions of this act or knowingly making a false statement or knowingly concealing a material fact or otherwise committing a fraud in any application

4 Upon certification or request or order of any court duly authorized under the laws of this Commonwealth and empowered by such laws to make such certifications requests or orders

5 When check submitted in payment of any registration is returned to the department because of insufficient funds or is not paid on demand

* * * * *

(d) No tractor [or trailer] the registration of which has been suspended shall be operated on the highway during the period of suspension

Section 6 Subsection (a) of section 208 of said act as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 815) is hereby further amended to read as follows

Section 208 Transfer of Registration

(a) Upon transfer of ownership or the destruction of any tractor [or trailer] the registration shall expire

Section 7 Subsections (a) and (c) of section 301 of said act as amended by the act approved the sixth day of May one thousand nine hundred forty-three (P. L. 174) are hereby further amended to read as follows

Section 301 Registration Plates to be Furnished by Department

(a) The department shall furnish to every owner whose tractor [or trailer] has been registered and for each registration issued to a dealer one (1) registration plate

* * * * *

(c) The registration plate shall be kept reasonably clean and shall not be defaced in any manner and shall be displayed conspicuously on the front or rear of the tractor [and on the rear of the trailer] in such a way that [they] it may be easily read

Section 8 Sections 302 and 303 and subsections (a) and (d) of section 304 of said act are hereby amended to read as follows

Section 302 Use of Dealer's Registration Plates Registration plate issued under dealer's registration may be used on any tractor [or trailer] owned by such dealer and operated by such dealer or the employee of such dealer when such tractor [or trailer] is used (a) in the tractor [or trailer] business of such dealer (b) for testing tractors [or trailers] in the possession of such dealer (c) for demonstrating tractors [or trailers] in the possession of such dealer and such tractors [and trailers] may be operated by a prospective purchaser when licensed as an operator and when accompanied by the dealer or an employee of such dealer

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 303 Use of Registration Plates Restricted

(a) No person shall operate a tractor [or trailer] under any other registration plates than that of its own registration

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of twenty-five (\$25) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than ten (10) days

Section 304 Lost or Defaced Registration Plates

(a) In the event of the loss of registration plate or if a

plate becomes so defaced that the numbers thereon are illegible it shall be the duty of the owner of the tractor [or trailer] for which the same were issued to apply to the department for new registration plate within forty-eight (48) hours of his discovery of the loss or defacement of such plate

* * * * *

(d) No owner or operator of a tractor [or trailer] shall be subject to a fine for the reason that registration plate is missing if he makes affidavit that the same was lost or stolen within the period of twenty (20) days preceding and that application for new plate was made within forty-eight (48) hours as required herein

Section 9 Section 305 of said act as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 815) is hereby further amended to read as follows

Section 305 Transfer of Registration Plate

(a) Upon the transfer of ownership or destruction of any tractor [or trailer] the owner shall remove the registration plate therefrom

(b) In the event of the transfer of registration plate to a tractor [or trailer] of the same classification as that originally registered the owner shall be assigned the registration plate previously issued to him unless such registration plate has been lost or destroyed

[(c) If transfer of registration plate is from tractor classification to trailer classification or from trailer classification to tractor classification the owner shall be issued a new registration plate Upon receipt of new registration plate the original registration plate shall be returned to the department immediately for cancellation unless such registration plate has been destroyed or lost]

Penalty Any person violating any of the provisions of subsections (a) or (b) of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 10 Section 306 307 and 308 of said act are hereby amended to read as follows

Section 306 Temporary Use of Registration Plate Pending Transfer of Registration After the transfer of registration plate from a tractor [or trailer] to another tractor [or trailer] owned by the same owner the owner or operator shall not for a period of twenty (20) days be subject to a fine for operation of the latter tractor [or trailer] without the proper transfer registration card provided he shall have made application to the department as required in this act for transfer of the registration and provided he shall upon prosecution make an affidavit or testify under oath to that effect

Section 307 Illegal Transfer of Registration Plate No person shall give or lend tractor [or trailer] or dealer's registration plate to another

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of twenty-five (\$25) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than ten (10) days

Section 308 Return of Dealer's Registration Plate Registration plate or plates and registration card or cards issued in the dealer's class shall be returned to the department for cancellation when the dealer discontinues tractor [or trailer] business

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of fifty (\$50) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than ten (10) days

Section 11 Subsection (b) of section 309 of said act as amended by the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 851) is hereby further amended to read as follows

Section 309 Expiration of Registration Plates

* * * * *

(b) No tractor [or trailer] shall be operated on any

highway with registration plates which have expired nor without registration plate on claim by the owner or operator that registration plate for the current year has been applied for but not received

Section 11.1 Section 401 of said act is hereby amended to read as follows

Section 401 Operators Must Be Licensed [No person except those expressly exempted under this act shall operate any tractor upon a highway in this Commonwealth unless such person upon application has been licensed or authorized to operate tractors under the laws of this Commonwealth or is licensed as an operator under the provisions of this act]

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days] All persons operating tractors on the highways must be licensed as operators in accordance with relevant provisions of the act known as "The Vehicle Code" and its amendments

Section 12 Sections 402 403 404 405 406 407 408 409 410 411 412 413 414 415 417 418 and 502 of said act and their amendments are hereby repealed

Section 13 Section 503 of said act is hereby amended to read as follows

Section 503 Dealers The fee shall be twenty-five (\$25) dollars for the first annual registration and two (\$2) dollars for each additional annual registration issued to persons registered as dealer in tractors [or trailers]

Section 14 Section 504 of said act is hereby repealed

Section 15 Section 505 of said act as amended by the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 851) is hereby further amended to read as follows

Section 505 Reduction of Registration Fees in Certain Cases The fee for registration of a tractor [or trailer] when registered is issued on or after the beginning of the seventh month of the registration year but prior to the beginning of the tenth month of the registration year shall be one-half ($\frac{1}{2}$) of the fee for annual registration The fee for registration of any tractor [or trailer] when registration is issued on or after the beginning of the tenth month of the registration year shall be one-fourth ($\frac{1}{4}$) of the fee for annual registration herein specified

Section 16 Section 506 of said act as last amended by the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 851) is hereby repealed

Section 17 Section 507 of said act is hereby amended to read as follows

Section 507 Replacement of Registration Plates The fee for replaced tractor [trailer] or dealer's registration plate shall be one (\$1) dollar

Section 18 Section 508 subsections (a) and (b) as relettred of section 512 and section 513 of said act as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 815) are hereby further amended to read as follows

Section 508 Transferring Registration The fee for transfer of registration shall be two (\$2.00) dollars when tractor [or trailer] is of equal or less classification than that originally registered or upon payment of a fee of two (\$2) dollars and the difference between the fee originally paid and that due if the tractor [or trailer] be properly registerable in a higher classification

Section 512 Exemptions from Fees

(a) No fee shall be charged for the registration of tractors [and trailers] owned and used by (a) the Federal Government (b) any State other than Pennsylvania which issues registrations to this Commonwealth without charge (c) the Commonwealth of Pennsylvania (d) any city borough incorporated town townships county poor or school district of the Commonwealth (e) hospital or any duly authorized volunteer fire force but all such vehicles except those owned and used by the Federal Government shall be registered and shall display registration plates as this act provides for privately owned tractors [and trailers]

(b) No fee shall be required for replacement or substitution of registration card registration plate [or operator's license] when satisfactory proof is furnished the secretary of loss of same in the mails

Section 513 No Other Taxes or Fees to be Imposed No city borough incorporated town townships or county shall require or collect any registration [or operator's license] fee or tax for any tractor [trailer or license from any operator thereof]

Section 19 Section 601 of said act is hereby amended to read as follows

Section 601 Lights

(a) Every tractor upon a highway within this Commonwealth during the period from one (1) hour after sunset to one (1) hour before sunrise and at any other time when there is not sufficient light to render clearly discernible any person on the highway at a distance of two hundred (200) feet ahead shall be equipped with two (2) headlamps and no less at the front of and on opposite sides of the tractor and shall also carry at the rear a lamp which exhibits a red light plainly visible to the rear [except that tractors of the first class may display a white light in front and a white or red light in the rear]

[(b) Every trailer attached to a tractor shall during the time specified in subsection (a) of this section exhibit a white or red light to the rear of said trailer]

(c) Whenever a tractor [or trailer] is parked or stopped upon a highway whether attended or unattended during the time when lights are required by this act it shall display a white light in front and a [white or] red light in rear visible under normal atmospheric conditions from a distance of five hundred (500) feet to the front and to the rear of such tractor [or trailer]

Penalty Any person violating any of the provisions of subsection (a) of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of two (\$2) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than one (1) day

[Any person violating any of the provisions of subsection (b) of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than three (3) days]

Section 20 Subsections (a) and (f) of section 602 of said act as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 815) are hereby further amended to read as follows

Section 602 Cleats Guide Bands Grousers Chains and Tires

(a) It shall be unlawful for any person to operate or move or for the owner to cause or knowingly permit to be moved on any highway any tractor [or trailer] which is not so constructed or equipped as required in this act

* * * * *

(f) Every tractor [or trailer] equipped with rubber tires moved on any highway shall have rubber on its entire traction surface at least one (1) inch thick above the edge of the flange of the entire periphery It shall be permissible to use tire chains consisting of not less than five (5) cross chains or which do not project more than one (1) inch upon the outside surface of the periphery of the wheel on any tractor when required for safety because of snow ice or other conditions tending to cause a tractor to slide or skid

Section 21 Section 604 of said act is hereby amended to read as follows

Section 604 Red Light Visible from in Front of Tractor [or Trailer] No person shall operate or move any tractor [or trailer] upon a public highway with a red light displayed on the front thereof

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days shall undergo imprisonment for not more than five (5) days

Section 22 Section 607 of said act as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 815) is hereby further amended to read as follows

Section 607 Size of Vehicles and Load

(a) No tractor except street sweeper road grader and snow removal equipment shall exceed a total maximum width including any load thereon of one hundred and ten (110) inches

[(b) No trailer except fire department equipment shall exceed a total maximum width including load thereon of ninety-six (96) inches except that the limitations as to size of trailers in this act shall not apply to such vehicles loaded with hay or straw in bulk]

(c) No tractor [or trailer] except fire department equipment shall exceed a total maximum length including load thereon of three hundred and ninety-six (396) inches and no combination of vehicles coupled together shall exceed a total maximum length of seventy (70) feet

1 No tractor [of the second class] shall be operated upon any highway drawing or having attached thereto more than one (1) other vehicle

2 The draw-bar or other connection between a tractor or [trailer] other vehicle shall not exceed fifteen (15) in length from tractor to the [trailer] other vehicle Whenever the connection consist of a chain rope bar or cable there shall be displayed upon such connection a flag not less than twelve (12) inches both in length and width

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 23 Section 608 of said act as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 815) and in part by the act approved the thirty-first day of May one thousand nine hundred forty-seven (P. L. 374) is hereby further amended to read as follows

Section 608 Weight of Tractor [Trailer] and Load

(a) Tractors shall not be operated or moved upon any highway with gross weight in excess of thirty-thousand (30,000) pounds if of the two axle type and forty thousand (40,000) pounds if of the three axle type

(b) The width of tires on the wheels of tractors [or trailers] shall be sufficient so that including the load on the tractor [or trailer] the weight shall not be in excess of eight hundred (800) pounds on any wheel for each nominal inch of width of tire on each wheel

[(c) Trailers shall not be operated or moved upon any highway with gross weight exceeding those specified for the several classes as follows

Two-Wheeled Class	Trailer Weight in Pounds	[Maximum Gross Weight in Pounds]
A..Less than 1000		3,000
B..1000 and over but less than 2000		6,000
C..2000 and over but less than 3000		10,000
D..3000 and over but less than 4000		12,000
E..4000 and over but less than 5000		14,000
F..5000 and over but less than 6000		16,000
G..6000 and over		18,000

Four-Wheeled (2 Axles) Class	Trailer Weight in Pounds	Maximum Gross Weight in Pounds
A..Less than 1000		3,000
B..1000 and over but less than 2000		6,000
C..2000 and over but less than 3000		10,000
D..3000 and over but less than 4000		16,000
E..4000 and over but less than 5000		20,000
F..5000 and over but less than 6000		24,000
G..6000 and over		26,000

Six-Wheeled (3 Axles) Class	Trailer Weight in Pounds	Maximum Gross Weight in Pounds
AZ..Less than 3000		12,000
BZ..3000 and over but less than 4000		15,000

CZ..4000 and over but less than 5000	20,000
DZ..5000 and over but less than 6000	26,000
EZ..6000 and over but less than 7000	30,000
FZ..7000 and over but less than 9000	34,000
GZ..9000 and over	36,000]

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of fifty (\$50) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than ten (10) days

Section 24 Section 609 of said act is hereby amended to read as follows

Section 609 Officers May Weigh Tractors [and Trailers] Any peace officer who shall be in uniform and shall exhibit his badge or other sign of authority having reason to believe that the weight of a tractor [or trailer] and it or its load is unlawful is authorized to weigh the same either by means of portable or stationary scales or may require that such vehicle be driven to the nearest stationary scales in the event such scales are within a distance of two (2) miles The peace officer may then require the operator to unload immediately such portion of the load as may be necessary to decrease the gross weight of such vehicle to the maximum gross weight specified in this act except as herein provided for special hauling permits And further provided That no arrests shall be made in cases where the maximum gross weights provided in this act are not exceeded by more than ten (10) per centum thereof

Penalty Any person refusing to unload excess weight when so ordered shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 25 Section 610 of said act as last amended by the act approved the thirteenth day of May one thousand nine hundred forty-nine (P. L. 1322) is hereby further amended to read as follows

Section 610 Permits for Excessive Size and Weight The Secretary of Highways of this Commonwealth and local authorities in their respective jurisdiction may at their discretion upon application in writing accompanied by the fee provided in this act and good cause being shown therefor issue special permits in writing authorizing the applicant to operate or move upon any highway under the jurisdiction of and for the maintenance of which the authorities granting the permit are responsible (a) a tractor [or trailer] of a size and weight exceeding the maximum specified in this act every such permit shall be issued for a single trip and shall designate the route to be traversed (b) any heavy piece of quarry equipment or machinery of a size and weight exceeding the maximum specified by this act across any highway from one part of a quarry to another or upon the highways connecting by the most direct route any quarries or portion of quarries under the single ownership or operation of such person this permit to be issued for the license year as provided by this act no such permit shall be issued for the movement of such equipment or machinery for a distance greater than one-half mile (c) any over-size self-propelled combine up to one hundred fifty (150) inches in width every such permit shall be issued for the period between the fifteenth day of June and the fifteen day of November both inclusive for the movement of such equipment during the daylight hours within a radius of ten (10) miles from the owner's home or farm At other times a permit for the movement of such equipment shall be granted as otherwise herein provided Any of the above permits shall be subject to such rules and regulations and any other conditions or restrictions including the obligation on the part of the permittee to restore or replace any section of highway or bridge damaged as a result of such movement whether or not the same was attributable to negligence on the part of the permittee as shall be deemed necessary by the authorities granting such permit Every such permit shall be carried in the vehicle to

which it refers shall be open to inspection by any peace officer or person having collision with the tractor [or trailer] and shall be revocable at any time at the discretion of the official who issued the same

Section 26 Section 612 of said act is hereby amended to read as follows

Section 612 Regulating Weight of Tractors [and Trailers] on Bridges Where any bridge causeway or viaduct owned or maintained whether owned in whole or in part by this Commonwealth or local authorities other than interstate bridges as now provided by law shall have a sign properly posted in a conspicuous place at the entrance thereto stating the gross maximum weight permitted thereon it shall be unlawful for any person to drive or cause to be driven upon any such bridge causeway or viaduct any tractor [or trailer] which together with its load shall be of greater gross maximum weight than is mentioned in such sign Provided however That restrictions as to maximum weight mentioned in such signs shall not apply for a period exceeding one (1) year from the date of posting of such signs unless a further extension of time is authorized by the Secretary of Highways of this Commonwealth

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 27 Subsection (b) of section 703 and section 708 of said act as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 815) are hereby further amended to read as follows

Section 703 Arrests on View or With Warrant

* * * * *

(b) If the defendant is unable to give bail as provided in this act for a hearing or for his appearance at court the magistrate shall accept as bail any article of sufficient value or if the defendant is the owner thereof shall hold in custody the tractor [or trailer] found in his possession and the court or magistrate after the trial of the defendant or when bail according to law has been given shall make such order as to the disposition of such tractor [or trailer] or other articles accepted as bail as shall seem just and proper

Section 708 Civil Actions for Damages All civil actions for damages arising from the use and operation of any tractor [or trailer] may at the discretion of the plaintiff be brought before any magistrate alderman or justice of the peace in the county wherein the alleged damages were sustained if the plaintiff has had said damages repaired and shall produce a receipted bill for the same properly sworn to by the party making such repairs or his agent or said action may be brought in the court of common pleas of said county and service of process in either case may be made by the sheriff of the county where the suit is brought deputizing the sheriff of the county wherein the defendant or his registered agent resides or where service may be had upon him under the existing laws of this Commonwealth in like manner as process may now be served in the proper county No action involving more than one hundred (\$100.00) dollars shall be brought before any magistrate alderman or justice of the peace

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,

Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bea,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Boiton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Buccin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toil,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1300, entitled:

An Act to amend sections one two three and five of the act approved the fifth day of June one thousand nine hundred and thirteen (P. L. 433) entitled "An act for the prevention of blindness by requiring the reporting of cases of ophthalmia neonatorum (inflammation of the eyes of infants) by physicians midwives and others and requiring the reporting of results of treatment of each case of said disease and fixing a penalty for violation thereof" by adding county departments of health or joint-county departments of health to the health authorities to which cases of ophthalmia neonatorum must be reported

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. FROST. Mr. Speaker, I move that this bill be placed on the third reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1301, entitled:

An Act to further amend section fifteen of the act approved the nineteenth day of June one thousand nine hundred thirty-one (P. L. 589) entitled as amended "An act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering regulating barber shops and barber schools and apprentices and students therein regulating compensation for service rendered conferring certain powers and duties on the Department of Public Instruction and providing penalties" by adding counties which have established a county department of health or joint-county department of health to the political subdivisions empowered to regulate barber shops by ordinances or regulations not inconsistent with law

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. FROST. Mr. Speaker, I move that this bill be placed on the third reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1309, entitled:

An Act to amend sections one and two as amended sections four five six seven and eight and sections nine and ten as amended of the act approved the twenty-eighth day of June one thousand nine hundred and twenty-three (P. L. 888) entitled "An act to safeguard human life and health throughout the Commonwealth by providing for the reporting quarantining and control of diseases declared communicable by this act or by regulation of the Department of Health providing for the prevention of infection therefrom and prescribing penalties" by changing the method of approval of communicable disease regulations by the advisory health board and by adding counties which have established a county department of health or joint-county department of health to the political subdivisions required or empowered to perform certain duties relating to the reporting quarantining and control of diseases declared communicable by law or regulation

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. FROST. Mr. Speaker, I move that this bill be placed on the third reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1310, entitled:

An Act to improve local health administration throughout the Commonwealth by authorizing the creation establishment and administration of single-county or joint-county departments of health in all counties except counties of the first class exempting certain municipalities from the jurisdiction of single-county or joint-county departments of health permitting the dissolution of departments or boards of health in certain municipalities authorizing state grants to counties which establish departments of health and to certain municipalities if they meet prescribed requirements conferring powers and duties upon the State Department of Health in connection with the creation establishment and administration of single-county or joint-county departments of health the administration

of the health laws in parts of certain municipalities not subject to the jurisdiction of single-county or joint-county departments of health and the administration of state grants and repealing an act which confers health powers upon counties of the first class

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. FROST. Mr. Speaker, I move that this bill be placed on the third reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1311, entitled:

An Act to amend section four hundred forty-seven of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by deleting those provisions which require such counties to cooperate with the State Department of Health and boroughs and first class townships and deleting those provisions which prescribed the appointment of health officers the approval of appointments by the State Department of Health and the powers and duties of appointees

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. FROST. Mr. Speaker, I move that this bill be placed on the third reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1330, as follows:

An Act to quiet title to real estate and to facilitate the alienation thereof creating a conclusive presumption of payment satisfaction or release and making unenforceable any claim for money charged against real estate under any deed certain mortgages or any decree of any court of record of this Commonwealth and correcting defects in title arising out of unrecorded deeds and breaks in chain of title and making claims thereunder invalid by creating a conclusive presumption of release and satisfaction where such charges and mortgages mature or become due and payable and decrees or defects of record arise occur exist or are dated more than fifty years prior to the time of the institution of any proceeding hereunder to enforce payment perfect revive or continue the aforesaid lien charge or encumbrances or to enforce any right arising out of such a defect in title unless an action is instituted to enforce such charges mortgages and decrees as aforesaid against the present owners or action is taken to enforce any right arising out of such a defect in title within one year after the effective date of this act The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In order to quiet title to and to facilitate alienation conveyance transfer and sale of real estate in all cases in which under any deed or any mortgage having definite maturity or due date or decree of any court of record of his Commonwealth any money is charged against land payable at a fixed or determinable time and the period of fifty years has elapsed including minority and disability or shall have elapsed after the principal of such encumbrance or charge has become due and payable and no action or proceeding shall have been instituted for the pay-

ment or collection of such charge or decree as provided by law within a period of fifty years on account of such charge mortgage or decree against the owner or owners of the land encumbered or charged therewith there shall be a conclusive presumption of payment release or satisfaction thereof and no such charge mortgage or decree shall be effective or enforceable against any owner of real estate so encumbered or charged unless within one year of the effective date of this act a proceeding to enforce payment of or to preserve revive or continue such encumbrance or charge shall be instituted against the present owners of the real estate encumbered or charged therewith as hereinafter provided

Section 2 Wherever any defect in title to real estate appears of record by reason of unrecorded deeds or breaks in chain of title making such title unmarketable arising occurring existing or dating more than fifth years prior to the filing of any proceeding under this act or any existing law to remedy or correct such defect or to enforce any claim thereunder a conclusive presumption of marketability shall be created and no claim title or proceeding thereunder shall be valid or enforceable against any owner of real estate in the chain of title in which such defect in title appears of record unless within one year of the effective date of this act a proceeding to enforce any right arising out of such defect in title shall be instituted by any person or persons claiming any such right or title against the present owners of record of real estate affected thereby in accordance with the provisions of this act

Section 3 Any such proceeding arising under the provisions of sections one and two of this act shall be by an action for the payment or enforcement of said charge mortgage or decree or to enforce any right existing by reason of such defect in title as provided under existing law in the court of common pleas of the county in which the major portion of said land is situate

Section 4 Such action or complaint to the court of common pleas under any proceeding arising under this act shall set forth to the best of plaintiff's knowledge information and belief the following facts

(a) The character of the charge mortgage or decree or defect in title

(b) The term number date of record and proper volume and page of record of said charge mortgage or decree or the place or places of record where the defect in title appears

(c) The names of the real owners of the land affected or intended to be charged liened or encumbered thereby or of any on having an apparent interest therein together with the addresses of such persons to the extent that such addresses are known to the plaintiff or may have been ascertainable upon reasonable inquiry who shall be named parties defendant or respondent to the action

(d) The location and a short description of the real property affected charged or intended to be charged with the payment of a particular charge mortgage decree or defect in title

(e) The names of the debtors obligors and guarantors and all other persons directly or indirectly liable to the plaintiff for the payment of said charge mortgage or decree together with the addresses of such persons to the extent that such addresses are known to the plaintiff or may have been ascertainable upon reasonable inquiry who shall also be named as parties defendant to the action.

(f) An averment if such be the case that plaintiff does not know and after reasonable inquiry has been unable to ascertain the residences or business addresses of the other parties defendant

(g) A demand for payment or for compliance with the terms of any such charge mortgage decree or right arising out of such defect in title

(h) All such other facts as may be pertinent or necessary under existing law

Section 5 The provisions of this act shall not be construed to take away the right of the owner of any land encumbered by such charges mortgages or decrees or subject to defects in title to proceed in accordance with

existing law against any person or persons having such an apparent charge lien or encumbrance or apparent title or interest in or against land to compel such person or persons to enforce such claim or to perfect such title

Section 6 No decree or judgment of any court resulting from any proceeding under this act shall be valid or enforceable unless and until a transcript of such judgment or decree shall be filed in the office of the recorder of deeds of the county in which land affected thereby is located and properly indexed against the owners of record named defendants correspondents in the original action or complaint or added thereto in the proceeding and such transcript shall be filed in the miscellaneous index or a special index provided therefor

Section 7 The provisions of this act shall become effective on the first day of January one thousand nine hundred fifty-two

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Soott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boies,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bombberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Buechin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dairymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzner,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Fillip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted

in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1333, entitled:

An Act to amend sections five and eighteen of the act approved the second day of July one thousand nine hundred and thirty-five (Pamphlet Laws 589) entitled "An act to safeguard human health and life by providing for the issuance of permits to and regulation of persons and entities selling milk and milk products conferring powers and imposing duties on the Secretary of Health the Advisory Health Board and otherwise providing for the administration of the act and imposing penalties" by adding counties which have established or joined in establishing county departments of health to those municipalities which may be constituted agents of the Secretary of Health for the purpose of issuance of milk permits and by adding county department of health regulations to those municipal ordinances not affected by the act

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. FROST. Mr. Speaker, I move that this bill be placed on the third reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1334, entitled:

An Act to amend section one of the act approved the seventh day of April one thousand nine hundred and twenty-seven (Pamphlet Laws 144) entitled "An act authorizing boards of health to require roving bands or bands of nomads commonly called gypsies declared to be nuisances or menaces to health to leave municipalities and providing penalties" by adding county departments of health and joint-county departments of health as alternate health authorities which may make findings and issue orders under the act

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. FROST. Mr. Speaker, I move that this bill be placed on the third reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1376, entitled:

An Act to further amend subsection (a) of section two hundred seven and subsection (f) of section four hundred forty-eight and to amend section two thousand one hundred eleven of the act approved the ninth day of April one thousand nine hundred twenty-nine (Pamphlet Laws 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor

and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by prescribing the qualifications for the Secretary of Health and by reconstituting the Advisory Health Board and further prescribing its powers and duties

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. FROST. Mr. Speaker, I move that this bill be placed on the third reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1377, entitled:

An Act to amend sections two four five and six of the act approved the second day of July one thousand eight hundred and ninety-five (Pamphlet Laws 428) entitled "An act to regulate and license public lodging-houses in the different cities in this Commonwealth" by adding county departments of health and joint-county departments of health to the health authorities empowered by the act to render certificates make inspections and adopt rules and regulations

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. FROST. Mr. Speaker, I move that this bill be placed on the third reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1378, entitled:

An Act providing for the examination licensure and registration of persons firms or corporations engaged in the business or work of plumbing or house and building drainage and prescribing certain rules regulations and requirements for the construction of plumbing house and building drainage and cesspools in cities of the second class second class A and third class and imposing fines penalties and forfeitures for violation thereof and providing for administration of this act by county departments of health or joint-county departments of health in cities of the second class second class A and third class which are within the jurisdiction of such departments of health and repealing certain laws

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. FROST. Mr. Speaker, I move that this bill be placed on the third reading postponed calendar.

The motion was agreed to.

REPORT OF THE COMMITTEE OF CONFERENCE ON HOUSE BILL NO. 730

Mr. GOODLING. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 730.

The report was read by the Clerk as follows:

REPORT OF THE COMMITTEE OF CONFERENCE ON HOUSE BILL NO. 730

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 730, entitled: "An act to further amend Section 501 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by regulating the issuance of resident and nonresident hunters' licenses and tags for antlerless deer for the hunting of antlerless deer and eliminating the provisions for special permits for antlerless deer and for abrogation of open season on antlerless deer

Respectfully submit the following bill as our report:

JAMES S. BERGER,
FRED P. HARE, JR.
HUGH J. McMENAMIN,
(Committee on the part of the Senate),
EDWIN W. TOMPKINS,
GEORGE A. GOODLING,
HARRIS G. BRETH,

(Committee on the part of the House of Representatives.)

An Act to further amend Section 501 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by regulating the issuance of resident and nonresident hunters' licenses and tags for antlerless deer for the hunting of antlerless deer and eliminating the provisions for special permits for antlerless deer and for abrogation of open season on antlerless deer

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (c) of Section 501 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as last amended by the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine P. L. 810) is hereby further amended to read as follows

Section 501 Open Seasons After investigation or information otherwise obtained by the commission as to the annual game supply the commission may by appropriate rules and regulations a summary of which shall be published as hereinafter specified fix seasons shooting hours and daily season and possession limits or remove protection and declare an open season or increase reduce or close seasons or increase or reduce bag limits for all species of game birds and game animals throughout the Commonwealth or in any part thereof or limit the number of hunters in any designated area and prescribe the methods of hunting therein when in its opinion such action is necessary to assure the maintenance of an adequate supply of such species or when an unbalanced sex ratio exists which in its opinion should be corrected or when in the opinion of the commission such additional open season will not jeopardize the future supply of game

(c) (Special Permits) Resident and nonresident hunters' licenses and tags for antlerless deer If in any year the commission by resolution declares an open season for antlerless deer it [may in its discretion] shall issue (special

permits) resident and nonresident hunters' licenses and tags for antlerless deer to hunt for or kill such deer at a fee of one dollar and ten cents under such rules and regulations governing the issuance of such (permits) licenses and tags as it may deem necessary to limit the number of persons who may hunt for such deer in any portion county of the Commonwealth provided public notice of such action is given as hereinafter required and provided however that no applications for antlerless deer licenses received from nonresidents shall be approved or licenses issued except during a period of thirty (30) days immediately preceding the opening date of such antlerless deer season Such licenses and tags may be issued only to holders of resident or nonresident hunting licenses

Resident and nonresident hunters' licenses and tags for antlerless deer shall be issued only by the Department of Revenue and by the county treasurers in counties where such deer may be hunted and killed who for that purpose are hereby made agents of the Department of Revenue

For services rendered in collecting and paying over fees and issuing licenses and tags such agents may retain the sum of ten cents from the amount paid by each licensee which amount shall be paid into the county treasury except that such agents may retain therefrom any amounts necessary to reimburse them for any expenses including compensation of employees incurred in collecting such fees and issuing such licenses and tags

Forty per cent of all antlerless deer licenses and tags shall be made available for issuance by the Department of Revenue The remaining sixty per cent shall be made available for issuance by the county treasurers of the county in which such licenses are to be used

When such (permits) licenses are issued to restrict the number of persons who may hunt antlerless deer in any (designated portion or portions) county of the Commonwealth any citizen of the United States residing within the Commonwealth who is a bona fide owner or lessee of lands which lie within the area county declared open to the hunting of said deer or any member of the family or household or regularly hired help of such owner or lessee if such person is a citizen of the United States actually residing upon and cultivating such lands is hereby declared eligible to hunt antlerless deer without a (special) resident hunters' license for antlerless deer (permit for such antlerless deer) upon said property and by and with the consent of the owner thereof upon the lands immediately adjacent and connected with his own lands other than lands owned by or under the control of the Commonwealth

The term "antlerless deer" and "deer without visible antlers" as used in this subsection or any other provision of the Game Law which this act amends are hereby defined to mean a deer without an antler sometimes called horn the term "antler" as herein used or in any other provision of the Game Law which this act amends meaning the bony growth on the head of a deer regardless of its size or development

When the commission adopts and promulgates such rules and regulations relative to (special permits) resident and nonresident hunters' licenses and tags for antlerless deer it is unlawful for any person other than a landowner or lessee of the county or a member of his household as hereinbefore enumerated to hunt for antlerless deer without (such) a (special) resident or nonresident hunters' license and tag for antlerless deer or to take such deer contrary to the rules and regulations adopted by the commission

Section 2 Subsection (d) of Section 501 of said act as hereby repealed

Section 3 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bea,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsach,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Buccin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dairymple,	Kline,	Penglass,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Krutz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Weish,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1379, as follows:

An Act to authorize the revival of judgments entered in favor of the Commonwealth of Pennsylvania by filing a suggestion of nonpayment

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Whenever a claim of the Commonwealth of Pennsylvania has been reduced to judgment and the claim has not been paid then in any such case a suggestion of nonpayment may be filed in the county where the judgment was originally entered with the prothonotary of said county at any time within five years of the date of entry of the original judgment After notice to all proper parties by registered mail to their last known address or advertisement inserted in a newspaper in the county where the property is located and no objection

being filed within fifteen days after such service thereof when indexed upon the judgment index the suggestion of nonpayment filed as herein provided shall revive the original judgment for a period of five years from the date of filing such suggestion of nonpayment with the same force and effect as though a writ of scire facias had been issued served on all proper parties including real owners or terre-tenants and duly prosecuted to judgment and any judgment so revived shall remain a valid lien upon any real estate upon which it was a lien at the time the suggestion of nonpayment was filed and indexed upon the judgment index for a further period of five years and may again be revived in like manner

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bea,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsach,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Buccin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dairymple,	Kline,	Penglass,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Krutz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Weish,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted

in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1432, as follows:

An Act to further amend Section 1 of the act approved the eleventh day of July one thousand nine hundred twenty-three (Pamphlet Laws 1032) entitled "An act providing for the abatement of nuisances caused by the improper grading or defective paving or encroaching fences in alleys in cities of the first class for the establishment of lines and grades for and the grading paving or repaving of said alleys and the grading of private alleys hereafter laid out and for apportioning the cost and for the filing of liens therefor" by giving property owners a longer period of time in which to abate nuisances

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the eleventh day of July one thousand nine hundred twenty-three (Pamphlet Laws 1032) entitled "An act providing for the abatement of nuisances caused by the improper grading or defective paving or encroaching fences in alleys in cities of the first class for the establishment of lines and grades for and the grading paving or repaving of said alleys and the grading of private alleys hereafter laid out and for apportioning the cost and for the filing of liens therefor" as last amended by the act approved the seventeenth day of May one thousand nine hundred thirty-nine (Pamphlet Laws 151) is hereby further amended to read as follows

Section 1 Be it enacted &c That in cities of the first class when the board of health shall declare any private alley or driveway and/or retaining wall appurtenant thereto to be a nuisance by reason of improper grading or defective paving of said alley or driveway and/or retaining wall appurtenant thereto and shall so certify to the Department of Public Works the said Department of Public Works is hereby empowered to abate said nuisance upon the neglect or refusal of the registered owners of the property abutting on or having the use or actually using such alley or driveway and/or retaining wall appurtenant thereto to abate said nuisance within [ten] sixty days after service of notice by the said Department of Public Works upon the said registered owners so to do as hereinafter provided

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Markley,	Rovanssek,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,

Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Hall,	Maxwell,	Royer,
Davis,	Kline,	Penglase,	Verona,
Dennison,	Kohl,	Peta,	Wachhaus,
Dougherty,	Kolankiewicz,	Petrosky,	Wargo,
Dowling,	Kornick,	Pettigrew,	Waterhouse,
DuBols,	Kratz,	Pfaff,	Watkins,
Duffy,	Kubacki,	Pichney,	Weidner,
Dunn,	Lafore,	Pitzer,	Welsh,
Erb,	Lederer,	Polaski,	Wescott,
Ewing,	Leisey,	Polen,	Westrick,
Fenrich,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Flipp,	Leven,	Readinger,	White,
Filo,	Light,	Reagan,	Williams,
Firmstone,	Limper,	Reese,	Wilt,
Flack,	Loftus,	Reidenbach,	Wood,
Frost,	Lopresti,	Reilly, J. M.,	Yeakel,
Gaffney,	Lovett,	Rigby,	Yester,
Geer,	Lutty,	Riley, R. L.,	Yetzer,
Gibson,	Lyons,	Robertson,	Young,
Gleason,	Madden,	Rose,	Ziegler,
Good,	Madigan,	Rosen,	Sorg,

Speaker.

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1470, as follows:

An Act to repeal the act approved the thirteenth day of April one thousand eight hundred sixty-eight (Pamphlet Laws 1017) entitled "An act to provide for the collection of state county poor and military taxes in the county of Bedford" so far as it relates to Bedford County

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the thirteenth day of April one thousand eight hundred sixty-eight (Pamphlet Laws 1017) entitled "An act to provide for the collection of state county poor and military taxes in the county of Bedford" is hereby repealed in so far as it relates to Bedford County

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Rosen,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,

Beech, Berkstresser, Blair, Bloom, Boles, Bolton, Bomberger, Boorse, Bower, Breisch, Breth, Brown, Bucchin, Byrne, Cella, Clapper, Clendenning, Cochran, Conway, Cooper, Corr, Costa, Coyle, Dalrymple, Davis, Dennison, Dougherty, Dowling, DuBois, Dunn, Duffy, Erb, Ewing, Fenrich, Ferster, Filip, Filo, Firmstone, Flack, Frost, Gaffney, Geer, Gibson, Gleason, Good,	Hagerty, Hall, Hamilton, R. K., Hamilton, W. E., Harney, Haudenshield, Headlee, Helm, Hersch, Hewitt, Hocker, Hoggard, Hunter, Jenkins, Johnson, Jones, G. E., Jones, J. M., Jones, P. F., Jones, T. H. W., Jump, Kamyk, Keller, Kent, Kline, Kohl, Kolankiewicz, Kornick, Kratz, Kubacki, Lafore, Lederer, Lelsey, Leonard, L., Leonard, W. C., Leven, Light, Limper, Loftus, Lopresti, Lovett, Lutty, Lyons, Madden, Madigan, Markley,	McInroy, McKinney, McMillen, McNally, Metz, Mihm, Mikula, Miller, H. G., Miller, J. C., Mills, Mintess, Monroe, Moore, C. E., Moore, H. A., Moran, Muldowney, Munley, Murray, Musto, Najaka, Naugle, Needham, Olsen, Pengase, Peta, Petrosky, Pettigrew, Pfaff, Pichney, Pitzer, Polaski, Polen, Price, H. W. Jr., Price, R. A., Readinger, Reagan, Reese, Reidenbach, Reilly, J. M., Rigby, Riley, R. L., Robertson, Rovanssek, Royer, Rose,	Scott, Seyler, Shoemaker, Shotwell, Smith, Snider, Sollenberger, Spencer, Stank, Stimmel, Stoner, Swartz, Swope, Tahl, Taylor, Thompson, E. F., Thompson, R. L., Toll, Tompkins, Toomey, VanSant, Varallo, Varnier, Verona, Wachhaus, Wargo, Waterhouse, Watkins, Weidner, Welsh, Wescott, Westrick, Whalley, Wheeler, White, Williams, Wilt, Wood, Yeakel, Yester, Yetzer, Young, Ziegler, Sorg, Speaker
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NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1504, as follows:

An Act to amend the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (Pamphlet Laws 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" by declaring the obligations of Redevelopment Authorities issued pursuant to the law of Pennsylvania to be legal investments for fiduciaries

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 5 of the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (Pamphlet Laws 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" is hereby amended by adding at the end thereof a new clause to read as follows

Section 5 Obligations of Pennsylvania Governmental Organizations Obligations of the following Pennsylvania

governmental organizations shall be authorized investments

* * * * *

(9) Redevelopment Authorities Obligations of any Redevelopment Authority issued pursuant to the laws of the Commonwealth relating to the creation or operation of Redevelopment Authorities

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Amarando, Banker, Barkdoll, Baumunk, Bear, Beaver, Beech, Berkstresser, Blair, Bloom, Boles, Bomberger, Boorse, Bower, Breisch, Breth, Brown, Bucchin, Byrne, Cella, Clapper, Clendenning, Cochran, Conway, Cooper, Corr, Costa, Coyle, Dalrymple, Davis, Dennison, Dougherty, Dowling, DuBois, Dunn, Duffy, Erb, Ewing, Fenrich, Ferster, Filip, Filo, Firmstone, Flack, Frost, Gaffney, Geer, Gibson, Gleason, Good, Goodling,	Graybill, Greenwood, Greer, Guarnieri, Gutendorf, Guthrie, Hagerty, Hall, Hamilton, R. K., Hamilton, W. H., Harney, Haudenshield, Headlee, Helm, Hersch, Hewitt, Hocker, Hoggard, Hunter, Jenkins, Johnson, Jones, G. E., Jones, J. M., Jones, P. F., Jones, T. H. W., Jump, Kamyk, Keller, Kent, Kline, Kohl, Kolankiewicz, Kornick, Kratz, Kubacki, Lafore, Lederer, Lelsey, Leonard, L., Leonard, W. C., Leven, Light, Limper, Loftus, Lopresti, Lovett, Lutty, Lyons, Madden, Madigan, Markley,	Maxwell, Mazza, McConnell, McCormack, McCullough, McDermitt, McGee, McInroy, McKinney, McNally, Metz, Mihm, Mikula, Miller, H. G., Miller, J. C., Mills, Mintess, Monroe, Moore, C. E., Moore, H. A., Moran, Muldowney, Munley, Murray, Musto, Najaka, Naugle, Needham, Olsen, Pengase, Peta, Petrosky, Pettigrew, Pfaff, Pichney, Pitzer, Polaski, Polen, Price, H. W. Jr., Price, R. A., Readinger, Reagan, Reese, Reidenbach, Reilly, J. M., Rigby, Riley, R. L., Robertson, Rose, Rosen,	Rovanssek, Royer, Rubin, Sarraf, Sax, Scanlon, Schmidt, Schuster, Scott, Seyler, Shoemaker, Shotwell, Smith, Snider, Sollenberger, Spencer, Stank, Stimmel, Stoner, Swartz, Swope, Tahl, Taylor, Thompson, E. F., Thompson, R. L., Toll, Tompkins, Toomey, VanSant, Varallo, Varnier, Verona, Wachhaus, Wargo, Waterhouse, Watkins, Weidner, Welsh, Wescott, Westrick, Wheeler, Williams, Wilt, Wood, Yeakel, Yester, Yetzer, Young, Ziegler, Sorg, Speaker
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NAYS—3

Andrews, Bolton, White,

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1506, as follows:

An Act to amend the act approved the twelfth day of April one thousand nine hundred fifty-one (P. L. 90) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by further providing for transfers of certain retail liquor and retail dispenser licenses

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 Subsection (a) of Section 468 of the act approved the twelfth day of April one thousand nine hundred fifty-one (P. L. 90) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" is hereby amended to read as follows

Section 468 Licenses Not Assignable Transfers (a) Licenses issued under this article may not be assigned The board upon payment of the transfer filing fee and the execution of a new bond is hereby authorized to transfer any license issued by it under the provisions of this article from one person to another or from one place to another or both and may transfer a Retail liquor or A Retail Dispenser license from a restaurant or eating place to a club or from a club to a restaurant or eating place within the same municipality as the board may determine but except as herein provided no transfer shall be made to a person who would not have been eligible to receive the license originally nor for the transaction of business at a place for which the license could not lawfully have been issued originally nor except as herein provided to a place as to which a license has been revoked When an application is made for the transfer of a restaurant license to a club or a club license to a restaurant the board may transfer such restaurant license to the club if the proposed transferee and premises possesses all the requirements prescribed by this act for an original club license and it may transfer such club license to the restaurant if the proposed transferee and premises possesses all the requirements prescribed by this act for an original restaurant license When any such transfer is made the board shall clearly indicate on the face of the license the change in the type of license licensee and premises thereunder and the effective date of the change Until a subsequent transfer or renewal the licensee and premises kept or operated under such license shall be subject to all the provisions of this act applicable to such type of license licensee and premises Except in cases of emergency such as death serious illness or circumstances beyond the control of the licensee as the

board may determine such circumstances to justify its action transfers of licenses may be made only at times fixed by the board In the case of the death of a licensee the board may transfer the license to the surviving spouse or personal representative or to a person designated by him From any refusal to grant a transfer or upon the grant of any transfer the aggrieved shall have the right of appeal to the proper court and thenceforward to the Superior Court in the manner hereinbefore provided the transfer of a liquor or malt and brewed beverage license from a restaurant to a club or from a club to a restaurant shall not effect the number of licenses that may thereafter be granted in any municipality under the provisions of section four hundred sixty-one of this act

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. LOVETT. Mr. Speaker, House Bill No. 1506 is what I would identify as a lefthanded way of breaking up the quota law of the licensees. And I would personally say that this piece of legislation that you are now offering to the ex-serviceman to get their foot in the door under the quota law is not very good legislation, if you are so insistent that we should have quota laws in Pennsylvania.

I am going to support this bill because I feel that this is one time I am at least going to break up a little of this quota stuff. You boys will possibly come back a few years later under the distributor's law and pass some other kind of legislation to let the door open again. years later under the distributor's law and pass some other kind of legislation to let the door open again.

I make these statements just to bring the attention of the House to just exactly what is going on here.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Amarando,	Graybill,	Maxwell,	Rosen,
Andrews,	Greenwood,	Mazza,	Rovansek,
Banker,	Greer,	McConnell,	Royer,
Barkdoll,	Guarnieri,	McCormack,	Rubin,
Baumunk,	Gutendorf,	McCullough,	Sarrafi,
Bear,	Guthrie,	McDermitt,	Sax,
Beaver,	Hagerty,	McGee,	Scanlon,
Blair,	Hall,	McInroy,	Schmidt,
Bloom,	Hamilton, R. K.,	McKinney,	Schuster,
Boles,	Hamilton, W. H.,	McMillen,	Scott,
Bolton,	Harney,	McNally,	Seyler,
Bomberger,	Haudensheid,	Metz,	Shoemaker,
Boorse,	Headlee,	Mihm,	Smith,
Bower,	Helm,	Mikula,	Snider,
Breich,	Hersch,	Miller, H. G.,	Sollenberger,
Breth,	Hewitt,	Miller, J. C.,	Spencer,
Brown,	Hocker,	Mills,	Stank,
Bucchin,	Hoggard,	Mintess,	Stimmel,
Byrne,	Hunter,	Monroe,	Swartz,
Cella,	Jenkins,	Moore, C. E.,	Swope,
Clapper,	Johnson,	Moore, H. A.,	Tahl,
Clendenning,	Jones, G. E.,	Moran,	Taylor,
Cochran,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Conway,	Jones, P. F.,	Murray,	Thompson, R. L.,
Cooper,	Jones, T. H. W.,	Musto,	Toll,
Corr,	Jump,	Najaka,	Tompkins,
Costa,	Kamyk,	Naugle,	Toomey,
Coyle,	Keller,	Needham,	VanSant,
Dalrymple,	Kent,	Penglase,	Varallo,
Dennison,	Kline,	Peta,	Varnier,
Dougherty,	Kohl,	Petrosky,	Verona,
Dowling,	Kolkiewicz,		Wachhaus,
Duffy,	Kornick,		Wargo,

Dunn,	Kratz,	Pettigrew,	Waterhouse,
Erb,	Kubacki,	Pfaff,	Watkins,
Ewing,	Lafore,	Pichney,	Weldner,
Fenrich,	Lederer,	Pitzer,	Welsh,
Ferster,	Lelsey,	Polaski,	Wescott,
Filip,	Leonard, L.,	Polen,	Westrick,
Filo,	Leven,	Price, H. W. Jr.,	Wheeler,
Firmstone,	Light,	Price, R. A.,	Williams,
Flack,	Limper,	Readinger,	Wood,
Frost,	Loftus,	Reagan,	Yeakel,
Gaffney,	Lopresti,	Reese,	Yester,
Geer,	Lovett,	Reidenbach,	Yetzer,
Gibson,	Lutty,	Reilly, J. M.,	Young,
Gleason,	Madden,	Rigby,	Ziegler,
Good,	Madigan,	Riley, R. L.,	Sorg,
Goodling,	Markley,	Rose,	Speaker

NAYS—12

Beech,	DuBois,	Robertson,	Whalley,
Berkstresser,	Leonard, W. C.,	Shotwell,	White,
Davis,	Lyons,	Stoner,	Wilt,

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1507, as follows:

An Act to further amend section seven hundred six and subsection (c) of section nine hundred three of the act approved the first day of May one thousand nine hundred twenty-nine (P L 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns township within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing the fee for annual registration and the maximum gross weight allowed for certain two-wheeled semi-trailers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section seven hundred six of the act approved the first day of May one thousand nine hundred twenty-nine (P L 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks

thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P L 751) is further amended to read as follows

Section 706 Trailers and Semi-Trailers Trailers and semi-trailers equipped with pneumatic or solid rubber or cushion rubber tires approved by the Secretary of Highways shall be divided into seven (7) classes and the fee for annual registration of such vehicles in each of the respective classes based on the combined weight of chassis and body if so constructed or the gross weight of the trailer or semi-trailer exclusive of the load to be transported shall be as follows

Two-Wheeled Class	Semi-Trailer Weight in Pounds	Fee		
		Tire Equipment		
		Pneumatic	Cushion	Solid
A Less than 1000		\$5.00	\$6.00	\$8.00
B 1000 and over but less than [8.00]		10.00	10.00	15.00
C 2000 and over but less than 3000		15.00	20.00	25.00
D 3000 and over but less than 4000		25.00	30.00	35.00
E 4000 and over but less than 5000		30.00	40.00	50.00
F 5000 and over but less than 6000		45.00	60.00	75.00
G 6000 and over		75.00	85.00	100.00

Four-Wheeled (2 Axles) Trailer or Semi-Trailer Class	Weight in Pounds	Fee		
		Tire equipment		
		Pneumatic	Cushion	Solid
A Less than 1000		\$5.00	\$6.00	\$8.00
B 1000 and over but less than 2000		8.00	10.00	15.00
C 2000 and over but less than 3000		15.00	20.00	25.00
D 3000 and over but less than 4000		25.00	30.00	35.00
E 4000 and over but less than 5000		30.00	40.00	50.00
F 5000 and over but less than 6000		45.00	60.00	75.00
G 6000 and over		75.00	85.00	100.00

Six-Wheeled (3 Axles) Class	Trailer Weight in Pounds	Fee		
		Tire equipment		
		Pneumatic	Cushion	Solid
AZ Less than 3000		\$40.00	\$45.00	\$50.00
BZ 3000 and over but less than 4000		45.00	50.00	60.00
CZ 4000 and over but less than 5000		50.00	60.00	70.00
DZ 5000 and over but less than 6000		60.00	75.00	90.00
EZ 6000 and over but less than 7000		75.00	100.00	125.00
FZ 7000 and over but less than 9000		85.00	110.00	135.00
GZ 9000 and over		100.00	125.00	150.00

Section 2 Subsection (c) of section nine hundred three of said act as last amended by the act approved the twenty-seventh day of April one thousand nine hundred forty-five (P L 328) and as amended in part by the act approved the eighteenth day of May one thousand nine hundred forty-nine (P L 1412) is further amended to read as follows

Section 903 Weight of Vehicles and Load

* * * * *

(c) Trailers and semi-trailers except trailers designed and used exclusively for living quarters shall not be used or operated on any highway with gross weight exceeding those specified for the several classes as follows

Four-Wheeled (2 Axles) Trailer or Semi-Trailer Class	Weight in Pounds	Maximum Gross Weight in Pounds
A Less than 1000		3000
B 1000 and over but less than 2000		6000
C 2000 and over but less than 3000		10000
D 3000 and over but less than 4000		20000
F 5000 and over but less than 6000		24000
G 6000 and over		26000

Six-Wheeled (3-Axle) Trailer Class	Weight in Pounds	Maximum Gross Weight in Pounds
AZ Less than 3000		12000
BZ 3000 and over but less than 4000		15000
CZ 4000 and over but less than 5000		20000
DZ 5000 and over but less than 6000		26000
EZ 6000 and over but less than 7000		30000
FZ 7000 and over but less than 9000		34000
GZ 9000 and over		36000

Two-Wheeled (1 Axle) Semi-Trailer Class	Weight in Pounds	Maximum Gross Weight in Pounds
A Less than 1000		3000
B 1000 and over but less than 2000		[6000] 8000
C 2000 and over but less than 3000		10000
D 3000 and over but less than 4000		12000
E 4000 and over but less than 5000		14000
F 5000 and over but less than 6000		16000
G 6000 and over		18000

Section 3 Section one of this act shall become effective on the first day of the registration year beginning in one thousand nine hundred fifty-two Section two of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bombberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, E. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,

Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1512, as follows:

An Act relating to records of governmental departments or agencies or private business institutions professions or callings authorizing the reproduction or recording thereof by any photographic photostatic microfilm micro-card miniature photographic or other similar process providing for the admissibility of such reproductions in evidence and the disposition of the original records

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 If any business institution member of a profession or calling or any department or agency of government in the regular course of business or activity has kept or recorded any memorandum writing entry print representation or combination thereof of any act transaction occurrence or event and in the regular course of business has caused any or all of the same to be recorded copied or reproduced by any photographic photostatic microfilm micro-card miniature photographic or other process which accurately reproduces or forms a durable medium for so reproducing the original the original may be destroyed in the regular course of business unless held in a custodial or fiduciary capacity or unless its preservation is required by law Such reproduction when satisfactorily identified is as admissible in evidence as the original itself is any judicial or administrative proceeding whether the original is in existence or not and an enlargement or facsimile of such reproduction is likewise admissible in evidence if the original reproduction is in existence and available for inspection under direction of court The introduction of a reproduced record enlargement or facsimile does not preclude admission of the original

Section 2 This act shall be so interpreted and construed as to effectuate its general purpose of making uniform the law of those states which enact it

Section 3 This act may be cited as the Uniform Photographic Copies of Business and Public Records as Evidence Act

Section 4 All acts or parts of acts which are inconsistent with the provisions of this act are hereby repealed

Section 5 This act shall take effect immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,

Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Bourse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kampy,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, R. A.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Fillip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 1523, Printer's No. 732 was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1525, as follows:

An Act to further amend subsection (e) of Section 302 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An Act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Gov-

ernor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by further providing for the qualifications and terms of office of president of the Pennsylvania Fish Commission

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (e) of Section 302 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the member and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" as amended by the act approved the twenty-fifth day of April one thousand nine hundred forty-nine (P. L. 729) is hereby further amended to read as follows

Section 302 Pennsylvania Fish Commission

* * * * *

(e) The commission shall have an office at the Capitol and shall hold meetings at such office in January and July and at such other times and places within the State as the commission shall appoint for the transaction of business At the meeting held in July of each year the commissioners shall elect one of its members as president and one of its members as vice-president Such officers shall hold office for a period of one year No member of the commission shall serve as president thereof until he has been a member for at least two years nor shall any member serve as president for more than two consecutive years or for more than four years during his eight-year appointment It shall also appoint to serve at its pleasure and with the approval of the Governor fix the compensation of an executive director who shall attend to the administrative work of the commission No member of the commission nor anyone who has served as a member thereof within one year shall be eligible for appointment as executive director except the present Commissioner of Fisheries who upon the effective date of this amendment shall become the executive director to serve for a period of ten days Such executive director shall immediately call a meeting of the members of the commission to be held not later than ten days from the effective date of this amendment at which time they shall elect their officers hereinbefore described who shall hold office until the regular meeting of the commission in July next following They shall also appoint an executive director and with the approval of the Governor fix his salary

Five members of the commission shall constitute a quorum

Section 2 The provisions of this act shall become effective on the first day of October one thousand nine hundred fifty-three

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Haudenschild,	Metz,	Smith,
Bolton,	Harney,	Mihm,	Slider,
Bombberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucclin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. L.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Weish,
E.	Lederer,	Polaski,	Wescott,
F.	Leisey,	Polen,	Westrick,
G.	Leonard L.,	Price, H. W. Jr.,	Whalley,
H.	Leonard, W. C.,	Price, R. A.,	Wheeler,
I.	Leven,	Readinger,	White,
J.	Light,	Reagan,	Williams,
K.	Limper,	Reese,	Wilt,
L.	Lofthus,	Reidenbach,	Wood,
M.	Lopresti,	Reilly, J. M.,	Yeakel,
N.	Lovett,	Rigby,	Yester,
O.	Lutty,	Riley, R. L.,	Yetzer,
P.	Lyons,	Robertson,	Young,
Q.	Madden,	Rose,	Ziegler,
R.	Madigan,	Rosen,	Sorg,
S.	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection,

Senate Bill No. 11, Printer's No. 409.

Senate Bill No. 190, Printer's No. 444.

Senate Bill No. 456, Printer's No. 173 and

Senate Bill No. 604, Printer's No. 263,

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 648, entitled:

An Act to amend subsection (c) of section 431 of the act approved the twelfth day of April one thousand nine hundred fifty-one (P. L. Act No. 21) entitled "An act relating to alcoholic liquors alcohol and malt brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employes therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain unisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by deleting residence requirements for stock ownership in corporations licensed as malt and brewed beverage manufacturers distributors and importing distributors

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. SMITH. Mr. Speaker, I move that this bill be placed on the third reading postponed calendar.

The motion was agreed to.

BILL PASSED OVER

There being no objection,

Senate Bill No. 721, Printer's No. 406, was passed over at the request of the SPEAKER.

TIME EXTENDED ON BILLS

Mr. BLAIR asked and obtained unanimous consent to extend the time five days on House Bill No. 732, Printer's No. 405, on page 39 of today's calendar, bills on third reading postponed.

Mr. HARRY W. PRICE, Jr. asked and obtained unanimous consent to extend the time five days on House Bill No. 1357, Printer's No. 514, on page 40 of today's calendar, bills on third reading postponed.

Mr. WILBUR H. HAMILTON asked and obtained unanimous consent to extend the time five days on House Bill No. 1431, Printer's No. 668, on page 40 of today's calendar, bills on third reading postponed.

SENATE MESSAGES

TIME OF NEXT MEETING

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, July 17, 1951.

Resolved, That when the House of Representatives adjourns this week, it re-convene on Monday, July 30, 1951 at 3:30 o'clock p. m. E. S. T., unless sooner re-convened at the call of the Speaker of the House of Representatives and when the Senate adjourns this week, it re-convene on Monday, July 30, 1951 at 2:00 o'clock p. m. E. S. T., unless sooner re-convened by the President-Pro-Tempore of the Senate.

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, July 17, 1951.

Resolved (if the Senate concur), that House Bill No. 218, Printer's No. 188, entitled:

An Act to further amend section 30 of the act approved the eleventh day of May one thousand nine hundred twenty-one (P. L. 522) entitled as amended "An act relating to dogs and the protection of live stock poultry and game birds raised in captivity from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock poultry and game birds by dogs and for live stock killed by or dying from rabies and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employees directing the payment of all moneys collected into the State Treasury and providing penalties"

be recalled from the Governor for the purpose of amendment.

SENATE ADOPTS REPORT OF COMMITTEE OF
CONFERENCE ON HOUSE BILL NO. 730

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the difference existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 730.

An Act to further amend Section 501 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by regulating the issuance of Resident hunters' licenses for antlerless deer for the hunting of antlerless deer and eliminating the provisions for special permits for antlerless deer and for abrogation of open season on antlerless deer.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

HOUSE BILL No. 730.

An Act to further amend Section 501 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by regulating the issuance of resident and nonresident hunters' licenses and tags for antlerless deer for the hunting of antlerless deer and eliminating the provisions for special permits for antlerless deer and for abrogation of open season on antlerless deer

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

PERMISSION TO ADDRESS HOUSE

Mr. SWARTZ asked and obtained unanimous consent to address the House.

Mr. Speaker, I first want to thank the Members for permitting me to change my vote on one particular bill. I was not asleep, as I stated here. I suppose I had my mind on what I wanted to say at the present time and therefore overlooked the roll call.

I know we have been here for quite a long time. In fact, longer than at any time in the history of the present Constitution, I believe. A certain date that I am not exactly familiar with.

There are two things that I want to discuss with you and I do not intend to go into a lot of lengthy discussion.

The first one is on the matter of our fiscal program, and I merely call upon the leaders of this House to recognize the will of the people in the matter of the income tax; that we get together and that we bring here a fiscal program which I know a lot of the minority party, I feel sure—that is the members of the minority party and the minority group of the Republican party—would support.

I do not like to pick up the papers, and I do not think a lot of people like to pick up the papers and see the income tax being put here, there and everywhere, with the statement now that it will be earmarked for education and so forth.

We do not need \$119 million taxes. We could put through—and I am not going to go into the matter of what taxes I think we could put through to resolve the fiscal program. I am going to defer that until we return here on July 30th to see whether the leadership of this House and the leadership of the Senate are going to get together and finally show some activity and resolve this problem of fiscal policy and taxation.

I call upon the leadership to do that. Failing in that by the time we reconvene here I will come before this microphone and point out why we do not need the income tax if that be necessary again.

The second point and second reason why I rise here today is simply because of the fact that I am the only member of the Fighting Five who can speak out in these Halls on matters which I thought should not be brought before this House.

I understand that certain literature from our group has been received by Members of the House and of the Senate. I do not say whether that is proper or whether it is not. I have not spoken to any member of our group as to the reason why you men and women received that literature. But when on the other side of this legislative body certain Senate leaders get up and ridicule and criticize thousands of patriotic Americans and good Republicans who are known as the Kunkel-Fighting Five, then I must arise here and defend that particular group as not being affiliated with a campaign of hate-calling but as being affiliated and fighting for what we believe to be decency, honesty and efficiency in our government.

I say that outside of the people who reside in Dauphin County, no other party should enter into this picture. The offices at stake in this election are offices pertaining to the city of Harrisburg and to the county of Dauphin.

It is the business of the people of Dauphin County what

we do in Dauphin County, and it is not the business of His Excellency the Governor; it is not the business of the Majority and Minority Leaders to inject themselves into our county fight.

So far as Attorney General Woodside is concerned, he has every right to state his opinions inasmuch as he is a resident of Dauphin County.

We are not in a campaign of hate-calling, name-calling and if we have resorted to direct attacks it is simply because we have found that it is necessary to fight fire with fire, and we are hitting where it hurts, and now they try to put on the sanctimonious cloak and make us look like the name-callers and the perpetrators of hate.

I just have this one thing to say: There is a gentleman by the name of William Wert who is one of our candidates, along with John C. Kunkel as a candidate for the county commissioner's office.

Except for the period of time when Governor Earle was the Governor of this Commonwealth, Mr. Wert was employed by the Department of Health. He has five sons who served their native land; they served their country and I believe two are still in the service of their country.

They fired William Wert from the Department of Health. We did not do it, they did it. I say that any American has the right to run for office regardless of what side he is on; whether he has sanction of Senator Harvey Taylor or whether he does not have the sanction of Senator Taylor.

Who started the hate and the name-calling? Firing a man like William Wert, an honest, God-fearing, hard-working American simply because he is not on the right side of the fence!

I say that the American people and the people of Dauphin County are sick and tired of that.

Who is calling names? Judge Rupp, which this paper comes out in support of his nomination, can they say anything against Judge Rupp whom we support? The President Judge of the Dauphin County courts, simply because he will not abide by one Mr. Nelley who originally sponsored him, Judge Rupp is no longer any good. And I could go on and on and on.

I just want to put it straight for the people all over who have read the message of the Majority and the Minority Leaders, that if there is any name-calling it was not we who started it. We did not begin with the firing of honest citizens like William Wert. They started it.

As I said before, I do not like politics. I hate politics. I despise politics. But I will fight for what I believe is right until the day that I die and no man can move me from that position. The firing of men like William Wert is not right and never will be right and that is what we are fighting.

I want the people to know that and thanks a lot, folks, for listening.

RESOLUTION

CONGRATULATIONS

Messrs. HARVEY A. MOORE, BOORSE, McCULLOUGH and WHITE offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, July 17, 1951.

Fifty-three years ago our fellow member Thomas H. Greer, Jr. was born in Knoxville, Allegheny County.

Educated in the Butler High School, Butler, Pennsylv-

vania, Amherst College and the University of Pittsburgh Law School, he has throughout his adult life acted for the better interests of Butler and Butler County, where he is a practicing attorney.

During World War I he served in the United States Navy, and as a follow-up to that service, he has been active in the American Legion of which he is a past commander, and is also Past Chef de Gare, Forty and Eight.

Tom Greer is a family man, the father of Priscilla Greer artz, and his two grandchildren of whom he is understandably proud.

We know Tom Greer, who has been a member with us since 1945, as a jovial, kind and considerate person, ready at all times to aid and assist those who call upon him for advice and assistance; therefore be it

Resolved, That the members of this House of Representatives hereby congratulate our fellow member, Thomas H. Greer, Jr., on the occasion of his fifty-third birthday anniversary and wish him continued success and good fortune in the future.

HARVEY A. MOORE
HOWARD F. BOORSE
W. H. McCULLOUGH
ROBERT M. WHITE

The SPEAKER. The Chair recognizes the gentleman from Butler, Mr. Greer.

Mr. GREER. Mr. Speaker, in spite of the fact that I advised several Members of the House yesterday that I did not want such a thing done, they have put in the resolution, publicized my age and have gone ahead and presented this very fine gesture.

I thank the House very much. I appreciate this having been done, but I did not want to have it that way. I was almost out of this House when I was called back. Nevertheless, I thank the House for having taken enough time to hear this resolution read.

PERMISSION TO ADDRESS HOUSE

Mr. SMITH asked and obtained unanimous consent to address the House.

Mr. Speaker, at this late hour with a check-out date of five o'clock I do not want to get into any discussion with anyone. But the gentleman from Dauphin made several statements that I think should be cleared up.

When he stated the Majority and the Minority Leaders, he definitely did not state whether it was the Senate or the House. I believe he meant the Senate, but for the sake of the record I would like it to remain that way.

The second statement that he made—and I do not want to get into any Dauphin County fight or any other fight, he stated that he would thank the Members of the House and the Senate to remain out of the Dauphin County fight. That is his prerogative, and I should hope they do too. But I would like to remind the gentleman that the Fighting Five certainly are filling up my mail box and everybody else's mail box in this House. Maybe we would thank them to keep their mail out of our boxes.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, I did not halt the gentleman from Dauphin in the course of his remarks by raising a point of order. However, the fact that out of courtesy to the gentleman from Dauphin, we did not raise the point, we would not want any other Members of the House to draw the conclusion that we regard the gentleman's discourse as a precedent.

We reserve the right in the future, in the event that there is a repetition of such discourses, to raise a point or order.

It is distinctly undesirable that this Chamber should become a cockpit in which the protagonists in any local situation wage their local battles. I have as much right to discuss the affairs of Cambria County here as the gentleman has to discuss the issues in Dauphin County, and there are 67 counties. We very, very clearly cannot tolerate any course on the part of the membership, either one or a group which would bring these local battles within this Chamber.

I approve of what the Majority Leader has said. The mail from the Fighting Five, if they wish to inform us, should have been sent to our home addresses; not to us here as Members of the Legislature.

PERMISSION TO ADDRESS HOUSE

Mr. ZIEGLER asked and obtained unanimous consent to address the House.

Mr. Speaker, I heartily concur in the statements of the gentleman from Cambria. There is little that I can add to what he has said, and certainly I cannot say it nearly so well.

I do want to say this. The gentleman from Dauphin did not continue on with one statement that he made to the effect that one William Wert was dismissed. I think he should have been very fair and have told you that a sister of William Wert is still in the employ of the Commonwealth; and also that the sister of one William Dunbar, who is running for the office of District Attorney, is also in the employ of the Commonwealth of Pennsylvania.

REPORTS FROM COMMITTEES

Mr. LEONARD from the Committee on Professional Licensure, reported as committed, House Bill No. 1326 entitled:

An Act to further amend the act, approved the nineteenth day of March, one thousand nine hundred nine (P. L. 46), entitled "An act to regulate the practice of osteopathy in the State of Pennsylvania; to provide for the establishment of a State Board of Osteopathic Examiners; to define the powers and duties of said Board of Osteopathic Examiners; to provide for the examining and licensing of osteopaths in this State; and to provide penalties for the violation of this act," by providing for the licensing without examinations of persons licensed by the provinces of the Dominion of Canada in certain cases.

Mr. POLASKI from the Committee on Cities—Third Class, reported as committed, House Bill No. 1574 entitled:

An Act to further amend the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class and amending, revising and consolidating the law relating thereto," by changing certain provisions relating to contracts, recreation places, highways, expense accounts of delegates to conventions, and payments by the city into police and firemen's pension funds.

Mr. POLASKI from the Committee on Cities—Third Class, re-reported as committed, Senate Bill No. 121 entitled:

An Act to further amend the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by authorizing the classification of real estate into buildings on land and land exclusive of the buildings for city assessment and tax-levying purposes at separate and different rates.

PERMISSION TO ADDRESS HOUSE

Mr. SWARTZ. Mr. Speaker, I ask unanimous consent of the House to make a brief statement.

The SPEAKER. The gentleman from Dauphin, Mr. Swartz, asks unanimous consent of the House to address the House. Will the House give its unanimous consent? The Chair hears objections.

Mr. SMITH. Mr. Speaker, I will agree if there are not going to be any more campaign speeches. We have had enough today and previous to this day, and I will not consent if there is going to be another campaign speech.

Mr. SWARTZ. Mr. Speaker, this is not a campaign speech.

Mr. SMITH. I will consent then, Mr. Speaker.

The SPEAKER. The Chair hears no objections, and recognizes the gentleman from Dauphin, Mr. Swartz.

Mr. SWARTZ. Mr. Speaker, I merely rise to state that the Majority Leader is correct. I should have mentioned whether it was the House or Senate leadership. It was the Senate leadership. I also want to state to the Honorable Mr. Andrews, as I started out in my speech to say, that if it had not been that our group was mentioned in the Senate—personally I do not have any argument if somebody is going to rise over there to praise a fellow Senator, but the name of our group entered into the discussion, and that is why I rose here today. If our name had not been mentioned, I would not have risen. I want to make that clear.

BILLS INTRODUCED AND REFERRED

By Mr. HAGERTY

HOUSE BILL No. 1594

An Act to amend Section 722 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by exempting motor vehicles operated by Disabled American Veterans' posts or organizations from the payment of registration fees for such motor vehicles.

Referred to the Committee on Motor Vehicles.

By Messrs. MUSTO and FILIP. HOUSE BILL No. 1595.

An Act providing for the payment of charges for anthracite coal mined in this Commonwealth and for the collection thereof; making such moneys available for the payment of proved claims for certain damages to private property; imposing duties on the Departments of Revenue and Mines; and providing penalties.

Referred to the Committee on Ways and Means.

By Mr. ROYER

HOUSE BILL No. 1596

An Act to further amend subsection (i) of section eight hundred one of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds", by authorizing the installation and use of blinker lights upon certain vehicles.

Referred to the Committee on Motor Vehicles.

By Mr. TOMPKINS.

HOUSE BILL No. 1597.

An Act to amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined," by further providing for the execution of the forests powers and duties of the Department of Forest and Waters.

Referred to the Committee on Game and Forestry.

By Messrs. HELM and SOLLENBERGER

HOUSE BILL No. 1598

An Act making an appropriation to the Department of Public Instruction to provide for purchase of films, filmstrips and other Audio-Visual materials for placement in, and circulation from, the Pennsylvania Regional

Audio-Visual Libraries to the Public Educational Systems and Institutions of Pennsylvania.

Referred to the Committee on Appropriations.

By Messrs. YETZER and READINGER

HOUSE MILL No. 1599

An Act providing for an expense allowance for members of the board of inspectors of the Berks County Prison.

Referred to the Committee on Counties.

By Mr. ERB

HOUSE BILL No. 1600

An Act to further amend the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by further providing for the time for holding, and compensation and mileage of officials attending county conventions; further regulating state associations of supervisors by providing for payment of registration fees instead of assessments, for the officials thereof, activities prohibited them, and the limits of their compensation, expenses and mileage of delegates and by prescribing an annual budget therefor; providing optional procedure for the assessment and collection of the casts and expenses of maintenance of lighting systems; and providing penalties.

Referred to the Committee on Townships.

By Messrs. LEISEY and HARNEY

HOUSE BILL No. 1601

An Act to amend Section 501.1 of the act approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by limiting zoning powers to counties of the second and third class and counties having heretofore created county zoning commissions.

Referred to the Committee on Counties.

SENATE MESSAGES

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 598

An Act to further amend Section 10 of the act approved the twenty-ninth day of May one thousand eight hundred eighty-five (P. L. 29) entitled "An act to provide for the incorporation and regulation of natural gas companies" by providing that natural gas companies shall have the right of eminent domain for underground storage of natural gas or manufactured fuel gas and regulating the exercise of such right.

Referred to the Committee on Public Utilities.

SENATE BILL No. 739

An Act creating Mercy-Douglass State Hospital in Philadelphia County and authorizing the Department of Property and Supplies to sublease said Hospital to Mercy-Douglas Hospital and providing for the management thereof by the Board of Trustees of Mercy-Douglass Hospital.

Referred to the Committee on State Government.

SENATE BILL No. 771

An Act to further amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by empowering the board of school directors in ever school district to insure all of its employes against liability for personal damages sustained by pupils or others as the result of the employes' negligence in the performance of his or her duties during the course of his or her employment.

Referred to the Committee on Education.

SENATE BILL No. 778

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Harrisburg State Hospital to acquire certain tracts of land for the use of the Harrisburg State Hospital and making an appropriation therefor.

Referred to the Committee on Appropriations.

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

Ser. No. 108

In the Senate, January 15, 1951

Whereas, The Pennsylvania State College has an excellent agricultural curriculum but no school for the training of veterinarians; and

Whereas, Such a school of veterinary medicine would complement such existing outstanding curriculum and would prevent the youth of this Commonwealth who desire such higher education from being deprived or the opportunity to acquire the same; now therefore be it

Resolved (if the House of Representatives concur) That the Joint State Government Commission is hereby directed to study the feasibility of establishing a School of Veterinary Medicine at Pennsylvania State College; and be it further

Resolved, That the Joint State Government Commission shall file a report of its findings and recommendations to the General Assembly at its next regular session by February one, one thousand nine hundred fifty-three, together with drafts of any proposed legislation necessary to carry out the same.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

Referred to the Committee on Rules.

ADJOURNMENT

Mr. TOMPKINS. Mr. Speaker, I move that this House do now adjourn until Monday, July 30, 1951 at 3:30 p. m. EST.

The motion was agreed to, and (at 4:09 p. m. EST) the House adjourned.

Legislative Journal.

Session 1951.

139th of the General Assembly.

Vol. 32.

HARRISBURG, PA., MONDAY, JULY 30, 1951.

No. 71.

SENATE

MONDAY, July 30, 1951.

The Senate met at 2:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

PRAYER

The Chaplain, Rev. EDGAR C. IRWIN, Pastor of First Presbyterian Church, Ford City, Pennsylvania, offered the following prayer:

Almighty God, it is with more than a sense of formality that we invoke Thy divine blessing. By Thy providence we exist as a people, great in power, resource and influence. Continue to use, we beseech Thee, that blessing that has had so much a part in making us what we are.

Especially now we ask Thy blessing upon the elected officers of this State, those who have been chosen by the electorate of this Commonwealth to lead in the executive and legislative affairs, the Governor, these Senators and Representatives of the people. Grant that they may so discharge the duties of their offices as to be worthy of honor in the sight of men and in Thy sight. Grant to them a sense of the reality of things unseen, so that they may have as much concern in pleasing Thee as in satisfying their constituency.

We ask these things in the name of our God and Jesus Christ, our Lord. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. TAYLOR, further reading was dispensed with, and the Journal was approved.

LEAVE OF ABSENCE

Mr. Hare asked and obtained leave of absence for Mr. McPHERSON.

Mr. Haluska asked and obtained leave of absence for Mr. BARR.

He also asked and obtained leave of absence for Mr. BARRETT.

He also asked and obtained leave of absence for Mr. TOOLE.

He also asked and obtained leave of absence for Mr. ROSENFELD.

He also asked and obtained leave of absence for Mr. HOLLAND.

NOMINATIONS BY THE GOVERNOR

REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 30, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Ralph A. Kester, 189 North Main Street, Shickshinny, Luzerne County, for appointment as Justice of the Peace in and for the Borough of Shickshinny, Luzerne County, until the first Monday of January 1952, to fill a vacancy.

JOHN S. FINE.

MEMBER OF THE STATE BOARD OF OPTOMETRICAL EXAMINERS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 30, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Dr. A. T. Liachowitz, Mahanoy City, Schuylkill County, for reappointment as a member of the State Board of Optometrical Examiners, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

MEMBER OF THE BOARD OF TRUSTEES OF WERNERSVILLE STATE HOSPITAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 30, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Paul S. Christman, Schuylkill Haven, Schuylkill County, for reappointment as a member of the Board of Trustees of Wernersville State Hospital, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

**MEMBER OF THE BOARD OF TRUSTEES OF
BLOOMSBURG STATE TEACHERS' COLLEGE**

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 30, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Howard S. Fernsler, Pottsville, Schuylkill County, for reappointment as a member of the Board of Trustees of Bloomsburg State Teachers' College, until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

**MEMBER OF THE STATE BOARD OF CHIROPRACTIC
EXAMINERS**

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 30, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Dr. James I. Pritchard, Sr., Reading, Berks County, for appointment as a member of the State Board of Chiropractic Examiners, from July 15, 1949, for the term of four years, and until his successor is appointed and qualified.

JOHN S. FINE.

**MEMBER OF THE BOARD OF TRUSTEES OF PENN-
SYLVANIA TRAINING SCHOOL AT MORGANZA**

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 30, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Ed. O. Golden, Esq., Kittanning, Armstrong County, for appointment as a member of the Board of Trustees of Pennsylvania Training School at Morganza, from August 19, 1949, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

**MEMBER OF THE BOARD OF TRUSTEES OF
ASHLAND STATE HOSPITAL**

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 30, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Joseph Krick, Girardville, Schuylkill County, for appointment as a Member of the Board of Trustees of Ashland State Hospital, from June 1, 1950, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

**MEMBERS OF THE BOARD OF TRUSTEES OF
COALDALE STATE HOSPITAL**

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 30, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Board of Trustees of Coal Dale State Hospital, for the term of four years, and until their successors are qualified:

John West, Tamaqua, Schuylkill County (Reappointment)

William Clements, Coal Dale, Schuylkill County (Reappointment)

Arthur Snyder, Tamaqua, Schuylkill County (Reappointment)

Richard H. Evans, Coal Dale, Schuylkill County, from June 1, 1950.

JOHN S. FINE.

**MEMBERS OF THE SCHUYLKILL COUNTY
BOARD OF ASSISTANCE**

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 30, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the Schuylkill County Board of Assistance:

Mr. Marguerite M. Freeston (Republican) Pottsville, Schuylkill County, until December 31, 1952, and until her successor is duly appointed and qualified.

W. J. Roberts (Republican), Girardville, Schuylkill County, until December 31, 1952, and until his successor is duly appointed and qualified.

William Boussum (Republican), Cressona, Schuylkill County, until December 31, 1953, and until his successor is duly appointed and qualified.

Thomas Dove (Republican), Pottsville, Schuylkill County, until December 31, 1953, and until his successor is duly appointed and qualified.

Daniel H. H. Lengel (Republican), Pottsville, Schuylkill County, until December 31, 1952, and until his successor is duly appointed and qualified.

JOHN S. FINE.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on July 30, 1951.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 30, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ADAMS COUNTY

Miss Janet A King, Gettysburg.

James Houlahen, Millvale.

ALLEGHENY COUNTY

Mrs. H. I. McKinley, Pittsburgh, 125 First Ave.

Stannard B. Pfahl, Pittsburgh, 210 Blvd. of Allies.

BEAVER COUNTY

Mrs. Ann S. Hegner, Ambridge.

BERKS COUNTY

Mrs. Ethyl P. Diller, Reading.

BLAIR COUNTY

N. M. Gezzer, Altoona.

Mrs. Bertha E Muri, Altoona.

BUCKS COUNTY

David J Seitz, Bensalem Twp., Bristol.

CLARION COUNTY

Clyde W. Judy, Knox Twp., Lucinda.

FAYETTE COUNTY

Miss Virginia L Beatty, Uniontown.

MERCER COUNTY

J. I. Reichard, Greenville.

NORTHAMPTON COUNTY

Harold J Beil, Allen Twp., Northampton.

Stephen S Terlesky, Easton.

Mrs. Virginia R Terlesky, Easton.

PHILADELPHIA COUNTY

Joseph J. Hogan, Phila., 4427 Lancaster Ave.

Miss Irene E Hrametz, Phila., 6926 Torresdale Ave.

SULLIVAN COUNTY

Mrs. E Irene Plotts, Dushore.

WASHINGTON COUNTY

Willard H Bryant, Washington.

William H Corcoran, Washington.

Miss Lucy Nahaj, Charleroi.

YORK COUNTY

Mrs. Catharine Marie Lynch, York.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 30, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Mrs. Josephine Parish Berg, Pittsburgh, 1802 Union Bank Bldg.

Miss Gene F Bridges, Pittsburgh, 1003 Farmers Bank Bldg.

Richard E Brown, Sr., Pittsburgh, 310 Melwood St.

William W England, Jr., Pittsburgh, 423 Federal St.

Ralph H Hoebler, Pittsburgh, 910 Brownsville Rd.

Miss Margaret C Lanning, Pittsburgh, South Side Hospital, 20th and Jane Sts.

Albert C. Merkel, Braddock.

M. Recht, Pittsburgh, 450 Melwood St.

Mrs. Alfarata M. Robeson, Pittsburgh, 514 Smithfield St.

Ralph D Tive, Pittsburgh, 4119 Butler St.

ARMSTRONG COUNTY

D. E. Save, Cowanshannock Twp., NuMine.

BEAVER COUNTY

John F Venn Jr., Rochester.

BEDFORD COUNTY

Mrs. Nancy M. Miller, Woodbury.

BERKS COUNTY

Mrs. Dorothy G. Skrocki, Reading.

BRADFORD COUNTY

Robert F Krise, Canton.

CAMBRIA COUNTY

J. C. Leonard, Johnstown.

CHESTER COUNTY

Horace M Paxson, West Chester.

DAUPHIN COUNTY

Miss Elizabeth L. Och, Harrisburg.

DELAWARE COUNTY

James T Lee, Upper Darby Twp., Upper Darby.

ERIE COUNTY

Miss Constance L Burger, Erie.

Mrs. Dorothy W. Strasser, Erie.

FAYETTE COUNTY

Louis A Brulz, Masontown.

Miss Dorothy E Furin, Uniontown.

Mrs. Elizabeth Griffith, Uniontown.

LYCOMING COUNTY

John G. Usztics, Williamsport.

MERCER COUNTY

Mrs. Louise E Gould, Grove City.

MONTGOMERY COUNTY

Richald F. Jay, Cheltenham Twp., Ellwood Ivins Steel Tube Works, Oak Lane, Philadelphia (26).

Herbert E Kratz, Norristown.

Mrs. Rita McArthur, Norristown.

Mrs. Emma E. Shoffner, Conshohocken.

NORTHAMPTON COUNTY

Miss Sera Maiorana, Easton.

NORTHUMBERLAND COUNTY

John J. Quigg, Riverside.

Dale L. Reedy, Milton.

PHILADELPHIA COUNTY

Mrs. Hattie T. Carter, Phila., 51 N. Paxon St.

Edward J. Hart, Phila., 6006 Walnut St.

John F. Marron, Phila., 5837 Stockton Rd., Germantown.

Mrs. Anna M. Munion, Phila., 2057 Snyder Ave.

Miss Rose Silverman, Phila., 1412 N. Marshall St.

Mrs. Betty Starr, Phila., 2829 N. 12th St.

Mrs. Lillian E Tusavitz, Phila., 1135 S 55th St.

Aloysius E. Whalen, Phila., Room 308, City Hall.

SOMERSET COUNTY

Mrs. Nellie G. Jack, Somerset.

WESTMORELAND COUNTY

D. J. Prout, New Kensington.

W. F. Wagner, Smithton.

YORK COUNTY

Miss Nancy J. Kerchner, York.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. WATKINS, That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Bane,	Haluska,	McMenamin,	Stevenson,
Berger,	Hare,	Meade,	Stiefel,
Blass,	Kephart,	Neff,	Taylor,
Byrne,	Kessler,	Pechan,	Wade,
Chapman,	Lane,	Peelor,	Wagner,
Crowe,	Leader,	Probert,	Walker,
Dent,	Letzler,	Robinson,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Scarlett,	Wolfe,
Fleming,	McCreesh,	Silvert,	Wood,
Freed,	McGinnis,	Snowden,	Yosko,

NAYS—0

Three-fourth of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

COMMUNICATIONS FROM THE GOVERNOR

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

APPROVED AND SIGNED SENATE BILL NO. 592, PRINTER'S NO. 207

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 18, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 592, Printer's No. 207, entitled "A Supplement to the act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 575) entitled 'An act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River and the improvement of the facilities for transportation across the river authorizing the Governor for these purposes to enter into an agreement with New Jersey creating The Delaware River Joint Commission and specifying the powers and duties thereof including the power to finance projects by the issuance of revenue bonds transferring to the new commission all the powers of the Delaware River Bridge Joint Commission and making an appropriation' authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a supplemental compact or agreement with the State of New Jersey amending Articles I II IV XI and XII of and adding a new article to the compact and agreement between the Commonwealth of Pennsylvania and the State of New Jersey authorized and made pursuant to the act herein supplemented by changing the name of The Delaware River Joint Commission to The Delaware River Port Authority and the method of appointment of commissioners removing the present Pennsylvania members of the commission extending the jurisdiction powers and duties of the Delaware River Port Authority and defining such additional jurisdiction powers and duties to take effect upon the enactment of substantially similar legislation by the State of New Jersey embodying the supplemental agreement between the two States in this act set forth and authorizing the Governor to apply on behalf of the Commonwealth to the Congress of the United States for its consent thereto."

JOHN S. FINE.

APPROVED AND SIGNED SENATE CONCURRENT RESOLUTION RETURNING TO THE GOVERNOR SENATE BILL NO. 297, PRINTER'S NO. 135.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 19, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Concurrent Resolution returning to the Governor, without amendment, Senate Bill No. 297, Printer's No. 135.

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL NO. 296, PRINTER'S NO. 433

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 19, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 296, Printer's No. 433, entitled "An Act to further amend the act approved the nineteenth day of June one thousand nine hundred thirty-one (P. L. 589) entitled as amended 'An act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering regulating barber shops and barber schools and apprentices and students therein regulating compensation for service rendered conferring certain powers and duties on the Department of Public Instruction and providing penalties' by changing the provisions as to fees charged apprentices and students and as to the powers of municipalities removing the limitation on the payment of wages to apprentices and transferring the administration of several provisions of this act to the State Board of Barber Examiners."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL NO. 297, PRINTER'S NO. 135

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 19, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 297, Printer's No. 135, entitled "An act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined' by creating the State Board of Barber Examiners as a departmental administrative board in the Department of Public Instruction."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL NO. 7,
PRINTER'S NO. 112

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 19, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 7, Printer's No. 112, entitled "An Act authorizing cities to establish and maintain common trust funds for the investment and reinvestment of the moneys of charitable uses or trusts the charge or administration of which has been committed to their care or of the estates of minors of which they may be guardians providing for the administration of funds so established and prescribing the nature and kinds of investments which may be made therein."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL NO. 126,
PRINTER'S NO. 434

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 19, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 126, Printer's No. 434, entitled "An Act to amend the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled 'An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws' by further regulating insurance companies associations and inter-insurance exchanges and their powers investments policy provisions joint policies premium tax returns the licensing of foreign companies providing for judicial review of adjudications of the Insurance Commissioner and repealing existing law."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL NO. 244,
PRINTER'S NO. 373

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 19, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 244, Printer's No. 373, entitled "An Act to further amend the act approved the twelfth day of May one thousand nine hundred forty-three (P. L. 259) entitled as amended 'An act providing for the payment by the State Treasurer of one-half of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns and townships and for the payment thereof into police pension funds and in certain cases into the Municipal Employees' Retirement System and for Pension Annuity Contracts and in certain other cases into the State Employees' Retirement Fund for certain purposes' by redefining pension annuity contract vesting certain rights under pension annuity contracts in the municipality or in the policemen providing for deductions to defray expenses for auditing providing for return of funds if not used within a certain time by the various political subdivisions."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL NO. 306,
PRINTER'S NO. 153

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 19, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 306, Printer's No. 153, entitled "An Act to further amend section 1 and to amend section 5 of the act approved the twentieth day of May one thousand nine hundred thirty-seven (P. L. 728) entitled 'An act providing for the creation of a Board of Arbitration of Claims arising from contracts with the Commonwealth providing for and regulating the procedure in prosecuting claims before such board defining the powers of the board and fixing the compensation of members and employes thereof providing that the awards of such board shall be final providing for the payment of awards and authorizing an appropriation' by increasing per diem wage of members of the board allowing such members maintenance and traveling expenses permitting hearings at such places within the Commonwealth as the board shall determine."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL NO. 381,
PRINTER'S NO. 380

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 19, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 381, Printer's No. 380, entitled "An Act to further amend Section 1146 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled 'An act relating to public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto' by establishing minimum salaries for leaders and directors of general extension education schools and classes revising minimum salaries for teachers and supervisors employed in such programs and prescribing teacher and leader loads in certain cases."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL NO. 452,
PRINTER'S NO. 242

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 19, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 452, Printer's No. 242, entitled "An Act to further amend the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) entitled 'An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates' by empowering Authorities to acquire by eminent domain certain capital stock of corporations of this Commonwealth owning projects in the event the Authority already owns ninety percent or more of such stock and by providing a procedure therefor."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL NO. 457,
PRINTER'S NO. 215

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 19, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 457, Printer's No. 215, entitled "An Act to add clause (m) to Section 108 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled 'An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and deans of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties' by including tuberculosis within the meaning of the term occupational disease in the case of nurses in hospitals and sanitarium."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL NO. 501,
PRINTER'S NO. 422

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 19, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 501, Printer's No. 422, entitled "An Act to further amend the title of and the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 951) entitled as amended 'An act defining and providing for the licensing and regulation of private academic schools conferring powers and imposing duties on the Department of Public Instruction and imposing penalties' by exempting therefrom schools for the blind deaf and dumb receiving State appropriations and certain other private schools."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL NO. 533,
PRINTER'S NO. 429

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 19, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 533, Printer's No. 429, entitled "An Act concerning contributions among joint tortfeasors and release of tortfeasors defining the rights and duties of contribution in such cases making uniform the law with reference thereto and repealing inconsistent legislation."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL NO. 646,
PRINTER'S NO. 249

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 19, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 646, Printer's No. 249,

entitled "An Act to amend the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1199) entitled 'An act relating to the assessment of real and personal property and other subjects of taxation in counties of the first class providing for the appointment of members of the board of revision of taxes by the judges of the courts of common pleas providing for the appointment by the board of personal property assessors real estate assessors and assistant real estate assessors clerks and other employees fixing the salaries of members of the board assessors and assistant assessors and providing for the payment of salaries and expenses from the county treasury prescribing the powers and duties of the board and of the assessors the time and manner of making assessments of the revision and notice of assessments and of appeals therefrom prescribing the records of assessments and repealing existing laws' by providing for the determination by the board of revision of taxes of appeals from personal property assessments subsequent to the time prescribed for such appeals in certain cases."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL NO. 265,
PRINTER'S NO. 288

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 19, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 265, Printer's No. 288, entitled "An Act to amend clause (a) of section one thousand one hundred seventy-six of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled 'An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto' by further providing for military leaves for employees of school districts."

JOHN S. FINE.

APPROVED AND SIGNED SENATE BILL NO. 343,
PRINTER'S NO. 375

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 19, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 343, Printer's No. 375, entitled "An Act to further amend section eleven of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled 'An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' by extending service allowance of certain employees."

JOHN S. FINE.

BILLS SIGNED

The President (Lieutenant-Governor Lloyd H. Wood) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 477, entitled:

An Act to amend Article X of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by providing for the appointment and removal of technical personnel, their qualifications, term of office, duties, salary and method of filling vacancies.

Senate Bill No. 505, entitled:

An Act to further amend the act approved the fifth day of July one thousand nine hundred forty-seven (P. L. 1217) entitled "An act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania creating a State Public School Building Authority as a body corporate and politic with power to construct improve and operate projects and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing school districts to enter into contracts to lease authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof granting the right of eminent domain increasing the powers and duties of the Department of Public Instruction and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act and making an appropriation to said Authority to pay expenses incident to its formation" by authorizing the leasing of school buildings prior to completion authorizing the issuance of bonds pursuant to resolutions or trust indentures and permitting certain moneys to be set aside for the benefit of particular bonds limiting powers of Commonwealth to alter the provisions relating to security of the Authority and bondholders

Whereupon,

The President(Lieutenant-Governor Lloyd H. Wood) in the presence of the Senate signed the same.

REPORTS FROM COMMITTEES

Mr. MAHANY, from the Committee on State Government, reported as committed, Senate Bill No. 799, entitled:

An Act to further amend Section 14 of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by further providing for minimum retirement allowances.

He also, from the Committee on State Government, reported as committed, Senate Bill No. 800, entitled:

An Act to further amend the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from

taxation and judicial process; and providing penalties," by providing for minimum retirement allowances in certain cases, and appropriations for payment of the costs thereof.

He also, from the Committee on State Government, reported as committed, Senate Bill No. 801, entitled:

An Act to further amend the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees; defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits and rights from taxation and judicial process and providing penalties," by permitting employees to make up back payments to the retirement system from the time they entered school service and securing to such employees the full benefits of the retirement system from the time they entered school service.

He also, from the Committee on State Government, reported as committed, Senate Bill No. 798, entitled:

An Act to further amend the act, approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by extending the time within which State mental hospital employees may become members and within which State employees may become "original members," and permitting additional persons to change from the one one-hundred-sixtieth (1-160) to the one one-hundredth (1-100) class and providing for obtaining full benefits by contributors heretofore or hereafter making such change.

Mr. RUTH, from the Committee on State Government, reported as committed, House Bill No. 820, entitled:

A Supplement to the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by permitting certain members to obtain credit for military service who were not eligible members at time of entry into military service.

PETITIONS AND REMONSTRANCES

Mr. LANE. Recently there has been considerable agitation by certain individuals for the adoption of the Pennsylvania plan for the selection and tenure of judges.

I am still of the opinion that the present division of

government in Pennsylvania, as provided by the Constitution, should be maintained. The Constitution has always provided for three divisions, executive, legislative and judicial, the representatives of each being elected by popular vote.

There has been a noticeable growth in the extension of authority by the Executive Department, so that, by means of patronage and other pressures, the legislative program generally has been determined by the Executive. I am convinced the Judiciary should be a free and independent department under no obligation whatever to the Executive. The history of Europe furnishes many illustrations of the disappearance of human freedoms when a controlled judiciary exists.

I do not find any fault with the fact that a judge is answerable to the electors each ten years; in fact, I think he should be. While the electors will make some mistakes in selecting their judges, and other officials for that matter—and they have done so in the past, principally by reason of the indifference of voters—I do not think there will be as many mistakes as will result from the selection of judges by politically elected officials.

You will notice there has been a departure from the Missouri plan. In the Missouri plan the selection must be made from the three names submitted by the commission. By the Pennsylvania plan if none of the three names submitted are satisfactory to the Executive, he can require three additional submissions and so on, until the name of the person he desires to appoint has been submitted. So, any apparent choice by the commission is only a pretext.

An election where the voter has a choice only of voting "yes" or "no" on the one candidate submitted provides no fair test of the judicial fitness of that candidate. Particularly is this true where a rejection of the candidate will only result in another appointment by the Executive.

The plan in nonpolitical in name only. It is a fact that in Missouri, where it has had the longest experience, all appointments by the Governor have been from his political party. Missouri during that period has had governors from both parties and this has been a uniform practice. If the same course be followed in Pennsylvania, the effect would eventually be to make all judges members of one party. If the real purpose is to remove the political feature from the election of judges, a constitutional amendment is not required. Pennsylvania did operate at one time under a nonpartisan ballot for the election of judges, which apparently worked so successfully that it was unsatisfactory to the majority political party and, therefore, the act was repealed.

There has been entirely too much drift towards the centralization of power, and I think it would be unfortunate for the electorate to surrender their right to select their own judges. It is absurd to argue that the ordinary voter is so incompetent or so untrustworthy that he is not fitted to select the judges of the district in which he lives, but is perfectly competent by party ballot to select the Governor who, in turn, appoints the judges.

PERMISSION TO ADDRESS SENATE

Mr. WADE asked and obtained unanimous consent to address the Senate.

Mr. WADE. Mr. President, if there has been any one subject that has received the proper attention of the

Members of this Senate, and the House as well, it has been the matter of State finance and the increase in the cost of state government. The biennium, 1939-1941, included a budget and the adoption of a budget by the Legislature of \$570,000,000. The amount expended during the past biennium was \$1,313,000,000 plus.

Therefore, Mr. President, because of the alarm of many of my colleagues in the Senate on both sides, I am presenting to the Senate today a resolution sponsored by Senator Diehm of Lancaster, Senator Snowden of Lycoming, and myself.

SENATE CONCURRENT RESOLUTION REFERRED TO COMMITTEE URGING THAT A COMMISSION BE APPOINTED TO DETERMINE CONDITION OF STATE GOVERNMENT AND ITS FINANCES, THE IMPROVEMENTS AND ECONOMIES THAT CAN BE MADE

Messrs. WADE, DIEHM and SNOWDEN offered the following resolution which was twice read and referred to the Committee on Rules:

July 30, 1951.

Government spending, on both National and State levels, during the past decade, has increased in many instances more than ten fold. Many of these increases seem unavoidable. As to others, many citizens and taxpayers have grave doubt. The Pennsylvania budget has increased from \$570,000,000 in the 1939-41 biennium to total expenditures during the biennium just ended of \$1,313,864,122.05; exclusive of \$440,000,000 paid out in bonus to Veterans of World War II.

To pay for this spending, individual taxes are heavy and corporation taxes have increased at a greatly higher rate than the rate of increase in their earnings, which threatens to take industry from our industrial State.

Information is that we lose three congressmen in the decennial apportionment of congressional districts, while other states gain, one a total of seven members. This indicates that our growth has not kept pace with comparable industrial states.

The introduction at the present session of the General Assembly of 138 appropriation bills in the Senate for a total of \$161,182,161.73, and of 119 appropriation bills in the House for a total of \$798,147,003.50, including \$624,115,405.50, in the General Appropriation Bill, indicates no sign of an economy drive, but rather an anxiety on the part of Members of the General Assembly to obtain State funds for institutions and other projects in their own districts in which they hold a particular interest and in which they see at first hand, matters of primary importance.

The increase in debt obligations in the past few years, including moneys owed by authorities on both State and local levels, is appalling.

In spite of continually rising need for public revenue, the average State employe is still underpaid, whether or not this may be due in some degree to carrying on the payrolls of persons who do not perform services commensurate with their State salaries. The payment of higher compensation by the Federal Government and private employers, and the threat of dismissal because of political reprisals, makes the securing and holding of competent employes in State service a serious matter.

The Commonwealth's share of contributions to the various public employes' retirement funds has increased from \$8,900,000, for the biennium 1941-1943 to \$48,900,000, for 1951-1953. This amount must all be paid from taxes.

All judges of the local courts are properly paid from the State Treasury. At each session of the General Assembly demands for new judgeships are made. There are now pending bills for eight new judges throughout the Commonwealth, plus bills for increases in judicial salaries.

Charges persist that relief rolls are padded and are being constantly built up, instead of being decreased by

removing persons from general relief who are no longer eligible therefor. The burden on our taxpayers is heavy. Our State is reputedly one of only two where the entire burden is on the State level, a fact which may tend to laxity in administration.

The ever increasing demands on the accommodations of welfare institutions makes necessary the purchase of additional land and the erection and equipment of new buildings. One large institution has promoted a bill in the current session, which, if passed, would permit purchase of approximately 50% more land.

The newly organized State Psychiatric Institutions cannot operate as proposed without the employment of psychiatrists of the highest type if the institutions are to serve with credit and justify the large expenditures of tax moneys. In securing these services, it is necessary to compete with private institutions in making both salaries and working conditions attractive.

Statements are made that more than \$400,000, in free services to individuals, who reputedly could well afford to pay, have been charged off at the State owned and operated medical and surgical hospitals, without return to the State.

Charges have been made on the Senate floor of excessive expenditures for postage and supplies by State agencies and departments; therefore be it

Resolved (if the House of Representatives concur), That the taxpayers of the State, including individuals, industrial firms and business enterprises, educational institutions, hospitals and other public and semi-public institutions are concerned, alarmed and confused by reports in the public press and by statements issued by informed sources, as to the true condition of our State Government and its finances, and the improvements and economies that can or may be brought about. In order to determine these matters accurately, and fully, there is hereby created a commission to consist of five (5) Senators to be appointed by the President pro tempore, five (5) Members of the House of Representatives appointed by the Speaker and five (5) persons appointed by the Governor. The persons appointed by the Governor shall not be members of the General Assembly nor elected or appointed officers of the State Government.

The commission shall immediately upon the appointment of its members, make a detailed and exhaustive investigation of all charges made against any agency of the State Government, and a careful study of the needs and expenditures of all agencies, with a view to determining where additional services and appropriations are needed, where improper expenditures are made, where waste occurs, and where needless expenditures may be eliminated.

The commission shall have power to issue subpoenas to require the appearance of witnesses and the production of books, papers and records before it. Such subpoenas may be issued during the interim between legislative sessions, shall have the same force and effect as subpoenas issued by either branch of the General Assembly, and compliance therewith shall be enforced in the same manner.

The commission shall record all testimony adduced by it; and shall report its findings of fact in detail, together with its recommendations for improvements and remedies, not later than sixty days prior to the convening of the General Assembly for its regular session in the year 1953.

SENATE CONCURRENT RESOLUTION

TIME OF NEXT MEETING

Mr. PECHAN, offered the following resolution, which was twice read, considered and agreed to:

In the Senate, July 30, 1951.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, August 6, 1951, at two o'clock, p.m., E.S.T.; and when the House of Representatives adjourns this week it re-

convene on Monday, August 6, 1951, at three-thirty o'clock, p. m., E.S.T.

Odered, That the Clerk present the same to the House of Representatives for concurrence.

BILLS SIGNED

The President (Lieutenant-Governor Lloyd H. Wood) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 35, entitled:

An Act providing temporarily for the grant without examination of certificates of licensure to practice medicine and surgery to certain persons who become members of the armed forces of the United States; and suspending inconsistent laws.

House Bill No. 121, entitled:

An Act to further amend Section 903 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "School Code of 1949," by clarifying the provision allowing directors expenses at annual conventions and special meetings.

House Bill No. 444, entitled:

An Act to protect the blind pedestrians on public streets and highways requiring vehicles to come to a full stop in certain cases restricting the use of certain colored canes by other pedestrians and imposing penalties

House Bill No. 545, entitled:

An Act to amend Subsection (f) of Section 302, of the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2397), entitled "Unemployment Compensation Law," by providing that employers reserve accounts shall not be charged with compensation paid to certain employees.

House Bill No. 1052, entitled:

An Act to further amend the title and Section 1 of the act approved the sixteenth day of April one thousand nine hundred seven (P. L. 92) entitled as amended "An act defining the duty of coroners where death is sudden or violent or is of a suspicious nature and character and of police and health authorities in this Commonwealth in reference to the disposition of bodies of persons whose cause of death may be the subject of inquiry by the coroner but where it appears the cause of death is not surrounded by suspicious circumstances" by prescribing duties of coroners and deputy coroners when death occurs to a person in any institution for juvenile delinquents and dependents.

House Bill No. 1182, entitled:

An Act to further amend Section 20 of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 443), entitled "Fish Law of 1925," by prescribing penalties for violation of closed seasons.

House Bill No. 1204, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled, "Public School Code of 1949," by clarifying the procedure in reference to rating of professional employees and temporary professional employees; and designating the persons authorized to do the same.

House Bill No. 1327, entitled:

An Act to amend Section 901 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "School Code of 1949," by providing for authorization by county conventions of activities and services to be administered by county boards of school directors.

House Bill No. 1358, entitled:

An Act to further amend Section 1188 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by extending provisions for compensation for attendance at meetings of teachers.

Whereupon,

The President (Lieutenant-Governor Lloyd H. Wood) in the presence of the Senate signed the same.

BILLS INTRODUCED AND REFERRED

Mr. CHAPMAN. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CHAPMAN. read in place and presented to the Chair Senate Bill No. 805, entitled:

An Act to establish regulatory measures and licensure for stated institutions and to make available to such institutions for scientific investigation, experiment or instruction, unclaimed and unredeemed dogs and cats impounded in any pound maintained by public funds in any city, county, borough, incorporated town or township within the Commonwealth; conferring powers and imposing duties on the Department of Health and pound masters, and making an appropriation.

Which was committed to the Committee on Appropriations.

Mr. DENT. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. DENT and LANE read in place and presented to the Chair Senate Bill No. 806, entitled:

An Act to amend clause (1) of subsection (a) of Section 202 of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571), entitled "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh and eighth classes; designating the subjects, property and persons subject to and exempt from taxation for county, borough, town, township, school, except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof for such purposes; creating in each such county a board for the assessment and revision of taxes; defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, town and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the appointment of a chief assessor, assistant assessors and other employes; providing for their compensation payable by such counties; prescribing certain duties of and certain fees to be collected by the recorder of deeds; and eliminating the triennial assessment," by exempting from local taxation, all property owned by churches and religious groups and used exclusively for religious purposes, or as living quarters for religious leaders.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair, Senate Bill No. 807, entitled:

An Act to amend clause (a) of Section 202 of the act, approved the twenty-second day of May, one thousand nine hundred thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations; amending, revising, and consolidating the law relating thereto; and repealing existing laws," by exempting from local taxation all property owned by churches and religious groups and used exclusively for religious purposes or as living quarters for religious leaders.

Which was committed to the Committee on Local Government.

SENATE RESOLUTION

CONDOLENCE TO THE FAMILY OF THE LATE SENATOR EDWARD E. JONES

Mr. ROBINSON. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. ROBINSON, offered the following resolution which was twice read, considered and agreed to:

In the Senate, July 30, 1951.

Whereas, It hath pleased the Divine and all Wise Providence to call from his earthly activities the Honorable Edward E. Jones of Harford, Susquehanna County, Pennsylvania, and

Whereas, Edward E. Jones served as Representative in the General Assembly from Susquehanna County from 1907 to 1916 and as a member of this Senate from 1917 to 1924 and while serving as Chairman of the Committee on Highways and because of his activities for more and better roads in this Commonwealth he became better known as "Good Road Jones."

Senator Jones was appointed Treasurer of the Federal Farm Loan Bank at Baltimore in 1921 and two years later became a member of the Federal Farm Loan Board which necessitated his resigning as a member of the State Senate;

In 1929 President Hoover appointed him as Registrar of the U. S. Treasury, he filling that post until the end of the Hoover Administration. Senator Jones retired from active political life in 1934; and

Whereas, Senator Jones has been one of Susquehanna County's most outstanding and public spirited citizens, one of his last efforts at 82 years of age was the creating of a fund to give perpetual care to the family plots of the late Honorable Galusha A. Grow, sponsor of the Homestead Act which opened the west to settlement on Government claims following the Civil War; therefore be it

Resolved, That the members of this Senate extend our deepest and most sincere sympathy to his widow, Mrs. Kathryn Jones, Harford, Pennsylvania, and his two surviving sons, H. S. Jones, 203 Fair Street, Kingston, New York, and E. J. Jones, 4322 Clayton Avenue, St. Louis, Missouri, and be it further

Resolved, That the Secretary of the Senate be requested to transmit and forward a copy of this resolution to the above named survivors.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS
RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of House Bill No. 52, as follows:

An Act empowering cities of the first class of the Commonwealth within a limited time period to make and enforce by ordinances fire prevention codes regulating the occupation and use of buildings and structures and the conduct of trades or businesses which due to the nature thereof create a fire hazard or danger to life or property by fire or explosion and providing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In order to promote the public safety and the general welfare cities of the first class of this Commonwealth in addition to other remedies provided by law are hereby authorized and empowered to enact and enforce by ordinance fire prevention codes to govern and regulate the occupation and use of all types of buildings and structures and the method and manner of conducting or engaging in trades or businesses which due to the nature thereof create fire hazards or danger to life or property by fire or explosion Such ordinances need not be published or advertised in full as required by law in the case of the adoption of ordinances Provided That a notice of the adoption of such ordinances as the fire prevention code of any such city together with a brief summary setting forth the principal provisions thereof in such reasonable detail as will give adequate notice of its contents and a reference to the place where copies thereof are deposited and may be examined shall be published in the manner provided for the publication of ordinances and providing further that any action under this act must be taken before any home rule charter becomes effective in any such cities

Section 2 The ordinances enacted pursuant to this act shall not be inconsistent with the provisions of any statute governing the same matter but all regulations prescribed by such ordinances which are additional or supplementary to the statute law and not inconsistent therewith or enacted for the purpose of carrying into effect the provisions of the statute law shall be valid and binding

Section 3 The said ordinances may provide proper penalties not exceeding fines of five hundred dollars (\$500.00) or imprisonment not exceeding thirty days for violation of the provisions thereof The fines may be increased within the limit of five hundred dollars (\$500.00) each for second or subsequent violations by the same person firm or corporation The said ordinances may provide that each calendar day of violation shall constitute a separate offence

Section 4 The provisions of this act shall become effective immediately upon final enactment

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO HOUSE BILL No. 52, RECALLED FROM THE GOVERNOR

Mr. WALKER. Mr. President, I move that the Senate do concur in the amendments made by the House to House Bill No. 52, recalled from the Governor for the purpose of amendment.

Mr. TAYLOR. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Bane,	Haluska,	McMenamin,	Stevenson,
Berger,	Hart,	Meade,	Stiefel,
Blass,	Kephart,	Neff,	Taylor,
Byrne,	Kessler,	Pechan,	Wade,
Chapman,	Lane,	Pealor,	Wagner,
Crowe,	Leader,	Probert,	Walker,
Dent,	Letzler,	Robinson,	Watkins,
Diehm,	Mahony,	Ruth,	Watson,
D'Silvestro,	Mallery,	Scarlett,	Wolfe,
Fleming,	McCreesh,	Silvert,	Wood,
Freed,	McGinnis,	Snowden,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of House Bill No. 1059, as follows:

An Act to further amend subsections (a) and (b) of Section 411 and to amend Section 506 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for the transfer of registration of motor vehicles trailers and semi-trailers involving a husband and wife and the assignment of registration plates in such cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsections (a) and (b) of Section 411 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the

negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the twenty-sixth day of April one thousand nine hundred forty-three (P. L. 74) are hereby further amended to read as follows

Section 411 Transfer of Registration Temporary Registration Cards

(a) Upon transfer of ownership [or] except a transfer from a husband to his wife or from a wife to her husband or from either to both jointly or from both jointly to either husband or wife and upon the destruction of any motor vehicle trailer or semi-trailer the registration shall expire

(b) When transfer of registration plates is made from one motor vehicle trailer or semi-trailer to another owned by the same person or ownership of a motor vehicle trailer or semi-trailer is transferred from a husband to his wife or from a wife to her husband or from either to both jointly or from both jointly to either husband or wife application shall be made immediately to the department upon a form furnished by the department accompanied by the transfer fee provided in this act when the motor vehicle trailer or semi-trailer is of equal or less horsepower or classification than that originally registered or accompanied by the transfer fee provided in this act and the difference between the fee originally paid and that due if the motor vehicle trailer or semi-trailer to which the registration plates are transferred be properly registered in a higher class Such application shall also be accompanied by the owner's registration card or the registration card of the husband or wife or husband and wife making such transfer

Section 2 Section 506 of said act is hereby amended to read as follows

Section 506 Transfer of Registration Plates

(a) Upon the transfer of ownership except a transfer from a husband to his wife or from a wife to her husband or from either to both jointly or from both jointly to either husband or wife or upon the destruction of any motor vehicle trailer or semi-trailer the owner shall remove the registration plate or plates therefrom immediately

(b) In the event of the transfer of registration plate or plates to a vehicle of the same vehicle classification as that originally registered the owner shall be assigned the registration plate or plates previously issued to him unless such registration plate or plates have been lost or destroyed

(c) If transfer of registration plate or plates is from one vehicle classification to an other vehicle classification new registration plate or plates shall be issued to the owner Upon receipt of new registration plate or plates the registration plate or plates previously issued shall be returned to the department immediately for cancellation unless such registration plate or plates have been lost or destroyed

(d) Upon the transfer of ownership from a husband to his wife or from a wife to her husband or from either to both jointly or from both jointly to either husband or wife the new owner or owners shall be assigned the registration plate or plates which are then on the vehicle being transferred and such plate or plates need not be removed pending the receipt of the new registration card

Penalty Any person violating any of the provisions of subsection (a) of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 3 The provisions of this act shall become effective immediately upon final enactment

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO HOUSE BILL No. 1059, RECALLED FROM THE GOVERNOR

Mr. WALKER. Mr. President, I move that the Senate do concur in the amendments made by the House to House Bill No. 1059, recalled from the Governor for the purpose of amendment.

Mr. TAYLOR. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Bane,	Haluska,	McMenamin,	Stevenson,
Berger,	Hare,	Meade,	Stiefel,
Blass,	Kephart,	Neff,	Taylor,
Byrne,	Kessler,	Pechan,	Wade,
Chapman,	Lane,	Peelor,	Wagner,
Crowe,	Leader,	Probert,	Walker,
Dent,	Letzler,	Robinson,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Scarlett,	Wolfe,
Fleming,	McCreesh,	Silvert,	Wood,
Freed,	McGinnis,	Snowden,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 25

The Senate proceeded to the consideration of the report of Committee of Conference on Senate Bill No. 25, as follows:

REPORT OF THE COMMITTEE OF CONFERENCE ON SENATE BILL No. 25

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee on Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 25, entitled: "An act relating to the orphans' courts; conferring exclusive jurisdiction on such courts over the administration and distribution of decedents' estates, trust estates, minors' estates and absentees' estates; providing for the organization of orphans' courts, the procedure therein, the powers and duties of the judges thereof and appeals therefrom."

Respectfully submit the following bill as our report:

R. B. MAHANY,
A. EVANS KEPHART,
MAXWELL S. ROSENFELD,
(Committee on the part of the Senate.)
JOHN H. MCKINNEY,
EDWIN W. TOMPKINS,
THEODORE H. SCHMIDT,

(Committee on the part of the House of Representatives.)

An Act relating to the orphans' courts conferring exclusive jurisdiction on such courts over the administration and distribution of decedents' estates trust estates minors' estates and absentees' estates providing for the organization of orphans' courts the procedure therein the powers and duties of the judges thereof and appeals therefrom

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The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Article I

Preliminary Provisions

Section 101 Short Title This act shall be known and may be cited as the Orphans' Court Act of 1951

Section 102 Definitions The following words when used in this act unless the context clearly indicates otherwise shall have the meanings ascribed to them in this section

- (1) "Clerk" means the clerk of the orphans' court having jurisdiction
- (2) "Court" means the orphans' court having jurisdiction
- (3) "Register" means the register of wills having jurisdiction to grant letters testamentary or of administration
- (4) "Fiduciary" includes personal representatives guardians and trustees whether domiciliary or ancillary individual or corporate subject to the jurisdiction of the orphans' court
- (5) "Trust" means any trust whether testamentary or inter vivos subject to the jurisdiction of the orphans' court

(6) "Inter vivos trust" means an express trust other than a trust created by a will taking effect during the lifetime or at or after the death of the settlor It includes

- (i) A life insurance trust
- (ii) A trust created under a deed agreement or declaration except as hereinafter excluded
- (iii) A common trust fund or mortgage investment fund created by a corporate fiduciary for the investment of funds held by it as fiduciary or co-fiduciary
- (iv) A tentative trust and
- (v) Similar trusts

It does not include

- (vi) A resulting or constructive trust created by operation of law
- (vii) A trust for creditors
- (viii) An escrow relationship
- (ix) A temporary trust to hold disputed property
- (x) A principal and agent relationship
- (xi) A trust primarily for the benefit of business employees their families or appointees under a stock bonus pension disability or death benefit profit-sharing or other employee benefit plan
- (xii) A trust for bondholders
- (xiii) A mortgage in possession relationship and
- (xiv) Similar trusts or fiduciary relationships

Section 103 Effective Date This act shall take effect on the first day of January one thousand nine hundred and fifty-two

Section 104 Severability If any provision of this act or the application thereof to any person or circumstances is held invalid the remainder of this act and the application of such provision to other persons or circumstances shall not be affected thereby and to this end the provisions of this act are declared to be severable

Article II

Organization of Orphans' Court

Section 201 Orphans' Court In Every County In each county of the Commonwealth there shall continue to exist as heretofore a court of record which shall be called "The Orphans' Court of County"

Section 202 Counties Having Separate Orphans' Courts The separate orphans' courts heretofore established shall continue to exist in the Counties of Allegheny Berks Cambria Dauphin Delaware Eire Fayette Lackawanna Lancaster Lehigh Luzerne Montgomery Philadelphia Schuylkill Washington Westmoreland and York Each separate orphans' court shall have the number of judges provided by law

Section 203 Counties Having No Separate Orphans' Courts The orphans' court of each county in which no separate orphans' court is established shall be composed of the judges of the court of common pleas of that county

Section 204 Court of Record Seal The orphans' court of each county whether separate or not shall be a court of record with all the qualities and incidents of a court of record at common law Its proceedings and decrees in all matters within its jurisdiction shall not be reversed or avoided collaterally in any other court but they may be reversed modified or altered Each orphans' court shall have a seal engraved with the same device as is on the great seal of the Commonwealth and with the name of the court

Section 205 Sessions Terms Each orphans' court shall be in session as often as its judges shall think necessary or proper There shall be no terms of the orphans' court

Section 206 Rules Rules and forms of procedure not inconsistent with the Constitution and laws of the Commonwealth and with rules of the Supreme Court may be made and prescribed by each orphans' court for the conduct of proceedings before it

Article III

Jurisdiction

Section 301 Exclusive Jurisdiction The orphans' court shall have exclusive jurisdiction of

(1) Decedents' Estates The administration and distribution of the real and personal property of decedents' estates

(2) Testamentary Trusts The administration and distribution of the real and personal property of testamentary trusts whether created before or after the effective date of this act except any testamentary trust created before the effective date of the Fiduciaries Act of 1917 jurisdiction of which already has been acquired by another Pennsylvania court Another court which has acquired jurisdiction of the trust may transfer it to the orphans' court

(3) Inter Vivos Trusts The administration and distribution of the real and personal property of inter vivos trusts whether created before or after the effective date of this act any inter vivos trust created before the effective date of this act jurisdiction of which already has been acquired by another Pennsylvania court Another court which has acquired jurisdiction of the trust may transfer it to the orphans' court the jurisdiction of the orphans' court of Philadelphia county over the administration and distribution of the real and personal property of inter vivos trusts shall be concurrent with the several courts of common pleas as heretofore

(4) Minors' Estates The administration and distribution of the real and personal property of minors' estates

(5) Absentees' and Presumed Decedents' Estates The administration and distribution of the real and personal property of absent persons and of presumed decedents

(6) Fiduciaries The appointment control settlement of the accounts of removal and discharge of and allowance to and allocation of compensation among all fiduciaries of estates and trusts of which the court has jurisdiction except that the grant of letters testamentary and of administration to personal representatives shall remain within the jurisdiction of the register as heretofore

(7) Guardian of Persons of Minors The appointment control and removal of the guardian of the person of any minor

(8) Custody of Minors The determination of the right to the custody of a minor in connection with any proceeding for his adoption or for the appointment of a guardian of his person

(9) Specific Performance of Contracts To enforce specifically the performance by either party of any agreement

made by a decedent to purchase or sell real or personal property

(10) Legacies Annuities and Charges Proceedings for the enforcement of legacies annuities and charges placed on real or personal property by will inter vivos trust or orphans' court decree or for the discharge of the lien thereof

(11) Construction of Administrative Power The construction of an administrative power as to real estate proposed to be exercised by a fiduciary subject to the jurisdiction of the orphans' court

(12) Disposition of Title to Real Estate to Render It Freely Alienable The disposition of any interest in real estate of one disabled from dealing with it when title to it has been acquired by descent or will or is in an estate or trust subject to the jurisdiction of the orphans' court

(13) Title to Personal Property The adjudication of the title to personal property in the possession of the personal representative or registered in the name of the decedent or his nominee or alleged by the personal representative to have been in the possession of the decedent at the time of his death

(14) Appeals and Proceedings from Registers Appeals from and proceedings removed from registers

(15) Birth Records Matters relating to birth records as provided by law

(16) Adoptions Adoptions as provided by law

(17) Marriage Licenses Marriage licenses as provided by law

(18) Inheritance and Estate Taxes Matters relating to inheritance and estate taxes as provided by law

The provisions of clauses (8) and (16) in so far as they relate to adoptions shall not apply to the Orphans' Court of Philadelphia County exclusive jurisdiction in the matter of adoptions shall remain in the municipal court of Philadelphia

Section 302 Concurrent Jurisdiction Title to Real Estate The orphans' court shall have concurrent jurisdiction of the determination of the persons to whom the title to real estate of a decedent or of the creator of an estate or trust subject to the jurisdiction of the orphans' court has passed by devise or descent or by the terms of the trust instrument Provided That nothing herein shall be construed to restrict the exclusive jurisdiction of the orphans' court to distribute real estate in an estate or trust within its jurisdiction

Section 303 Conflict of Laws Nothing contained in this act shall be construed to interfere with the rules of law applicable to the determination of the question whether Pennsylvania courts have jurisdiction of the subject matters enumerated in this act

Section 304 Incidental Powers The orphans' court shall have all legal and equitable powers required for or incidental to the exercise of its jurisdiction

Section 305 Venue of Decedents' and Minors' Estates When a Pennsylvania orphans' court has jurisdiction of a decedent's or a minor's estate except as otherwise provided by law the venue for all purposes shall be as follows

(1) Decedents' Estates In the case of a decedent's estate in the county where the letters are granted to the personal representative and in the absence of such letters then where the decedent had his last family or principal residence and if the decedent had no domicile in the Commonwealth then in any county where any of his property is located

(2) Minors' Estates In the case of a guardian of a minor appointed by the court in the county whose court appointed the guardian In the case of a guardian of a minor not appointed by the court or when there is a minor's estate but no guardian in the county whose court which at the time proceedings are first initiated would have jurisdiction to appoint a guardian of the estate

Section 306 Venue of Trust Estates When a Pennsylvania orphans' court has jurisdiction of any trust testamentary or inter vivos except as otherwise provided by law the venue for all purposes shall be in the county where at the time being is the situs of the trust The situs of the trust shall remain in the county of the court which first assumed jurisdiction of the trust unless and until

such court shall order a change of situs under the provisions of this act

Section 307 Situs of Testamentary Trust The situs of a testamentary trust shall be in the county where letters were granted to the personal representative and in the absence of such letters then in a county where such letters could have been granted and if no such letters could have been granted then in a county in which any trustee resides or is located

Section 308 Situs of Inter Vivos Trust

(a) When Provided For in Trust Instrument If the trust instrument expressly provides for the situs of the inter vivos trust its situs shall be at the place within or without the Commonwealth which is in accord with such provision

(b) Not Provided For in Trust Instrument If the trust instrument does not expressly provide for the situs of the inter vivos trust its situs shall be

(1) Resident Settlor In the case of an inter vivos trust whose settlor is domiciled in the Commonwealth (i) in the settlor's lifetime either in the county of his principle residence or in the county in which any of the trustees resides or is located and (ii) after the settlor's death either in the county in which letters have been granted to his personal representative or in a county in which letters could have been granted or in a county in which any trustee resides or is located

(2) Nonresident Settlor In the case of an inter vivos trust whose settlor (i) is not domiciled in the Commonwealth at the time when during his lifetime the first application is made to a court concerning the trust or (ii) was not domiciled in the Commonwealth at his death if the first application to a court concerning the trust was made thereafter in a county in which any trustee resides and if there is no such trustee then in a county where property of the trust is located

Section 309 Change of Situs Order of Court A court having jurisdiction of a testamentary or inter vivos trust on application of a trustee or of any party in interest after such notice to all parties in interest as it shall direct and aided if necessary by the report of a master and after such accounting and such provision to insure the proper payment of all taxes to the Commonwealth and any political subdivision thereof as the court shall require may direct notwithstanding any of the other provisions of this act that the situs of the trust shall be changed to any other place within or without the Commonwealth if the court shall find the change necessary or desirable for the proper administration of the trust Upon such change of situs becoming effective by the assumption of jurisdiction by another court the jurisdiction of the court as to the trust shall cease and thereupon the situs of the trust for all purposes shall be as directed by the court

Article IV

Judges

Section 401 Powers Any judge of an orphans' court learned in the law whether or not the court is separate and whether or not it consists of more than one judge may hear and determine all matters of which the court has jurisdiction His determination thereof shall be a final decree unless exceptions thereto are authorized by rule of court or the decree discloses that it is not intended as such

Section 402 Sitting in Other Courts Subject to regulation by the Supreme Court any judge of an orphans' court may hear and determine any matter in any court of record except an appellate court with statewide jurisdiction or call by the president judge of the court in which he is to sit and any judge of a court of common pleas may hear and determine any matter in an orphans' court on call by its president judge A judge shall not be required to accept any such call

Section 403 Powers When the Court Is Not in Session Any judge of an orphans' court learned in the law shall have power whether or not the court is in session to administer ex parte business and to issue process

Section 404 When President Judge Unable to Act

Whenever the president judge of an orphans' court is unable to act the judge next oldest in commission who is able to act shall have the powers of the president judge

Article V

Clerk Sheriff

A Clerk

Section 501 Duties The clerk shall have custody of the records and of the seal of the court shall faithfully perform under the direction of the court all the duties of his office and may appoint an assistant clerk or clerks but only with the consent and approval of the court He shall attest in the name of the president judge alone all process subpoenas certificates copies of records and other documents which shall be issued out of the court

Section 502 Dockets The clerk shall keep in the dockets provided for that purpose a record of all proceedings of the court Local rules may prescribe the recording of all or parts of instruments filed with the court or the clerk or may prescribe that any instrument be filed in duplicate and that the duplicates be bound into volumes and preserved in lieu of recording or may prescribe that any instrument be copied by photographic or other mechanical process

Section 503 Bill of Costs Each orphans' court may establish a bill of costs to be charged for the services of the clerk not otherwise provided for by law

Section 504 Translation of Foreign Language Documents A writing not in English shall not be filed in the court or in the office of the clerk unless there is attached to it and filed with it a translation into English sworn to be correct A writing filed in violation of this section shall not constitute notice to any person

Section 505 Advertisement of Accounts

(a) Requirement of Notice Contents of Notice The clerk shall give notice by advertisement of the time when accounts filed with him and with the register will be presented to the court for confirmation stating in the advertisement the names and capacities of the respective accountants

(b) Manner of Advertisement The notice shall be advertised at least once a week during the four weeks immediately preceding the time for presentation of the accounts to the court in the case of accounts filed with the register and at least once a week during the two weeks immediately preceding the time for presentation of the accounts to the court in the case of accounts filed with the clerk

(1) In the legal publication if any designated by rule of court for the publication of legal notices and

(2) In at least one newspaper of general circulation published within the county and if no such newspaper is published in that county then in one such newspaper published nearest to that county

(c) Cost of Advertisement The expense of the advertisement and of the proof thereof shall be charged to the estate or trust and allowed to the clerk who shall pay the publication costs to the newspapers upon delivery of the proofs of publication

Section 506 Money Paid Into Court The clerk shall have custody of all funds paid into court Pending the distribution thereof the clerk may invest the funds but shall have no duty to do so Any such investment except as the court shall otherwise direct shall be restricted to obligations of the United States or the United States Treasury or of the Commonwealth

B Sheriff

Section 511 Powers and Duties The sheriff shall serve process and execute orders directed to him pursuant to the provisions of this act

Section 512 Fees The fees and allowances of the sheriff shall be as provided by law or in the absence thereof as fixed by rule of court

Article VI

Masters Auditors Examiners Guardians Ad Litem and Trustees Ad Litem

Section 601 Appointment Purpose The court may appoint

(1) Masters A master to investigate any issue of fact and to report his findings of fact conclusions of law and recommendations to the court

(2) Auditors of Accounts of Fiduciaries Except in the circumstances prohibited by law an auditor to examine and audit an account and to determine distribution

(3) Auditors to State Accounts An auditor to state an account when a proper account cannot be obtained from a fiduciary or other person required to state an account

(4) Examiners of Assets By general rule or special order an examiner or examiners to make periodic or special examination of assets of estates of trusts and to require all persons in whose custody or control such assets may be held to present them for examination

(5) Guardians and Trustees Ad Litem On petition or on its own motion a guardian or a trustee ad litem to represent the interest not already represented by a fiduciary of (i) a person not sui juris or (ii) an absentee or (iii) a presumed decedent or (iv) an unborn or unascertained person

Section 602 Compensation Any person appointed by the court as master auditor examiner guardian ad litem or trustee ad litem shall be compensated by reasonable fees fixed by the court and paid from such source as the court shall direct

Section 603 Subpoenas Masters auditors and examiners shall have the power to issue subpoenas with or without a clause of duces tecum to witnesses to appear before them when necessary for the performance of any of their duties If any person who has been duly subpoenaed fails to obey the subpoena the master auditor or examiner issuing the subpoena may report the neglect or refusal to the court The court upon receiving such report shall have power to issue an attachment in the same manner as is provided in the case of subpoenas issued by it

Section 604 Power to Administer Oaths Masters auditors and examiners shall have the power to administer oaths to parties and witnesses

Article VII

Procedure

A Institution of Proceedings and Original Process

Section 701 Petitions All applications to the court shall be by petition in the form prescribed by rules of the Supreme Court

Section 702 Accounts The court may decide or dispose of any question relating to the administration or distribution of an estate or trust and exercise any of its powers in respect thereof upon the filing of an account or in any other appropriate proceeding The account may be a complete accounting of the estate or trust or of only the transactions which raise the question to be determined

Section 703 Writs of Habeas Corpus In any proceeding for the adoption of a minor or for the appointment of a guardian of his person the court may award a writ of habeas corpus

Section 704 Citation Jurisdiction of the person shall be obtained by citation to be awarded by the court upon application of any party in interest The citation shall direct the party named therein to file a complete answer under oath to the averments of the petition on or before a day certain which shall be not less than ten days after the service thereof and to show cause as the decree of the court shall provide

Section 705 Service of Citation A citation to obtain jurisdiction of a person may be served by any adult person or by the sheriff of the county wherein the citation issued or by deputization of the sheriff of the county where the service may be had in any county of the Commonwealth in the same manner or a writ of summons in an action of assumpsit in the court of common pleas When no other time is specially fixed by the court the order awarding the citation shall be void unless the citation is issued within six months

Section 706 Proof of Service Proof of service shall be by affidavit of the person or the return of the sheriff

making service and shall set forth the same information as a sheriff's return in an action of assumpsit

B Notice

Section 711 Manner of Service Proof Notice of any proceeding in the court may be given within or outside the Commonwealth by personal service by registered mail by publication or otherwise as the court shall direct by general rule or special order Notice may be in the form of a citation served as provided in this section

C Action Upon Default of Respondent

Section 721 Power of Court Should the respondent fail to comply with the requirements of any citation or notice the court upon proof of service thereof shall have the power to make such order as may be just and necessary

D Summary Decree Injunction

Section 731 Decree Without Prior Hearing Attachment Sequestration The court without a prior hearing may allow the issuing of a writ of attachment of the person or a writ of sequestration or both against any one who the court is satisfied is about to leave the Commonwealth or conceals his whereabouts to the prejudice of the complainant or to an estate or trust within the jurisdiction of the court On the return of the writ the court may proceed as on the return of a citation or make such order as it shall deem appropriate An attachment or sequestration issued without a prior hearing may be dissolved at any time by the court upon the respondent's giving security to the satisfaction of the court for his appearance on a day certain to answer the petition and to abide the orders and decrees of the courts in the premises

Section 732 Injunctions The court may issue injunctions for the protection of property within its jurisdiction in the same manner as the court of common pleas of the same county

E Witnesses Evidence Hearings Trials

Section 741 Subpoenas The court may issue subpoenas with or without a clause of duces tecum into any county of the Commonwealth to witnesses to appear before it or any master auditor or examiner appointed by it

Section 742 Depositions and Discovery The court by general rule or special order may prescribe the practice relating to depositions discovery and the production of documents To the extent not provided for by general rule or special order the practice relating to such matters shall conform to the practice in the local court of common pleas

Section 743 Perpetuation of Testimony and Court Records The court by general rule or special order may prescribe the practice relating to the perpetuation of testimony and to the perpetuation of lost or destroyed court records When proved such court records shall have the same legal effect as original records would have had Notice of proceedings for the perpetuation of testimony and for the perpetuation of lost or destroyed court records shall be given in such manner as the court shall direct

Section 744 Testimony in Proceedings Removed From Register On appeal from the register or in a proceeding removed from the register the court may find upon the testimony taken before the register that a substantial dispute of fact exists and require a jury to decide the issue of fact In all other cases the court shall hear the testimony de novo unless all parties appearing in the proceeding agree that the case be heard on the testimony taken before the register In any event the court may require witnesses already examined and other witnesses to appear before it

Section 745 Jury Trial

(a) Will Contest When a substantial dispute of fact shall arise concerning the validity of a writing alleged to be testamentary any party in interest shall be entitled to a trial of this fact by a jury

(b) Title to Property When a substantial dispute of fact shall arise concerning the decedent's title of property real or personal any party in interest shall be entitled to a trial of this fact by a jury

(C) Waiver of Right A person entitled to a trial by jury may make demand in writing therefor prior to the hearing of the issues of fact The right to trial by jury is waived if such a demand is not so made or if the person claiming the right fails to appear at the hearing or fails to object to trial by the court before the introduction of evidence is commenced

(D) When Not of Right When there is no right to trial by jury or when the right is waived the court in its discretion may require a jury to decide any issue of fact and the verdict in such case shall have the same effect as though a trial by jury had been allowed as a matter of right to a party in interest

Section 746 Trials in the Orphans' Court

(a) Jury Jury trials in any case begun before or certified or appealed to the orphans' court shall be tried in the orphans' court The court shall draw a jury and preside at the trial of the issue and shall have all the powers of a judge in trials by jury in cases at law in the court of common pleas The panel of jurors drawn for service in the common pleas court of the county in which the orphans' court is located shall be available for such service in the orphans' court when required and in counties where there is a separate orphans' court the orphans' court and the court of common pleas shall by appropriate rules provide for and regulate the manner in which the jurors shall be made available and sent to the orphans' court when required for the trial of issues therein

(b) Rules of Court Unless and until the orphans' court otherwise directs the appropriate rules of the common pleas court of the same county shall apply to jury trials of issues in the orphans' court and matters relating to such trials shall be heard and disposed of by the orphans' court

(c) Effect of Verdict The verdict of the jury in the orphans' court shall have the same effect as the verdict of a jury in a case at law in a court of common pleas

F Enforcement of Orders and Decrees

Section 751 Methods of Enforcement Compliance with an order or decree of the court may be enforced by

- (1) attachment of the person
- (2) sequestration of real or personal property
- (3) execution on personal property
- (4) attachment execution or
- (5) execution on real estate

Section 752 Procedure on Attachment of the Person

(a) Direction of Writs A writ of attachment of the person shall be directed to and executed by the sheriff of the county in which the court is located or of any county where the person to be attached is located

(b) Discharge of Person Attached for Contempt Any person attached for contempt may be discharged from custody by the court upon purging himself of contempt to the satisfaction of the court by whose order he was attached

Section 753 Procedure on Sequestration of Real or Personal Property A writ of sequestration of real or personal property of an estate or trust or of the respondent to enforce an order or decree of the court in the administration of the estate or trust shall be allowed by the court as fully as in any court of equity and shall be directed to and executed by the sheriff of the county in which the court is located or of any county where property to be sequestered is located The court by general rule or special order may prescribe the practice relating to sequestration of real and personal property To the extent not provided for by general rule or special order the practice relating to sequestration shall conform to the practice in the local court of common pleas

Section 754 Procedure on Execution on Personal Property Writs of execution on personal property shall be allowed by the court and directed to and executed by the sheriff of the proper county The proceedings thereon shall be the same as on execution on personal property issued out of the court of common pleas of the same county

Section 755 Procedure on Attachment Execution Writs of attachment execution shall be allowed by the court and

directed to and executed by the sheriff of the proper county. The proceedings thereon shall be the same as attachment executions issued out of the court of common pleas of the same county.

Section 756 Procedure on Execution on Real Estate

(a) Filing in Common Pleas. The prothonotary of any court of common pleas shall on demand of the fiduciary or of any party in interest file and docket a certified transcript or extract from the record showing that an orphans' court has adjudged an amount to be due by any person and such transcript or extract shall constitute a judgment against such person from the time of its filing with the same effect as if it had been obtained in an action in the court of common pleas. If the amount adjudged to be due shall be increased or decreased on appeal the prothonotary shall if the decree of the appellate court is certified to him change his records accordingly and if the appellate court has increased the amount the excess shall constitute a judgment from the time when the records are so changed.

(b) Satisfaction and Discharge. If the orphans' court shall order such person to be relieved from any such judgment the prothonotary shall on demand of any party in interest enter on his records a certified copy of such order which shall operate as a satisfaction of the judgment.

(c) Executions. Execution may be issued on the judgment out of the court of common pleas against the real estate of such respondent by any interested party for the recovery of so much as may be due to him in the same manner as upon a judgment rendered by the court of common pleas.

G Costs

Section 761 Allowance and Allocation. The allowance and allocation of costs incident to proceedings before the court or to the administration of estates or trusts within the jurisdiction of the court shall be as now or hereafter provided by law and in the absence thereof as fixed by the court by general rule or special order.

H Appeals

Section 771 Right of Appeal. Any party in interest who is aggrieved by a final order or decree of the orphans' court or a fiduciary whose estate or trust is so aggrieved may appeal therefrom to the proper appellate court. An appeal in like manner may be taken from a decree of distribution of the orphans' court which is not final within the meaning of this section provided the orphans' court shall certify that the decree is sufficiently definite to determine the substantial issues between the parties.

Section 772 Effect of Appeal. No appeal from an order or decree of an orphans' court concerning the validity of a will or the right to administer shall suspend the powers or prejudice the acts of a personal representative acting thereunder. The reversal or modification of any decree of an orphans' court in a proceeding in which the court has jurisdiction of the sale mortgage exchange or conveyance of real or personal estate shall not divest any estate or interest acquired thereunder by a person not a party to the appeal.

Section 773 Disposition of Cases on Appeal. The Supreme and Superior Courts of the Commonwealth shall in all cases of appeal from a decree of the orphans' court hear and determine the same as to right and justice may be required and decree according to the equity thereof and may place or allocate the record costs including printing costs upon an appellant or appellee or upon the estate or trust.

Article VIII

Repealer

Section 801 (a) Specific Repeals. The following acts and parts of acts and all amendments of each are hereby repealed as respectively indicated.

(1) Section four of the act approved the eleventh day of April one thousand eight hundred forty-eight (P. L. 506) entitled "An act to establish a uniform line along

the river Delaware in front of the incorporated districts of the Northern Liberties and Kensington in reference to county bridges changing the name of Andrew Jackson Glarke to Andrew G. Jackson to issuing subpoenas for witnesses by auditors exempting the real estate of the Pennsylvania society for promoting the abolition of slavery from taxation in reference to fees of constables in Schuylkill county in reference to the removal of the barn of Amos George in the township of Blockley county of Philadelphia and to change the name of Dallas township Lehigh county to Washington and relative to the commissioners of Kensington and Richmond in Philadelphia county" insofar as it applies to auditors appointed by orphans' courts.

(2) Section six of the act approved the second day of April one thousand eight hundred sixty-eight (P. L. 3) entitled "An act to ascertain and appoint the fees to be received by the several officers of this Commonwealth" absolutely.

(3) The act approved the twenty-seventh day of March one thousand eight hundred seventy-three (P. L. 49) entitled "An act to furnish provide for the enforcement of decrees in the orphans' court" absolutely.

(4) The act approved the twenty-fifth day of May one thousand eight hundred seventy-eight (P. L. 156) entitled "An act to authorize the investment of money paid into court pendente lite" insofar as it applies to monies paid into the orphans' court.

(5) The act approved the seventh day of June one thousand nine hundred seventeen (P. L. 363) entitled "An act relating to the organization jurisdiction and procedure of the orphans' courts the powers and duties of the judges thereof and appeals therefrom" absolutely except the part of the last paragraph of section nine thereof which was added by the act approved the second day of July one thousand nine hundred forty-one (P. L. 227) entitled "An act to further amend section nine of the act approved the seventh day of June one thousand nine hundred and seventeen (P. L. 363) entitled 'An act relating to the organization jurisdiction and procedure of the orphans' courts the powers and duties of the judges thereof and appeals therefrom' by imposing liability on executors administrators or trustees for real estate broker's commissions in certain cases" which is not repealed hereby.

(6) Section twenty-four of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 447) entitled as amended "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof of the line thereof sales and mortgages of real estate for the the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein the survival of causes of action and suits thereupon by or against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fee therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' courts."

court in all matters relating to fiduciaries concerned with the estates of decedents' except insofar as it saves the jurisdiction of other courts in actions which were pending at the time of the approval of said act and subsections (b) (d) (g) and (i) of section forty-six and subsection (a) of section forty-seven thereof absolutely

(b) General repeal all other acts and parts of acts inconsistent herewith are hereby repealed

(c) Saving clause this act shall not repeal or modify any of the provisions of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 963) entitled "An act prescribing the fees to be received by the clerks of orphans' courts of counties of the fifth sixth seventh and eighth class" or its amendment

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 25

Mr. WALKER. Mr. President, I move that the Senate adopt the report of the Committee of Conference on Senate Bill No. 25.

Mr. TAYLOR. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Bane,	Haluska,	McMenamin,	Stevenson,
Berger,	Hare,	Meade,	Stiefel,
Blass,	Kephart,	Neff,	Taylor,
Byrne,	Kessler,	Pechan,	Wade,
Chapman,	Lane,	Peelor,	Wagner,
Crowe,	Leader,	Probert,	Walker,
Dent,	Letzler,	Robinson,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Scarlett,	Wolfe,
Fleming,	McCreesh,	Silvert,	Wood,
Freed,	McGinnis,	Snowden,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

THIRD READING CALENDAR

BILL POSTPONED

Mr. WALKER. Mr. President, I move that House Bill No. 186, on third reading, entitled:

An Act to add Section 2.1 to the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1652) entitled "An act relating to the propagation and growth of nut trees and other trees bearing crops excluding our present commercial fruit trees in this Commonwealth providing for the appointment qualifications term and compensation of an Expert Tree Crops Advisor prescribing his powers and duties imposing and conferring certain powers and duties on the Secretary of Agriculture in respect thereto and making an appropriation" by authorizing the Pennsylvania State College to undertake the development of a research program for certain purposes and making an appropriation therefor.

be placed on the Third Reading Postponed Calendar.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 382, on third reading, entitled:

An Act to further amend section eleven of the act approved the thirteenth day of May one thousand nine hundred twenty-five (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable religious benevolent humane and patriotic purposes" by exempting young men's and young women's Christian associations.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 633, as follows:

An Act to amend Sections 3 and 4 of the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1184) entitled "An act requiring all employable persons receiving public assistance with certain exceptions to perform certain work or be refused assistance conferring powers and imposing duties on county boards of assistance and on certain State and local officers and employees and on charitable institutions persons copartnerships associations corporations and State and Federal employment officers and requiring payments to the Commonwealth on account of certain work performed" by imposing additional duties on county boards of public assistance Permitting non-profit cemetery associations fire companies public libraries and other similar organizations supported totally or partially by public subscriptions donations or gifts to furnish employment to certain persons and changing the requirements for furnishing transportation The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 3 and 4 of the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1184) entitled "An act requiring all employable persons receiving public assistance with certain exceptions to perform certain work or be refused further assistance conferring powers and imposing duties on county boards of assistance and on certain State and local officers and employees and on charitable institutions persons copartnerships associations corporations and State and Federal employment officers and requiring payments to the Commonwealth on account of certain work performed" are hereby amended to read as follows

Section 3 Each county board of assistance shall make available each month to the governing body of the county and of each political subdivision or school district within the county as well as each district office of the State Department of Highways State institution or other State agency and each State or Federal employment office within the county or an adjoining county and each regularly organized charitable organization and institution in whole or in part supported by tax money and non-profit cemetery associations fire companies public libraries and all other similar organizations supported in whole or in part by public subscriptions donations or gifts operating in the county the number of such persons who are available for employment classified by occupation and political subdivision

Section 4 [It shall be the duty of such] Such governing bodies and [of] the person in charge of each State district office institution and other agency and of each such regularly organized charitable organization and institution [to] shall and any nonprofit cemetery association fire company public library or other similar organization

supported in whole or in part by public subscriptions donations or gifts may furnish employment for as many such employable persons and for as long a period as the care maintenance improvement and policing of the highways streets buildings grounds parks playgrounds and streams and their respective supervision will permit [and to] They shall designate to the county board of assistance the number of persons that can be used and the character of the work for which they are required Thereupon the county board if it determines that the work proposed is not contrary to the provisions of section eight of this act shall notify the required number of such employables to report for work for a specified number of hours each week at a time and place designated in the notice Such services shall be rendered free of charge to the State political subdivision or charitable or other organization except for the cost of transportation if such distance exceeds [one mile two and one-half miles in which case such employable persons shall be required to report to some designated point from which such transportation shall be furnished in return for the assistance being received]

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Bane,	Haluska,	McMenamin,	Stevenson,
Berger,	Hare,	Meade,	Stiefel,
Blass,	Kephart,	Neff,	Taylor,
Byrne,	Kessler,	Pechan,	Wade,
Chapman,	Lane,	Peelor,	Wagner,
Crowe,	Leader,	Propert,	Walker,
Dent,	Letzler,	Robinson,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Scarlett,	Wolfe,
Fleming,	McCreesh,	Silvert,	Wood,
Freed,	McGinnis,	Snowden,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 671, on third reading, entitled:

An Act to further amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" by further limiting eligibility for general assistance.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 690, as follows:

An Act to further amend section 2 of the act approved the twenty-sixth day of May one thousand nine hundred twenty-one (P. L. 1172) entitled "A supplement to the act approved the seventeenth day of May one hundred seventeen (P. L. 208) entitled 'An act to regulate the practice of pharmacy and sale of poisons and drugs and providing penalties for the violation thereof defining the words 'drug' and 'poison' and providing for the appointment of a board which shall have in charge the enforcement of said law and the power to make rules and regulations for the enforcement of said law and providing for the purchase of samples of drugs for determining their quality strength and purity' requiring permits to conduct pharmacies providing for the revocation thereof and prescribing penalties" by raising fees for permits to conduct a pharmacy

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 2 of the act approved the twenty-sixth day of May one thousand nine hundred twenty-one (P. L. 1172) entitled "A supplement to the act approved the seventeenth day of May one thousand nine hundred seventeen (P. L. 208) entitled 'An act to regulate the practice of pharmacy and sale of poisons and drugs and providing penalties for the violation thereof defining the words 'drug' and 'poison' and providing for the appointment of a board which shall have in charge the enforcement of said law and the power to make rules and regulations for the enforcement of said law and providing for the purchase of samples of drugs for determining their quality strength and purity' requiring permits to conduct pharmacies providing for the revocation thereof and prescribing penalties" as amended by the act approved the twenty-eighth day of June one thousand nine hundred forty-seven (P. L. 1143) is hereby further amended to read as follows

Section 2 Upon application on a form to be prescribed and furnished it and the payment of a fee of [two dollars (\$2.00)] five dollars (\$5.00) the State Board of Pharmacy shall issue a permit to conduct a pharmacy to such persons associations copartnerships or corporations as the board deems qualified to conduct such business Every corporation in applying for a pharmacy permit shall use its full corporate title which shall also be used on all labels and advertisements except signs All permits issued under the provisions of this act shall be exposed in a conspicuous place in the pharmacy for which it was issued and shall expire on the first day of July following the date of issue No permit shall be issued unless it appears to the satisfaction of the board that the management of the pharmacy is in the charge of a pharmacist registered under the provisions of the act to which this is a supplement All permit fees collected under the provisions of this act shall be paid into the State Treasury

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—42

Bane,	Haluska,	Meade,	Stevenson,
Berger,	Hare,	Neff,	Taylor,
Blass,	Kephart,	Pechan,	Wade,
Byrne,	Kessler,	Peelior,	Wagner,
Chapman,	Leader,	Probert,	Walker,
Crowe,	Letzler,	Robinson,	Watkins,
Dent,	Mahanay,	Ruth,	Watson,
Diehm,	Mallery,	Scarlett,	Wolfe,
DiSilvestro,	McCreesh,	Silvert,	Wood,
Fleming,	McGinnis,	Snowden,	Yosko,
Freed,	McMenamin,		

NAYS—2

Lane,	Stiefel,
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A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL RECOMMITTED

Mr. WALKER. Mr. President, I move that Senate Bill No. 707, on third reading, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by reclassifying chubs measuring less than six inches in length as bait-fish.

be recommitted to the Committee on Forests and Waters, Game and Fish.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 724, as follows:

An Act to add subsection (c) to Section 2503 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by supplying an omission from former law providing for reimbursement for nonresident children and validating such reimbursement heretofore made

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 2503 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" as amended by the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1806) is hereby further amended by adding at the end thereof a new subsection to read as follows

Section 2503 Payments on Account of Tuition * * * *

(c) Each school district regardless of classification which accepts any non-resident child in its schools under the provisions of section one thousand three hundred five of the act to which this is an amendment shall be paid by the Commonwealth an amount equal to the tuition charge per elementary pupil or the tuition charge per high school pupil as the case may be as defined in sec-

tion two thousand five hundred sixty-one of the act to which this is an amendment for each pupil so accepted in the case of pupils attending the district's public schools for less than a full school term the tuition charges shall be prorated by reference to the period of time over which such pupil actually attended district's schools

Section 2 All payments heretofore made by the Commonwealth to school districts on account of tuition of non-resident children are hereby ratified and made valid to the same extent as though this act had been a law at the time of such payment

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Bane,	Haluska,	McMenamin,	Stevenson,
Berger,	Hare,	Meade,	Stiefel,
Blass,	Kephart,	Neff,	Taylor,
Byrne,	Kessler,	Pechan,	Wade,
Chapman,	Lane,	Peelior,	Wagner,
Crowe,	Leader,	Probert,	Walker,
Dent,	Letzler,	Robinson,	Watkins,
Diehm,	Mahanay,	Ruth,	Watson,
DiSilvestro,	Mallery,	Scarlett,	Wolfe,
Fleming,	McCreesh,	Silvert,	Wood,
Freed,	McGinnis,	Snowden,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 860, as follows:

An Act concerning devises bequests or gifts in trust for the care and maintenance of cemeteries burial grounds or cemetery lots trustees and substituted trustees thereof sureties of said trustees the investment of such trust funds accounts of said trustees approving actions and proceedings prior to this act and repealing conflicting laws

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Every nonprofit corporation heretofore or hereafter incorporated under the laws of the Commonwealth of Pennsylvania for the purpose of conducting or maintaining a public or private cemetery therein and every religious corporation authorized by its articles to maintain a burial ground may be appointed the original trustee or when for any reason a vacancy may occur in a trusteeship substituted or successor trustee for and as such may receive devises bequests or gifts the principal of which is to be held in trust in perpetuity or for a lesser period of time for the care maintenance preservation ornamentation or benefit of its cemetery or burial ground or the cemetery lots therein in which burial rights have been or may hereafter granted upon giving its own bond without surety provided the court having jurisdiction of the appointment of any such trustee or substituted or successor trustee so to be appointed has made proper provision for the administration of said devises bequests or gifts separate and apart from the corporate assets of said corporation

Section 2 Any such corporation which as trustee or substituted or successor trustee may receive devises bequests

or gifts the principal of which is to be held in trust in perpetuity or for a lesser period of time for the care maintenance preservation ornamentation or benefit of its cemetery or burial ground or the cemetery lots therein in which burial rights have been or may hereafter be granted may combine and merge the principal of two or more such trust funds in an omnibus fund for purposes of investment of the same

Section 3 Corporations which may receive such trusts as aforesaid shall not be required to file triennial accounts but shall be subject to the court having jurisdiction to proceedings to compel the filing of accounts in the discretion of said court

Section 4 All actions and proceedings which have taken place heretofore and which conform to the provisions of this act are hereby ratified and confirmed to all intents and purposes as if taken after the passage of this act

Section 5 All acts or parts of acts inconsistent with the provisions of this act are hereby repealed

Section 6 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Bane,	Haluska,	McMenamin,	Stevenson,
Berger,	Hare,	Meade,	Stiefel,
Blass,	Kephart,	Neff,	Taylor,
Byrne,	Kessler,	Pechan,	Wade,
Chapman,	Lane,	Peelor,	Wagner,
Crowe,	Leader,	Probert,	Walker,
Dent,	Letzler,	Robinson,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Scarlett,	Wolfe,
Fleming,	McCreesh,	Silvert,	Wood,
Freed,	McGinnis,	Snowden,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1095, as follows:

An Act reappropriating to Episcopal Hospital Philadelphia certain moneys heretofore appropriated to the University of Pennsylvania for the maintenance of the Episcopal Hospital

Whereas The sum of \$150,000 was heretofore appropriated by the Commonwealth of Pennsylvania to The Trustees of the University of Pennsylvania for free patient care in the Episcopal Hospital Philadelphia for the period commencing June 1st 1949 and ending May 31st 1951 and

Whereas At the time said appropriation was made the Trustees of the University of Pennsylvania were the lessees of Episcopal Hospital and were in possession of it and were the sole operators of Episcopal Hospital under a written Agreement with Episcopal Hospital dated January 1st 1949 and continuing for a term ending on May 31st 1953 and

Whereas By a written Agreement dated February 28th 1951 between the Trustees of the University of Pennsylvania and Episcopal Hospital the provisions of the Agreement dated January 1st 1949 relating to the operation of Episcopal Hospital by the Trustees of the University of Pennsylvania were terminated and

Whereas Commencing on March 1st 1951 Episcopal Hos-

pital has been in possession of Episcopal Hospital a non-profit Corporation and said corporation has been operating said hospital and intends to operate it in the future and

Whereas A portion of the \$150,000 already appropriated for free patient care in Episcopal Hospital (ie the sum of \$12,750 representing the money appropriated for the quarter commencing March 1st 1951 and ending May 31st 1951) will lapse unless the General Assembly transfers the appropriation of this sum of money from the Trustees of the University of Pennsylvania to Episcopal Hospital and

Whereas Episcopal Hospital is a non-sectarian non-profit corporation eligible to receive an appropriation

Now Therefore The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of eighteen thousand seven hundred fifty dollars (\$18,750) or as much thereof as may be necessary being the unexpended balance of the appropriation of one hundred fifty thousand dollars \$150,000 made to the University of Pennsylvania for the Episcopal Hospital by the act approved the twentieth day of May one thousand nine hundred forty-nine (Appropriation Act Page 39 No 58A) is hereby reappropriated to the Episcopal Hospital of Philadelphia for the purpose of the maintenance of the hospital during the period from the first day of March one thousand nine hundred fifty-one until the thirty-first day of May one thousand nine hundred fifty-one in the manner prescribed by law at the rate of six dollars (\$6.00) per diem but not to exceed the regularly established ward rate or any reduced rate for the medical and surgical services rendered to and maintenance of persons treated in the hospital who are entitled to free service and for each day of part pay service such proportion of six dollars (\$6.00) per diem rate or the regular ward rate if less or any reduced rate as part of regular ward rate or any reduced rate which is less than the regular ward rate which the person treated is not able to pay bears to the regular ward rate or reduced rate for free service except that the hospital shall not receive compensation exceeding the actual cost of service per capita in its public ward

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Bane,	Haluska,	McMenamin,	Stevenson,
Berger,	Hare,	Meade,	Stiefel,
Blass,	Kephart,	Neff,	Taylor,
Byrne,	Kessler,	Peelor,	Wade,
Chapman,	Lane,	Probert,	Wagner,
Crowe,	Leader,	Pechan,	Walker,
Dent,	Letzler,	Robinson,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Scarlett,	Wolfe,
Fleming,	McCreesh,	Silvert,	Wood,
Freed,	McGinnis,	Snowden,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1269, as follows:

An Act to amend Section 15 of the act approved the twenty-second day of April one thousand eight hundred

fifty (P. L. 538) entitled "An act to secure the cities of Pittsburgh and Allegheny and the neighborhood thereof from damage by gun-powder to incorporate an association for the establishment of a house of refuge for western Pennsylvania and relative to the Pennsylvania State Lunatic hospital" by changing the maximum age for the commitment of delinquents to the Pennsylvania Training School at Canonsburg and changing admission requirements relative thereto

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 15 of the act approved the twenty-second day of April one thousand eight hundred fifty (P. L. 538) entitled "An act to secure the cities of Pittsburgh and Allegheny and the neighborhood thereof from damage by gun-powder to incorporate an association for the establishment of a house of refuge for western Pennsylvania and relative to the Pennsylvania State Lunatic hospital" as repealed in part by the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 932) is hereby amended to read as follows

Section 15 That it shall be lawful for the [board of managers of said house of refuge at their discretion] Board of Trustees of the Pennsylvania Training School at Canonsburg to receive into their care and guardianship infants males under the age of [twenty-one] eighteen years and females under the age of [twenty-one] eighteen years committed to their custody [in either of the following modes to wit] by any juvenile court any quarter sessions court or any court of oyer and terminer

[First Infants committed by an alderman or justice of the peace on the complaint and due proof made thereof by the parent guardian or next friend of such infant that by reason of incorrigible or vicious conduct such infant has rendered his or her control beyond the power of such parent guardian or next friend and made it manifestly requisite that from regard to the morals and future welfare of such infant he or shee should be placed under the guardianship of the managers of the said house of refuge]

[Second Infants committed by the authority aforesaid where complaint and due proof have been made that such infant is a proper subject for the guardianship of the managers of the said house of refuge in consequence of vagrancy or of incorrigible or vicious conduct and that from the moral depravity or otherwise of the parent or guardian or next friend in whose custody such infant may be such parent guardian or next friend is incapable or unwilling to exercise the proper care and discipline over such incorrigible or vicious infant]

[Third Infants who shall be taken or committed as vagrants or upon any criminal charge or duly convicted of criminal offences as may in the judgment of the court of oyer and terminer or of the court of quarter sessions of the peace of any county within the western district and the said managers] The board shall have the power to place the said children committed to their care during their minority at such employment and cause them to be instructed in such branches of useful knowledge as may be suitable to their years and capacities and they shall have power at their discretion to bind out the said children with their consent as apprentices during their minority to such persons and at such places to learn such proper trades and employments as in their judgment will be most conducive to the reformation and amendment and will tend to the future benefit and advantage of such children

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43

Bane,	Haluska,	McMenamin,	Stevenson,
Berger,	Hare,	Meade,	Stiefel,

Blass,	Kephart,	Neff,	Taylor,
Byrne,	Kessler,	Pechan,	Wade,
Crowe,	Lane,	Peelor,	Wagner,
Dent,	Leader,	Probert,	Walker,
Diehm,	Letzler,	Robinson,	Watkins,
DiSilvestro,	Mahany,	Ruth,	Watson,
Fleming,	Mallery,	Scarlett,	Wolfe,
Freed,	McCreesh,	Silver,	Wood,
	McGinnis,	Snowden,	Yosko,

NAYS—1

Chapman,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1270, as follows:

An Act providing for the commitment and transfer of certain female juvenile delinquents to the Pennsylvania Training School for Girls or to certain other institutions and imposing duties on the courts of this Commonwealth relative thereto

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Upon the completion of the new Pennsylvania Training School for Girls in accordance with the provisions of the act approved the fifteenth day of May one thousand nine hundred forty-five (P. L. 574) entitled "An act authorizing a State training school for female juvenile delinquents creating a board of trustees to supervise and manage such institution making the admission and cost of care and maintenance of such juvenile delinquents" the Department of Welfare shall transfer from the Pennsylvania Training School at Canonsburg Pennsylvania all females who are then detained therein and all books papers records and documents relating to such females to the Pennsylvania Training School for Girls Thereafter all commitments of females which were heretofore made by the courts of this Commonwealth to the Pennsylvania Training School at Canonsburg shall be made to the Pennsylvania Training School for Girls The Department of Welfare shall advise all of the courts of this Commonwealth of the date after which commitments shall be made to the new school

Section 2 The Department of Welfare may transfer from the Pennsylvania Training School at Canonsburg all females who are therein detained and all books papers records and documents relating to such females to any state institution acquired for the purpose of carrying out the provisions of said act and all commitments of females made by the courts of this Commonwealth to the Pennsylvania Training School at Canonsburg may be made to such state institution so acquired

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43

Bane,	Hare,	Meade,	Stevenson,
Berger,	Kephart,	Neff,	Stiefel,
Blass,	Kessler,	Pechan,	Taylor,
Byrne,	Lane,	Peelor,	Wade,
Crowe,	Leader,	Probert,	Wagner,
Dent,	Letzler,	Robinson,	Walker,
Diehm,	Mahany,	Ruth,	Watkins,
DiSilvestro,	Mallery,	Scarlett,	Watson,
Fleming,	McCreesh,	Silver,	Wolfe,
Freed,	McGinnis,	Snowden,	Wood,
Haluska,	McMenamin,		Yosko,

NAYS—1

Chapman.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1295, as follows:

An Act to repeal certain parts of acts relating to the keeping of alphabetical lists and indexes by the Departments of Revenue and Auditor General of persons reported to them as being interested in escheatable property and certain unclaimed funds

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The following parts of acts relating to the keeping of alphabetical lists and indexes by the Department of Revenue and Auditor General of persons reported to them as being interested in escheatable property and certain unclaimed funds are hereby repealed

Section 5 of the act approved the seventh day of June one thousand nine hundred fifteen (P. L. 878) entitled as amended "An act providing for the escheat of certain property received for storage or safe-keeping or otherwise and of certain deposits of money also for the escheat of certain dividends profits debts and interest on debts of corporations companies banks national banks trust companies insurance companies limited partnerships and partnership associations doing business in this Commonwealth except building and loan associations also for the escheat of certain moneys property and estates held by persons partnerships associations or corporations in any fiduciary capacity whatsoever and the profits accretions and interest on such moneys property and estates as well as the interest thereon accrued between the date of the decree of any court ordering the distribution of such moneys property and estates and the actual distribution thereof also for the escheat of certain moneys paid into or deposited in any court of this Commonwealth or in any federal court in or for any district within the Commonwealth or in the custody of any officer of such court and for the escheat of certain other moneys property and estates held in any manner by any person association or body corporate for the benefit of another

Section 1306 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" as amended by the act approved the third day of June one thousand nine hundred thirty-three (P. L. 1474)

Section 6 of the act approved the twenty-fifth day of June one thousand nine hundred thirty-seven (P. L. 2063) entitled "An act providing for the payment into the State Treasury without escheat of certain moneys and property subject to escheat under existing law namely unclaimed dividends and profits certain debts and interest on certain debts proceeds of policies of insurance stock and customers deposits held by certain limited partnerships and unincorporated associations joint-stock associations companies and corporations doing business under the laws of this Commonwealth declaring the legislative intent with respect to such payments requiring reports of such money and property by and imposing other duties upon such partnerships associations and corporations conferring powers and imposing duties on certain State officers boards and departments providing for jurisdiction of courts and for proceedings for the recovery of such moneys and property by the Attorney General at the suggestion of the Department of Revenue providing for refunds of such moneys and property and prescribing penalties"

Section 9 of the act approved the eleventh day of May one thousand nine hundred forty-nine (P. L. 1140) entitled "An act providing for the payment into the State Treasury through the Department of Revenue without escheat of certain unclaimed funds held under policies of life or endowment insurance or annuity contracts and owing to persons whose last known address was in this Commonwealth by life insurance companies doing business in this Commonwealth requiring reports of such funds by such life insurance companies requiring notices and publication by the Department of Revenue of certain information pertaining to such unclaimed funds conferring powers and imposing duties on certain State officers boards and departments indemnifying and agreeing to hold harmless life insurance companies upon payment of such funds to the Department of Revenue providing for refunds of such funds requiring the Department of Revenue to keep certain records exempting certain unclaimed funds making certain other statutes inapplicable and prescribing penalties"

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Bane.	Haluska.	McMenamin.	Stevenson.
Berger.	Haro.	Meade.	Stiefel.
Bliss.	Kephart.	Neff.	Taylor.
Byrne.	Kessler.	Pechan.	Wade.
Chapman.	Lane.	Peeler.	Wagner.
Crowe.	Leader.	Probert.	Walker.
Dent.	Letzler.	Robinson.	Watkins.
Diehm.	Mahany.	Ruth.	Watson.
DiSilvestro.	Mallery.	Scarlett.	Wolfe.
Fleming.	McCreesh.	Silver.	Wood.
Freed.	McGinnis.	Snowden.	Yosko.

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1306, entitled:

A Supplement to the act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 575) entitled "An act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River and the improvement of the facilities for transportation across the river authorizing the Governor for these purposes to enter into an agreement with New Jersey creating The Delaware River Joint Commission and specifying the powers and duties thereof including the power to finance projects by the issuance of revenue bonds transferring to the new commission all the powers of the Delaware River Bridge Joint Commission and making an appropriation" by authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a compact or agreement with the State of New Jersey amending and supplementing the compact and agreement between the State of New Jersey and the Commonwealth of Pennsylvania authorizing and empowering The Delaware River Joint Commission to construct finance operate maintain and own a vehicular tunnel under or an additional bridge across the Delaware River and defining certain functions powers and duties of said Commission authorizing the Governor to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent to such supplemental compact or agreement

And said bill having been read at length the third time,
On the question,

Will the Senate agree to the bill on third reading?

Mr. HARE. Mr. President, on behalf of Senator Kephart, I ask unanimous consent to offer an amendment at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend Section 4, page 14, line 2, by inserting after the word "Commission" the following:

Provided, however, That upon the exercise of the power of eminent domain under paragraph 2 of Article XII-A of said supplemental compact or agreement the compensation to be paid with regard to property located in the Commonwealth of Pennsylvania shall be ascertained and paid in the manner provided by the Act approved the ninth day of July, one thousand nine hundred nineteen (P. L. 814), and acts amendatory thereof and supplementary thereto, in so far as the provisions thereof are applicable and not inconsistent with the provisions contained in said paragraph.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. HARE. Mr. President, I ask unanimous consent that House Bill No. 1306, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1373, as follows:

An Act to further amend the act approved the second day of May one thousand nine hundred twenty-five (P. L.

448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by reclassifying chubs as bait-fish

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 10 and 11 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" are hereby amended to read as follows

Section 10 Game-fish Defined The term "game-fish" as used in this chapter means the following fish Charr commonly called brook trout all species of trout and the salmon family blue pike pike-perch otherwise known as Susquehanna salmon or wall-eyed pike pickerel western pike muscullonge fallfish small mouth bass otherwise called black bass large mouth bass otherwise called Oswego green or yellow bass crappie grass strawberry or calico bass white bass rock-bass otherwise known as red-eel or goggle-eye yellow perch striped-bass or rock-fish all suckers eels and chubs measuring six inches and over in length and all other species or varieties of freshwater fish except bait-fish

Section 11 Bait-fish Defined The term "bait-fish" as used in this chapter means the following fish All forms of minnows except fallfish and all forms of killifishes chubs measuring less than six inches in length and stone catfish

Section 2 Section 40 of said act as last amended by the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 834) is hereby further amended to read as follows

Section 40 Number of Fish and Fish-bait Which May Be Caught No person except as in this article otherwise provided shall in any one day catch kill or have in possession more than the number of fish or fish-bait hereby designated for the respective species that is to say

- (a) Charr or trout of the combined species ten
- (b) Lake or salmon trout eight
- (c) White bass rock-bass crappie strawberry or calico bass fifteen
- (d) Small or large mouth bass six
- (e) Pike-perch otherwise called wall-eyed pike or Susquehanna salmon six
- (f) Pickerel eight
- (g) Muscullonge western and northern pike two
- (h) Yellow perch fifteen
- (i) Sunfish fifteen
- (j) Catfish fifteen
- (k) Suckers fifteen
- [(l) Chubs fifteen]
- (m) Fallfish fifteen
- (n) Rock-fish or striped-bass five
- (o) Carp fifteen
- (p) All other species of fish not specifically mentioned in this section except eels fifty
- (q) Fish-bait thirty-five or bait-fish thirty-five or fifty combined

Section 3 Section 60 of said act as amended by the act approved the seventeenth day of July one thousand nine hundred thirty-five (P. L. 1145) is hereby further amended to read as follows

Section 60 Definitions The following terms when used in this act are employed except where the context otherwise indicates with the meaning herein respectively assigned thereto

"Boundary lake" means such part or parts of lakes of more than five thousand acres lying between this and any other State or foreign country as this Commonwealth has jurisdiction over

"Bay" means a bay adjacent to or connected with a boundary lake as above defined

"Peninsular waters" means water on any peninsula which water is adjacent to or connected with a boundary lake as above defined

"Game-fish" means all species or varieties of black or yellow rockfish calico bass or strawberry bass crappie bass muscullonge and grass pike

"Bait-fish" means minnows chubs measuring less than six inches in length and killifishes

"Fish-bait" means crawfish known as crayfish or crabs crane flies or water-worm mussels and hellgrammites

"Food-fish" means all fish other than game-fish and bait fish as above defined

Section 4 Sections 112 and 132 of said act as amended by the act approved the seventeenth day of July one thousand nine hundred thirty-five (P. L. 1153) are hereby further amended to read as follows

Section 112 Game-fish Bait-fish and Food-fish For the purpose of this act the following fish shall be designated as game-fish to wit Black bass or small mouth bass large mouth bass otherwise called Oswego or yellow bass strawberry or calico bass rock-bass otherwise known as red-eye or goggle eye white bass crappie pike-perch otherwise called wall-eyed pike Susquehanna salmon pike pickerel char commonly called brook or speckled trout or any form of trout The following shall be designated as bait-fish to wit All species of minnows killifishes chubs measuring less than six inches in length and stone catfish All other species or varieties of fish whatsoever shall be designated as food-fish

Section 132 Game-fish Bait-fish and Food-fish Defined For the purposes of this act the following fish shall be designated as game-fish to wit Black bass or small mouth bass large mouth bass otherwise called Oswego or yellow bass strawberry or calico bass rock-bass otherwise known as red-eye or goggle-eye white bass crappie pike-perch otherwise called wall-eyed pike or Susquehanna salmon pike pickerel charr commonly called brook or speckled trout or any form of trout The following shall be called bait-fish to wit All species of minnows killifishes chubs measuring less than six inches in length and stone catfish All other species or varieties of fish whatsoever shall be termed food-fish

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Bane,	Haluska,	McMenamin,	Stevenson,
Berger,	Hare,	Meade,	Stiefel,
Blass,	Kephart,	Neff,	Taylor,
Byrns,	Kessler,	Pechan,	Wade,
Chapman,	Lane,	Peelor,	Wagner,
Crowe,	Leader,	Propert,	Walker,
Dent,	Letzler,	Robinson,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Scarlett,	Wolfe,
Fleming,	McCreesh,	Silvert,	Wood,
Freed,	McGinnis,	Snowden,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1489, as follows:

An Act making an appropriation to The Brandywine Battlefield Park Commission for the payment of necessary expenses

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one thousand dollars (\$1,000) or as much thereof as may be necessary is hereby specifically appropriated to The Brandywine Battlefield Park Commission for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the commission and to maintain the lands or structures acquired under the provision of Act 517 approved July 5 1947 (P. L. 1293) for the two fiscal years beginning June 1, 1951

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43

Bane,	Haluska,	McMenamin,	Stevenson,
Berger,	Hare,	Meade,	Stiefel,
Blass,	Kephart,	Neff,	Taylor,
Byrns,	Kessler,	Pechan,	Wade,
Chapman,	Lane,	Peelor,	Wagner,
Crowe,	Leader,	Propert,	Walker,
Dent,	Letzler,	Robinson,	Watkins,
DiSilvestro,	Mahany,	Ruth,	Watson,
Fleming,	Mallery,	Scarlett,	Wolfe,
Freed,	McCreesh,	Silvert,	Yosko,
	McGinnis,	Snowden,	

NAYS—1

Wood,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

SECOND READING CALENDAR

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 13, entitled:

An Act requiring political subdivisions to satisfy of record at their expense certain lost liens for taxes and municipal claims against real property sold at sheriffs sales county tax claim bureaus' public sales or county treasurers' tax sales under certain conditions

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 74, entitled:

An Act to amend section two thousand five hundred five of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools

amending revising consolidating and changing the laws relating thereto" by changing the basis for payments on account of school nurses.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 269, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto;" by providing for the establishment by the Department of Public Instruction of a standardized driver-training program in the public schools and providing for assistance to school districts in certain cases.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 270, entitled:

An Act to add section 2511.2 to the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for payments to school districts and vocational school districts on account of employment of highway safety education instructors

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 441, on second reading, entitled:

An Act to add Sections 602.1 and 705.1 to further amend Section 802 to add Sections 804.1 and 901.1 to the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth vesting in the State Civil Service Commission and a Personal Director certain powers and duties providing for classification of positions adoption of compensation schedules and certification of payrolls imposing duties upon certain officers and employees of the Commonwealth authorizing service to other State department or agencies and political subdivisions of the Commonwealth in matters relating to civil service defining certain crimes and misdemeanors imposing penalties making certain appropriations and repealing certain acts and parts of thereof" by providing that substitutes may hold positions only until employees on military leave return relating to rights of transferred reassigned or promoted employees during probationary periods and providing for employee audits from time to time

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 556, entitled:

An Act to amend Section 625 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by authorizing municipalities to grant special permits for the discharge of flobert rifles and other types of firearms in such municipalities for particular purposes.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 624, on second reading, entitled:

An Act to amend subsections (b) and (c) of section one thousand two hundred three of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providig for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" and to add thereto new subsections (d) and (e) so as to except therefrom the transfer of stock not subject to the transfer inheritance tax owned by deceased residents of an area listed by the Department of Revenue as entitled by law to such exemption and stock formerly owned by the entireties by resident spouses one of whom shall have died and to require the Department of Revenue to list such areas.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 629, on second reading, entitled:

An Act to establish a separate orphans' court in and for the county of Beaver.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 631, entitled:

An Act to repeal an obsolete act relating to transfer of stock standing in the name of a decedent, or in the joint names of a decedent and one or more other persons, or in trust for a decedent.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 634, on second reading, entitled:

An Act to amend the act approved the first day of June one thousand nine hundred fifteen (P. L. 701) entitled "An act regulating the payment of persons in the employ of the Commonwealth" by providing for pay-days every two weeks

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS RECOMMITTED

Mr. WALKER. Mr. President, I move that Senate Bill No. 649, on second reading, entitled:

An Act relating to and regulating the practice of the profession of landscape architecture providing for the licensing and registration of persons practicing said profession and the suspension and revocation of said licenses and registrations for violation of this act prescribing the powers and duties of the State Board of Examiners of Landscape Architects the Department of Public Instruction and the courts and prescribing penalties.

be recommitted to the Committee on Education, for the purpose of further study and amendments.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 650, on second reading, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by creating the State Board of Examiners of Landscape Architects and defining its powers and duties

be recommitted to the Committee on Education, for the purpose of further study and amendments.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 701, on second reading, entitled:

An Act to amend paragraph five of section one of the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1669) entitled as amended "An act to provide revenue for school districts of the first class by imposing a tax on persons engaging in certain businesses professions occupations trades vocations and commercial activities therein providing for its levy and collection conferring and imposing powers and duties on the Board of Public Education receiver of school taxes and school treasurer in such districts and prescribing penalties" by further defining "receipts"

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 723, on second reading, entitled:

An Act to amend section 3 of the act approved the fifteenth day of June one thousand nine hundred thirty-nine (P. L. 359) entitled "An act relating to recognizances and official bonds of present and future sheriffs and coroners and to their sureties thereon imposing the expense of corporate suretyships on such obligations upon the several counties and various duties upon the courts of common pleas and county officers thereof authorizing the substitution of approved surety companies for individual or corporate sureties upon such obligations and the release of any surety upon any such recognizance by such court upon certain conditions dispensing with sureties on such recognizances but providing for the acknowledgment recording and indexing of same as liens on certain real estate regulating such liens and releases therefrom providing for refunds to sheriffs and coroners of certain premiums paid to sureties on their official bonds and recognizances and repealing inconsistent laws except as to existing claims or pending suits thereunder subject to certain limitations" by fixing the time the lien of such recognizances shall run including those heretofore executed

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 742, entitled:

An Act providing for supplementing the police forces of cities boroughs towns and townships for the appointment powers and control of auxiliary police therein and for the transfer during disasters and emergencies of such auxiliary police members of the regular police forces and police equipment thereof

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 746, on second reading, entitled:

An Act requiring water companies supplying water to cities boroughs towns and townships to fluoridate the same under certain conditions

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 753, on second reading, entitled:

An Act relating to appeals from decisions of magistrates aldermen and justices of the peace limiting in certain cases the right of appeal and transferring jurisdiction in such appeals in certain cases to County Court of Allegheny County and Municipal Court of Philadelphia

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL RECOMMENDED

Mr. WALKER. Mr. President, I move that Senate Bill No. 780, on second reading, entitled:

An Act to amend sections two hundred three and three hundred eight of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by changing certain qualifications of incorporations directors and trustees

be recommitted to the Committee on Insurance.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 784, on second reading, entitled:

An Act to provide for the establishment of a State television network to be licensed by the Federal Communications Commission for non-commercial educational service authorizing the survey and purchase of necessary sites and equipment providing for the construction of a master station and subsidiary stations as may be needed for statewide coverage creating within the Department of Public Instruction a Division of Audio-Visual Education and defining its powers and duties conferring powers and imposing duties upon the Superintendent and Department of Public Instruction and making an appropriation

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL RECOMMENDED

Mr. WALKER. Mr. President, I move that Senate Bill No. 787, on second reading, entitled:

An Act to amend subsection (b) of Section 6 of the act approved the eleventh day of June one thousand nine

hundred forty-seven (P. L. 565) entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States or of any of her allies during World War II providing the method of making payment to representatives of persons who because of death or in capacity cannot personally receive compensation imposing certain duties on the Adjutant General making an appropriation and providing penalties" by including children of the father of deceased veterans as persons to whom compensation shall be paid

be recommitted to the Committee on Military Affairs and Aeronautics.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 788, on second reading, entitled:

An Act to further amend the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 364) entitled "An act relating to business corporations defining and providing for the organization merger consolidation reorganization winding up and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and shareholders prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the second class within the provisions of this act prescribing the terms and conditions upon which foreign business corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas and certain state departments commissions and officers authorizing certain State departments boards commissions or officers to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by requiring the establishment of a permanent lot care fund with corporate trustee of a certain amount of cemetery and burial corporations hereafter organized prior to the sale of burial lots and requiring a fixed percentage of the sale price of burial lots to be added to such fund

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 801, entitled:

An Act to amend Section 931 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by providing that certain county roads when abandoned shall become township roads or borough or city streets as their location shall determine.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 802, entitled:

An Act to add a new section 1309 to the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and providing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by creating a Bureau of Higher Education in the Department of Public Instruction.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 811, on second reading, entitled:

An Act to add section 1501.1 to the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by empowering township supervisors to compel connection with and use of sewer systems constructed by municipal authorities to impose penalties to enforce regulations and orders and to connect properties of owners failing or neglecting to make connection

go over in its order.

The PRESIDENT: Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 850, entitled:

An Act to amend Section 2001 of the act approved the tenth day of May one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the name of the Cheyney Training School for Teachers

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 851, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by changing the name of the Cheyney Training School for Teachers

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 859, entitled:

An Act to amend the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 132) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating hereto" by making drivers of fire-fighting apparatus or ambulances for certain volunteer fire companies eligible to the pension fund

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 881, entitled:

An Act to further amend Clause L of Section 1202 of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by authorizing increase of appropriations for burial grounds maintenance

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 946, entitled:

An Act to amend Article X of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public

school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for the appointment and removal of supervisors their qualifications term of office duties salary and method of filling vacancies

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 950, entitled:

An Act to amend Section 1 of the act approved the thirtieth day of March one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions of this act and providing for revocation or suspension of licenses given by said board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith" by further defining the practice of optometry and defining "optometrist"

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 951, entitled:

An Act to add Section 11.1 to the act approved the thirtieth day of March one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions of this act and providing for the revocation or suspension of licenses given by said board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith" by providing for acceptance of testimony of licensed optometrists by agencies and political subdivisions of the Commonwealth and providing for payment for services of optometrists

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 962, entitled:

An Act authorizing the Supreme Court and the Superior Court to appoint and fix the compensation of reporters of their decisions and assistants and employees and repealing certain acts

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 966, entitled:

An Act to authorize school districts of the first class to furnish free milk to pupils in the kindergarten and first grade

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 968, on second reading, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by requiring conformance of buildings, transportation and joint schools and departments to county plans for reorganization of school districts.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1067, entitled:

An Act to add Section 1072.1 to and to further amend Section 1073 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the discontinuance of the office of district superintendent in any district of the third class

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1089, entitled:

An Act fixing the minimum pensions of policemen and firemen in certain cities.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1098, entitled:

An Act to further amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" by authorizing the shade tree commission to require the cutting and removal of trees afflicted with the Dutch elm or other disease which threatens to injure or destroy shade trees and to levy and collect the cost thereof from the owner of the property by action in assumpsit or by the filing of a municipal claim therefor.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1102, entitled:

An Act to provide for liens for the cost of hospital care and treatment of persons wilfully or negligently injured the liens to exist on rights of action and on counterclaims and on verdicts and judgments recovered as the result of such injuries and on moneys paid in settlement of such actions and counter claims and providing right of action to recover such liens if not paid

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. WADE offered the following amendment:

Amend Sec. 1, page 3, line 12, by inserting after the word "record" the following: "and to any insurance carrier which has insured him against such liability."

It was agreed to.

The section was agreed to as amended.

The second, third, fourth, fifth and sixth sections and title were read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that House Bill No. 1102, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1104, entitled:

An Act to amend subsection (a) of Section 1402 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions

applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by authorizing the giving of medical and dental examinations to children prior to enrollment in the first grade.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1123, on second reading, entitled:

An Act to provide for the registration and protection of trademarks and to secure the rights, property, and interests therein, providing for the assignment, cancellation and revocation thereof, and imposing penalties for violations, conferring powers and imposing duties upon the Secretary of the Commonwealth in the administration thereof, and to repeal all acts inconsistent therewith.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1174, entitled:

An Act to repeal the act approved the twentieth day of May one thousand eight hundred seventy-one (P. L. 1037) entitled "An act to limit the power and authority of the borough authorities of the borough of Emporium in the county of Cameron over the streets therein and to authorize the setting out of shade trees along the streets"

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1179, entitled:

An Act to amend Section 330.17 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by authorizing the assignment of county police to inside or special duties in certain cases and prescribing the manner in which such assignments shall be made.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1238, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, in-

cluding certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by further regulating reimbursement by the Commonwealth to certain school districts on account of pupil transportation.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1288, on second reading, entitled:

An Act to further amend clause fifth of subsection (a) of Section 3 of the act approved the thirteenth day of May one thousand nine hundred nine (P. L. 520) entitled "An act relating to food defining food providing for the protection of the public health and the prevention of fraud and deception by prohibiting the manufacture or sale the offering for sale or exposing for sale or the having in possession with intent to sell of adulterated misbranded or deleterious foods prescribing certain duties of the Dairy and Food Commissioner in reference thereto and providing penalties for the violation thereof" by changing the amount of sulphur dioxide which may be used in the preparation of certain foods.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1338, entitled:

An Act to further amend Section 713 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by increasing the fee for learner's permits; and appropriating the increase for teaching of safe driving of motor vehicles.

The first section was read and agreed to.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. WAGNER. Mr. President, in this very good bill, House Bill No. 1338, the Members will find the effective

date is July 1. Since we have already passed that date on the calendar, I offer an amendment to strike out July 1, as the effective date.

Mr. WAGNER offered the following amendment:

Amend Sec. 2, page 5, lines 10 and 11, by striking out both of said lines.

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, and agreed to, as amended,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING

Agreeably to order.

The requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1372, entitled:

An Act to amend Section 308 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by further regulating the method of approval of the borrowing of money and disposition of real estate by nonprofit corporations by the members thereof

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

SENATE BILL No. 41 CALLED UP FROM SECOND READING POSTPONED CALENDAR

Mr. WALKER. Mr. President, I call up from the Second Reading Postponed Calendar Senate Bill No. 41 for consideration at this time.

BILL ON SECOND READING

Agreeably to order.

The requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 41, entitled:

A Supplement to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds

imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending certain benefits heretofore granted to school employes entering the armed forces of the United States to certain other similarly qualified school employes

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

SENATE BILL No. 165 CALLED UP FROM SECOND READING POSTPONED CALENDAR

Mr. WALKER. Mr. President, I call up from the Second Reading Postponed Calendar Senate Bill No. 165 for consideration at this time.

BILL RECOMMITTED

Mr. WALKER. Mr. President, I move that Senate Bill No. 165, on second reading, entitled:

An Act providing that State-aided hospitals upon giving notice of claim shall have first liens on the proceeds of certain insurance policies for services rendered to persons injured in accidents entitled to payments from such proceeds

be recommitted to the Committee on Insurance.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

REPORT FROM COMMITTEE

BILL RE-REFERRED

Mr. CHAPMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CHAPMAN, from the Committee on Appropriations, reported as committed, Senate Bill No. 805, entitled:

An Act to establish regulatory measures and licensure for stated institutions and to make available to such institutions for scientific investigation, experiment or instruction, unclaimed and unredeemed dogs and cats impounded in any pound maintained by public funds in any city, county, borough, incorporated town or township within the Commonwealth; conferring powers and imposing duties on the Department of Health and pound masters, and making an appropriation.

which was re-referred to the Committee on Public Health and Welfare.

BILL INTRODUCED AND REFERRED

Mr. STEVENSON. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. STEVENSON read in place and presented to the Chair Senate Bill No. 808, entitled:

An Act to further amend Section 1201 of the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by further providing for the sale of borough property.

Which was committed to the Committee on Local Government.

RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess for five minutes.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

BILLS INTRODUCED AND REFERRED

Mr. STEVENSON. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. STEVENSON read in his place and presented to the Chair Senate Bill No. 809, entitled:

An Act to further amend the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 1145), entitled "An act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships of the first class, school districts of the second class, school districts of the third class and school districts of the fourth class to levy, assess, and collect or to provide for the levying, assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes; and permitting penalties to be imposed and enforced; providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court," by further limiting the maximum rate of certain taxes levied by certain political subdivisions.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 810, entitled:

An Act to further amend the act approved the first day of May, one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the laws relating thereto," by authorizing townships of the second class to levy, assess and collect certain additional taxes subject to maximum limitations, for general revenue purposes.

Which was committed to the Committee on Local Government.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 798, entitled:

An Act to further amend the act, approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and con-

tributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by extending the time within which State mental hospital employees may become members and within which State employees may become "original members," and permitting additional persons to change from the one one-hundred-sixtieth (1-160) to the one one-hundredth (1-100) class and providing for obtaining full benefits by contributors heretofore or hereafter making such change.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 799, entitled:

An Act to further amend Section 14 of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by further providing for minimum retirement allowances.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 800, entitled:

An Act to further amend the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by providing for minimum retirement allowances in certain cases, and appropriations for payment of the costs thereof.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 801, entitled:

An Act to further amend the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees; defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits and rights from taxation and judicial process and providing penalties," by permitting employees to make up back payments to the retirement system from the time they entered school service and securing to such employees the full benefits of the retirement system from the time they entered school service.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 820, entitled:

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by permitting certain members to obtain credit for military service who were not eligible members at time of entry into military service

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Tuesday, July 31, 1951, at 12:00 o'clock, m., Eastern Standard Time.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:35 o'clock, p. m., Eastern Standard Time, until Tuesday, July 31, 1951, at 12:00 o'clock, m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, July 30, 1951

The House met at 2:30 p. m. EST.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

Almighty God, the fountain of all wisdom, guide and direct, we beseech Thee, the mind and heart of Thy servant who is called to exercise the responsibility of Governor of the State of Pennsylvania. Grant that he may promote Thy will among men, the temporal and spiritual welfare of our state and the peace of the world. And to those who are chosen to represent the people in the Assembly give a right judgment, the spirit of courage and discretion and true godliness, to the advancement of Thy Kingdom and the benefit of our people, through Jesus Christ our Lord. Amen.

JOURNAL APPROVED

The SPEAKER. Are there any correction to the Journal of Tuesday, July 17, 1951? If not, and without objection, the Journal is approved.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair is pleased to welcome a former Member of the House, the gentleman from Fayette Hon. Joseph B. Henderson. He served his district for five terms, beginning in 1923 and will be 92 years of age in September.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 46, 77, 160, 224, 511, 554, 680, 699, 702, 730, 752, 754, 771, 789, 872, 931, 958, 993, 996, 1005, 1091, 1114, 1163 1325, 1349, 1396 and 1417

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, July 19, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 46, Printer's No. 383, entitled "An Act to add section 452 to the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled 'An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto' by authorizing the board of county commissioners in counties of the seventh and eighth classes to appropriate money to certain borough fire departments and volunteer fire companies located within the county."

JOHN S. FINE.

July 17, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 77, Printer's No. 693, entitled "An Act to further amend section two thousand

one hundred three of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled 'An act relating to cities of the third class and amending revising and consolidating the law relating thereto' by further regulating the hours of service vacations and sick leaves of firemen."

JOHN S. FINE.

July 19, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 160, Printer's No. 603, entitled "An Act to further amend the act approved the fifth day of May one thousand nine hundred eleven (P. L. 198) entitled 'An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof' by conferring upon said court certain jurisdiction in the trial of criminal causes and suits for penalties granting powers to said court for trial of such causes and duties conferring powers and imposing duties on the clerk of courts of Allegheny county and providing for the disposition of fees the appointment of officers and employes and for jurors."

JOHN S. FINE.

July 19, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 224, Printer's No. 157, entitled "An Act to further amend section 7 of the act approved the twenty-sixth day of June one thousand nine hundred thirty-one (P. L. 1379) entitled 'An act creating in counties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors a solicitor engineers and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities' by further providing for the preparation of assessment rolls and lists."

JOHN S. FINE.

July 19, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 511, Printer's No. 382, entitled "An Act to further amend Sections 614 and 615 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled 'An act to consolidate amend and revise the penal laws of the Commonwealth' by increasing the penalty provisions and providing for fines and imprisonment."

JOHN S. FINE.

July 19, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 554, Printer's No. 199, entitled "An Act authorizing political subdivisions other than cities of the first and second classes and school districts of the first class and first class A to appoint and pay the compensation of employes to make an assess-

ment list of all inhabitants or residents thereof over twenty-one years of age for taxation purposes."

JOHN S. FINE.

July 19, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 680, Printer's No. 647, entitled "An Act to further amend Sections 4 and 5 of the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 596) entitled 'An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions' by increasing the amount of pension in certain cases increasing the contributions required from certain employes and establishing certain minimum and maximum pensions."

JOHN S. FINE.

July 19, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 699, Printer's No. 135, entitled "An Act to further amend Section 1917 of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled 'An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto' by permitting lands or buildings to be set aside or acquired as recreation places and to provide for the supervision operation and maintenance thereof without approval by the electors."

JOHN S. FINE.

July 19, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 702, Printer's No. 578, entitled "An Act to further amend the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled 'An act concerning boroughs and revising amending and consolidating the law relating to boroughs' by further regulating the affairs of boroughs and revising amending and changing the law relating thereto."

JOHN S. FINE.

July 19, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 730, Printer's No. 761, entitled "An Act to further amend Section 501 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto' by regulating the issuance of resident and nonresident hunter's licenses and tags for antlerless deer for the hunting of antlerless deer and eliminating the provisions for special permits for antlerless deer and for abrogation of open season on antlerless deer."

JOHN S. FINE.

July 19, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 752, Printer's No. 472, entitled "An Act to add Section 3 to the act approved

the nineteenth day of May one thousand eight hundred eighty-seven (P. L. 138) entitled 'An act providing for payment of costs in criminal cases by the proper county' by fixing the time for making costs payable by the county to aldermen and justices of the peace due and payable."

JOHN S. FINE.

July 19, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 754, Printer's No. 473, entitled "An Act to amend Section 1 of the act approved the eleventh day of May one thousand eight hundred seventy-four (P. L. 132) entitled 'An act relating to payment of costs in cases of felony' by fixing the time for making costs payable by the county to aldermen or justices of the peace due and payable."

JOHN S. FINE.

July 19, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 771, Printer's No. 479, entitled "An Act authorizing deductions from the wages or salary of any Commonwealth employee for the purchase of United States Saving's Bonds."

JOHN S. FINE.

July 19, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 789, Printer's No. 604, entitled "An Act to amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled 'An act to consolidate amend and revise the penal laws of the Commonwealth' by prohibiting any mortgagee or pledgee from requiring that property securing a loan be insured by a particular insurance company."

JOHN S. FINE.

July 19, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 872, Printer's No. 613, entitled "An Act validating and confirming acquisition and holding heretofore consummated by certain municipal corporations of other states of real property and appurtenances attached thereto in this Commonwealth necessary to the beneficial use of certain real property and appurtenances attached thereto acquired and held by such municipal corporations in such other states and defining certain of their rights and liabilities in connection therewith."

JOHN S. FINE.

July 19, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 931, Printer's No. 231, entitled "An Act to further amend Section 719 of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto' by changing the dog training period."

JOHN S. FINE.

July 19, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 958, Printer's No. 217, entitled "An Act to further amend subsections (a) of Sections 1016 and 1112 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled 'An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justice of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' by changing the requirements for stop signs."

JOHN S. FINE.

July 19, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 993, Printer's No. 424, entitled "An Act authorizing the Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Woodville State Hospital to sell at public sale and convey a certain tract of land in the township of Collier Allegheny County Pennsylvania owned by the Commonwealth and providing for the disposition of the proceeds of the purchase moneys."

JOHN S. FINE.

July 19, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 996, Printer's No. 425, entitled "An Act authorizing the Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Woodville State Hospital to sell at public sale and conveying a certain tract of land in Collier Township Allegheny County Pennsylvania owned by the Commonwealth of Pennsylvania and providing for the disposition of the proceeds of the purchase monies."

JOHN S. FINE.

July 19, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1005, Printer's No. 483, entitled "An Act requiring certain officers of the Commonwealth of Pennsylvania and its departments boards commissions and agencies and of the political subdivisions thereof to deduct from the salaries wages or other compensation payable by them to any elected or appointed officers or employees the premiums or other charges due from such persons under various contracts of group insurance when written authorization to make such deduc-

tions is given by any such persons and requiring the deductions so made to be paid directly to the association or corporation furnishing such group insurance."

JOHN S. FINE.

July 19, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1091, Printer's No. 605, entitled "An Act to further amend section two of the act approved the second day of June one thousand eight hundred and eighty-three (P. L. 61) entitled 'An act supplementary to an act entitled "An act for the incorporation and regulation of corporations" approved April twenty-ninth one thousand eight hundred and seventy-four authorizing the incorporation of pipe lines for the transportation of petroleum and providing for the exercise of the right of eminent domain in taking lands and property for such purposes' by clarifying and enlarging the powers of pipe line companies to acquire use and dispose of property including shares of stock of other pipe line companies authorizing such companies to exercise powers of eminent domain outside the Commonwealth clarifying provisions concerning consents of stockholders and approvals of Pennsylvania Public Utility Commission."

JOHN S. FINE.

July 19, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1114, Printer's No. 376, entitled "An act to further amend Section 3 of the act approved the nineteenth day of July one thousand nine hundred thirty-five (P. L. 1356) entitled 'An act to regulate the sale and delivery of solid fuel as herein defined providing for appointment of licensed weighmasters prescribing their powers and duties authorizing substitute licensed weighmasters imposing certain duties on the Department of Internal Affairs and providing penalties' by requiring different types of solid fuels in one vehicle to be separated and requiring separate weighmaster's certificates for each type."

JOHN S. FINE.

July 19, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1163, Printer's No. 527, entitled "An Act to further amend subsection (b) of Section 2 of the act approved the twenty-ninth day of September one thousand nine hundred thirty-eight (P. L. 53) entitled as amended 'An act relating to institutions of counties cities wards boroughs townships institution districts and other political subdivisions for the care maintenance and treatment of mental patients providing for the transfer to the Commonwealth for the care maintenance and treatment of mental patients of such institutions and all grounds lands buildings and personal property of such political subdivisions used for the care and maintenance of indigent persons connected with such mental institutions providing for the management and operation or closing and abandonment thereof and the maintenance of mental patients therein including the collection of maintenance in certain cases providing for the retransfer of certain property to counties cities wards boroughs townships institution districts and other political subdivisions under certain circumstances conferring and imposing upon the Governor the Department of Welfare the courts of common pleas and counties cities wards boroughs townships institution districts and other political subdivisions certain powers and duties prohibiting cities counties wards boroughs townships institution districts

and other political subdivisions from maintaining and operating institutions in whole or in part for the care and treatment of mental patients and repealing inconsistent laws' by extending the time for the transfer to the Commonwealth of institutions used in the care and maintenance of indigent persons by certain political subdivisions."

JOHN S. FINE.

July 19, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1325, Printer's No. 509, entitled "An Act to amend Section 730 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled 'An act relating to the finances of the State Government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth' by requiring corporations companies associations and limited partnerships registered with the Department of Revenue to give notice of change in post office address."

JOHN S. FINE.

July 19, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1349, Printer's No. 512, entitled "An Act to further amend Section 706 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled 'An act relating to the finances of the State Government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State pur-

poses or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth' by changing the date on which initial bonus reports shall be filed and such bonus paid by foreign corporations."

JOHN S. FINE.

July 19, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1396, Printer's No. 643, entitled "An Act making an appropriation to the Department of Mines for the purpose of administering the provisions of 'The Coal Mine Sealing Act of 1947,' in the amount of \$50,000. I withhold my approval from the remainder of said appropriation because the amount approved is sufficient for the purposes for the month of June.

JOHN S. FINE.

July 19, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1417, Printer's No. 736, entitled "An Act making an appropriation to the Senate and to the House of Representatives of the General Assembly and to the Legislative Reference Bureau for the payment of compensation of per diem and temporary employees."

JOHN S. FINE.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 35.

An Act providing temporarily for the grant without examination of certificates of licensure to practice medicine and surgery to certain persons who become members of the armed forces of the United States and suspending inconsistent laws

HOUSE BILL No. 121.

An Act to further amend Section 903 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by clarifying the provision allowing directors expenses at annual conventions and special meetings

HOUSE BILL No. 444.

An Act to protect the blind pedestrians on public streets and highways requiring vehicles to come to a full stop in certain cases restricting the use of certain colored canes by other pedestrians and imposing penalties

HOUSE BILL No. 545.

An Act to amend Subsection (f) of Section 302 of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of

compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for co-operation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by providing that employers' reserve accounts shall not be charged with compensation paid to certain employees

HOUSE BILL No. 1052.

An Act to further amend the title and Section 1 of the act approved the sixteenth day of April one thousand nine hundred seven (P. L. 92) entitled as amended "An act defining the duty of coroners where death is sudden or violent or is of a suspicious nature and character and of police and health authorities in this Commonwealth in reference to the disposition of bodies of persons whose cause of death may be the subject of inquiry by the coroner but where it appears the cause of death is not surrounded by suspicious circumstances" by prescribing duties of coroners and deputy coroners when death occurs to an inmate of any institution for juvenile delinquents and dependents

HOUSE BILL No. 1182.

An Act to further amend Section 20 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An Act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by prescribing penalties for violations of closed seasons

HOUSE BILL No. 1204.

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by clarifying the procedure in reference to rating of professional employees and temporary professional employees and designating the persons authorized to do the same

HOUSE BILL No. 1327.

An Act to amend Section 901 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for authorization by county conventions of activities and services to be administered by county boards of school directors

HOUSE BILL No. 1358.

An Act to further amend Section 1188 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by extending provisions for compensation for attendance at meetings of teachers

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. McKINNEY asked and obtained permission for the

Committee on Judiciary to meet during the session of the House.

REPORTS FROM COMMITTEES

The SPEAKER. Without objection, the Chair will temporarily pass over the order of business of Reports From Committees. The Chair hears none.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 791, entitled:

An Act to amend Article X of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by fixing the annual salaries and increments of certain members of the professional staff of the Department of Public Instruction conferring certain powers and imposing certain duties upon the State Council of Education with respect to salaries and qualifications of certain members of such staff and repealing inconsistent acts.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 976, entitled:

An Act to amend Section 1 of the act approved the twentieth day of May one thousand nine hundred forty-five (P. L. 1489) entitled "An act providing for a two-platoon system for firemen employed and paid by cities of the second class A and fixing the maximum hours of service in any one day or week for such platoons, with certain exceptions" by further prescribing the maximum hours of service for such employees in any one week.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1185, entitled:

An Act to further amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by authorizing school directors in districts of the third class to elect an associate superintendent in lieu of a district superintendent prescribing his powers and duties and fixing his compensation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1326, entitled:

An Act to further amend the act approved the nineteenth day of March one thousand nine hundred nine (P. L. 46) entitled "An act to regulate the practice of osteopathy in the State of Pennsylvania to provide for the establishment of a State Board of Osteopathic Examiners to define the powers and duties of said Board of Osteopathic Examiners to provide for the examining and licensing of osteopaths in this State and to provide pen-

alties for the violation of this act" by providing for the licensing without examination of persons licensed by the provinces of the Dominion of Canada in certain cases.

And said bill having been read at length the first time,
Ordered, To be aid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1555, entitled:

An Act prohibiting the placement or acceptance for placement with any advertising media of advertisements for acquaintanceship with others stating or indicating the purpose or likely result of matrimony prohibiting the commercial conduct of matrimonial agencies and services and prescribing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1562, entitled:

An Act to amend sections one and two of the act approved the twenty-third day of May one thousand nine hundred forty-five (P. L. 926) entitled "An act for the protection of the public health by regulating the conduct and operation of public eating and drink places within this Commonwealth requiring their licensing imposing certain duties on the Department of Health of this Commonwealth and on the local health authorities and providing penalties" by providing for the licensing of public eating or drinking places by county departments of health or joint-county departments of health in certain political subdivisions.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1566, entitled:

An Act to further amend subsection C of Section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled "An act empowering cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court" by authorizing financially handicapped or distressed school districts to levy additional taxes with certain limitations.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1567, entitled:

An Act to amend Section 672 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "Public School Code of 1949" by authorizing financially handicapped or distressed school districts to levy additional taxes with certain limitations.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1574, entitled:

An Act to further amend tht act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by changing certain provisions relating to contracts recreation places highways expense accounts of delegates to conventions and payments by the city into police and firemens pension funds.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 5, entitled:

An Act to amend the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 512) entitled "An act realting to the administration and distribution of decedents' estates trust estates minors' estates and absentees' estates both as to real and personal property and the procedure relating thereto including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases the appointment bond removal and discharge of fiduciaries of such estates their powers duties and liabilities the rights of persons dealing with such fiduciaries and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees and containing provisions concerning guardians of the person of minors powers duties and liabilities of sureties and of foreign fiduciaries the abatement survival and control of actions and rights of action and the presumption of death and also generally dealing with the jurisdiction powers and procedure of the orphans' court and of the register of wills in all matters relating to fiduciaries" redefining certain words providing the manner in which oaths of fiduciaries may be taken prescribing the advertisement of grant of letters clarifying the time in which accounts must be filed and the circumstances under which distribution can be made without liability to claimants who have not given notice of their claims and further defining the powers of foreign fiduciaries

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 172, entitled:

An Act to amend the act, approved the fourth day of June, one thousand nine hundred forty-five (P. L. 1388), entitled "An act relating to the practice, procedure, regulations and adjudications of departments, departmental administrative boards and commissions, independent administrative boards and commissions, officers and other administrative agencies of this Commonwealth, and judicial review thereof; and preserving equitable jurisdiction in certain cases," by redefining "regulation"; changing provisions governing promulgation of regulations; imposing duties on the Department of State, providing for judicial review of regulations; requiring all appeals to be taken to the Superior Court; and enumerating the agencies affected and the extent to which they are affected.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 194, entitled:

An Act to further amend clause (k) of subsection (a) of Section 722 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth providing for the titling, including, liens, encumbrances, and legal claims, registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by including combinations of certain organizations within exemptions from fees.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 211, entitled:

A Joint Resolution proposing an amendment to section one article fourteen of the Constitution of the Commonwealth of Pennsylvania permitting county treasurers to hold successive terms.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 236, entitled:

An Act to further amend subsection (a) of Section 722 of the act, approved the first day of May one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth providing for the titling, including, liens, encumbrances, and legal claims, registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by including Philippine Pacific War Veterans, Navy Club of the United States, and the United States Army Ambu-

lance Corps among the organizations exempt from payment of registration fees of vehicles used by such organizations.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 303, entitled:

An Act relating to the apportionment of estate taxes and providing procedure for the enforcement of contribution or exoneration.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 397, entitled:

An Act to further amend Section 11 of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by providing for retroactive service allowance of certain employees.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 508, entitled:

An Act to amend Sections 1 and 2 of the act approved the eighteenth day of April one thousand nine hundred forty-five (P. L. 253, No. 114) entitled "An act relating to suits by shareholders against officers or directors in a corporation domestic or foreign to enforce a secondary right because the corporation refuses to enforce rights which may be asserted by it requiring that plaintiff be a shareholder at the time of the transaction of which he complains or that his shares thereafter devolved upon him by operation of law requiring security for defendant's expenses including attorneys' fees and providing for the assessment and recovery of such expenses including attorneys' fees" by extending the provisions thereof to corporation having no capital stock and authorizing corporations to indemnify directors officers and other persons against certain expenses.

And said bill having been read at length the first time
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 686, entitled:

An Act providing that evidence obtained through illegal search and seizure shall not be admissible in the trial of any person in any criminal prosecution.

And said bill having been read at length the first time
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 715, entitled:

An Act to further amend Section 1 of the act approved the third day of May one thousand nine hundred fifteen (P. L. 226) entitled "An act to establish and regulate the fees to be received and charged by the prothonotary of the courts of common pleas of this Commonwealth in counties having over eight hundred thousand and less than one million five hundred thousand inhabitants according to the last preceding United States census" by changing and further fixing the fees to be charged by the prothonotary

And said bill having been read at length the first time
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 752, entitled:

An Act to further amend the act approved the twenty-sixth day of June one thousand nine hundred thirty-one (P. L. 1379) entitled "An act creating in counties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors a solicitor engineers and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities" by further regulating the assessment and valuation of property for local taxation purposes further defining the duties of subordinate assessors and the board changing the time for the preparation and inspection of the assessment roll and duplicate assessment roll notice of appeal and hearings on appeals prescribing duties of and fees to be collected by municipal officers who issue building permits imposing duties on taxables making improvements on land and grantees of land and prescribing penalties

And said bill having been read at length the first time
Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1538, entitled:

A joint resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto section twenty-two

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILLS PASSED OVER

There being no objection

Senate Bill No. 525, Printer's No. 184 and

Senate Bill No. 591, Printer's No. 237

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 636, entitled:

An Act to amend subsection (a) of Section 9 of the act, approved the twenty-sixth day of May, one thousand nine hundred forty-nine (P. L. 1828), entitled "An act concerning the investment powers and duties of guardians, committees, and other fiduciaries, except personal representatives, and prescribing the nature and kind of investments which may be made and retained by such fiduciaries," authorizing investments in common stock and similar securities of unincorporated associations meeting certain qualifications; and eliminating the requirement that stock and similar securities must be listed on an exchange as to the stock and securities of banks and insurance and investment companies.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 638, entitled:

An Act to amend the title and the act approved the third day of May, one thousand nine hundred and nine (P. L. 408), as amended, entitled "An act authorizing the merger and consolidation of certain corporations" by permitting the merger or consolidation of certain domestic corporations or the merger or consolidation of certain foreign and domestic corporations; prescribing the procedure for and the effect of a merger or consolidation; providing for payment of certain fees, taxes, and bonus; and defining the rights, powers and privileges of dissenting stockholders and of the surviving corporation in the case of a merger and of the new corporation in the case of a consolidation.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILLS PASSED OVER

There being no objection

Senate Bill No. 653, Printer's No. 407

Senate Bill No. 654, Printer's No. 449

Senate Bill No. 655, Printer's No. 378

Senate Bill No. 656, Printer's No. 405 and

Senate Bill No. 684, Printer's No. 294

were passed over at the request of the SPEAKER.

BILL ON FINAL PASSAGE RECALLED FROM GOVERNOR

BILL PASSED OVER

There being no objection

House Bill No. 678, Printer's No. 748

was passed over at the request of the SPEAKER.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. WATERHOUSE asked and obtained permission for the Committee on Workmen's Compensation to meet during the session of the House.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 174, as follows:

An Act to further amend the third paragraph of section eight hundred two of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103)

entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by changing certain provisions relating to the letting of township contracts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The third paragraph of section eight hundred two of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" as last amended by the act approved the twentieth day of May one thousand nine hundred forty-nine (P. L. 1562) is hereby further amended to read as follows

Section 802 Letting Contracts

* * * * *

The successful bidder when advertising is required herein shall be required to furnish either (1) a bond with suitable reasonable requirements guaranteeing performance of the contract with sufficient surety in the amount of fifty per centum [50%] of the amount of the contract or (2) a certified or cashier's check to the order of the township in one-half the amount of the contract accompanied by the bidder's written guarantee of performance of the contract within twenty days after the contract has been awarded unless the supervisors shall prescribe a shorter period not less than ten days and upon failure to furnish such bond or certified or cashier's check within such time the previous award shall be void The supervisors may refuse to accept a certified or cashier's check drawn on any banking institution located in a state the law of which permits payment to be stopped on certified or cashier's checks Delivery accomplishment and guarantees may be required in all cases of expenditures including the exceptions herein

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarneri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. E.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dairymple,	Kline,	Penglass,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,

Erb,	Leisey,	Pelen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection,

House Bill No. 488, Printer's No. 476 was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 623, as follows:

An Act to amend subsection (f) of section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 748) entitled as amended "An act relating to and regulating the purchase and sale of securities providing for the registration and regulation of certain individuals and entities selling contracting to sell or dispose of attempting or offering to dispose of soliciting offers to buy or inducing holders thereof to exchange securities defined herein including securities issued by them or engaging in the business of inducing holders of securities to effect the sale thereof in order to produce funds to pay for other investments sold by them or in the business of buying securities directly from individuals who are not registered hereunder or in the business of advising others as to the value or investment qualifications of securities and the management of investments accounts and the solicitors of such investment advisors providing for the revocation and suspension of registrations conferring powers and imposing duties on the Pennsylvania Securities Commission and otherwise providing for the administration of this act providing for appeals to the Court of Common Pleas of Dauphin County and to the Supreme Court of Pennsylvania conferring jurisdiction upon the several courts of common pleas to issue injunctions against violations of this act and to appoint receivers and prescribing fees and penalties" by changing the exemptions of certain corporations the number of whose stockholders does not exceed twenty-five to companies the number of whose security holders does not exceed twenty-five by exempting certain offerings to directors officers and employees of the issuing company and certain private offerings by companies without any selling commission or fee by extending to companies certain exemptions now available only to corporations by eliminating the requirement that certain exemptions are not available until five days after a claim therefor is failed or filed and by exempting dealers from filing prospectuses offering securities registered under the Federal Securities Act of 1933

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (f) of section two and subsection (a) of section thirteen of the act approved the twenty-

fourth day of June one thousand nine hundred thirty-nine (P. L. 748) entitled as amended "An act relating to and regulating the purchase and sale of securities for the registration and regulation of certain individuals and entities selling contracting to sell or dispose of attempting or offering to dispose of soliciting offers to buy or inducing holders thereof to exchange securities defined herein including securities issued by them or engaging in the business of inducing holders of securities to effect the sale thereof in order to produce funds to pay for other investments sold by them or in the business of buying securities directly from individuals who are not registered hereunder or in the business of advising others as to the value or investment qualifications of securities and the management of investment accounts and the solicitors of such investment advisers providing for the revocation and suspension of registrations conferring powers and imposing duties on the Pennsylvania Securities Commission and otherwise providing for the administration of this act providing for appeals to the Court of Common Pleas of Dauphin County and to the Supreme Court of Pennsylvania conferring jurisdiction upon the several courts of common pleas to issue injunctions against violations of this act and to appoint receivers and prescribing fees and penalties" as reenacted and amended by the act approved the tenth day of July one thousand nine hundred forty-one (P. L. 317) is hereby further amended to read as follows

Section 2 The following terms shall unless the context otherwise indicates have the following respective meanings

* * * * *

(f) The term "dealer" means any person other than a salesman who engages in this State either for all or part of his time directly or through an agent who is not registered hereunder as a dealer in selling securities issued by another person. The term "dealer" also includes any person other than a salesman who engages in this State either for all or part of his time directly or through an officer director employee or agent (such officer director employee or agent not being registered hereunder as a dealer) in selling securities issued by such person.

The term "dealer" also includes any person other than a salesman who engages in this State in the business of inducing holders of securities to effect the sale thereof through a person registered hereunder or otherwise directly or indirectly in order to produce funds to pay for other investments sold by such persons or in the business of buying securities directly from individuals who are not registered hereunder.

None of the following transactions shall constitute the person engaging therein a "dealer" within the meaning of this act that is to say

(1) Sales of securities or of certificates of deposit for securities issued or guaranteed by any of the following The United States or any territory or insular possession thereof the District of Columbia any state of the United States or any palitical subdivision public instrumentality or agency of a state or territory or any board agency or commission created by the joint action of two or more states or a person created and acting as an instrumentality of the Government of the United States pursuant to the authority of the Congress of the United States

(2) Judicial executors' administrators' guardians' committees' and conservators' sales and sales by receivers or trustees in insolvency or bankruptcy

(3) Isolated transactions in which securities are sold by the owner thereof or by his agent for the owner's account such sales not being made in the course of repeated and successive transactions of a like character by such owner or on his account by such agent and such owner or agent not being the underwriter of such securities

(4) Sales by or for the account of pledge-holders or mortgagees selling in the ordinary course of business to liquidate bona fide debts securities pledged in good faith as security for such debts

(5) Sales to insurance companies authorized by the Insurance Commissioner to carry on an insurance business within this State banks or to persons registered hereunder

(6) Sales of commercial paper

(7) Sales of securities secured by mortgage deed of trust or other lien upon real or personal property where the entire mortgage deed of trust or other lien is transferred with the entire security thereby secured

(8) Sales wherein the issuer a company organized under the laws of this State or a company organized under other laws which has at least one-half of its paid-in capital invested employed or used in this State disposes of its own securities in good faith and not for the purpose of avoiding the provisions of this act for the sole account of the issuer without any commission or fee and at a total expense of not more than three per centum of the proceeds realized thereon and where no part of the issue is used directly or indirectly in payment for patents services good will or for property located outside of this State. Provided however That the exemption granted by this subdivision shall not be effective to exempt any company as a dealer until such company shall have filed in the office of the commission or mailed to the commission at Harrisburg Pennsylvania by prepaid registered mail a statement in such form as the commission may prescribe of the facts relied on by such company to bring the proposed transactions within the terms of this subdivision and shall no longer be effective at any time after the commission shall have notified such company that exemption has been denied

(9) Sales wherein the securities are the securities of any [corporation] company organized under the laws of this State whose [authorized capital stock added to its other] outstanding securities [does] do not exceed twenty-five thousand dollars (\$25,000) shares of stock without nominal or par value being considered for the purpose of this act to be one hundred dollars (\$100) each and such securities are issued and disposed of for the sole account of the issuer in good faith and not for the purpose of avoiding the provisions of this act. Provided however That the exemption granted by this subdivision shall not be effective to exempt any company as a dealer until such company shall have filed in the office of the commission or mailed to the commission at Harrisburg Pennsylvania by prepaid registered mail a statement in such form as the commission may prescribe of the facts relied on by such company to bring the proposed transaction within the terms of this subdivision and shall no longer be effective at any time after the commission shall have notified such company that exemption has been denied

(10) The original issuance and sale by any [corporation] company organized under the laws of this State of its securities in good faith and not for the purpose of avoiding the provisions of this act for the sole account of the issuer so long as the number of [stockholders] security holders of said [corporation] company does not exceed twenty-five (25) and the securities are issued and disposed of without the use of advertisements circulars agents salesmen solicitors or any form of public solicitation. Provided however That the exemption granted by this subdivision shall not be effective to exempt any company as a dealer until such company shall have filed in the office of the commission or mailed to the commission at Harrisburg Pennsylvania by prepaid registered mail a statement in such form as the commission may prescribe of the facts relied on by such company to bring the proposed transaction within the terms of this subdivision and shall no longer be effective at any time after the commission shall have notified such company that exemption has been denied

(11) The distribution by a corporation of securities issued by it to its security holders as stock dividend or other distribution out of earnings or surplus

(12) The issue of securities to the security holders or creditors of a corporation in the process of a bona fide reorganization recapitalization or refinancing of such corporation made in good faith in exchange for the securities of such security holders or claims of such creditors

(13) The issue of increased capital stock of a corporation sold or distributed by it entirely among its own stockholders

(14) The transfer or exchange by the security holders

of the securities of one or more corporations who are parties to a merger or consolidation for the securities of the resulting or continuing corporation

(15) The issuance and sale of its own stock by a building and loan association organized under the laws of this State

(16) The issuance and sale of its own securities by a corporation not organized and not engaged in business for profit

(17) The sale to not more than [three] five persons of subscriptions for shares of capital stock of a corporation prior to the incorporation thereof under the laws of this State when no expense is incurred and no commission compensation or remuneration is paid or given for or in connection with the sale or disposition of such securities

(18) The original issuance and sale not involving any public offering by a company of its own securities to not more than fifteen (15) persons in good faith without fraud and not for the purpose of avoiding the provisions of this act and without any selling commission or fee. Provided however That the exemption granted by this subdivision shall not be effective to exempt any company as a dealer until such company shall have filed in the office of the commission or mailed to the commission at Harrisburg Pennsylvania by prepaid registered mail a statement in such form as the commission may prescribe of the facts relied on by such company to bring the proposed transactions within the terms of this subdivision and shall no longer be effective at any time after the commission shall have notified such company that exemption has been denied

(19) The sale of securities of a corporation by it entirely among its own directors officers and employees if such stock has a currently publicly quoted market value

[Provided however that the exemption granted by subdivisions (8) (9) and (10) of this subsection (f) shall not be effective to exempt any person as a "dealer" until five (5) days after such person shall have filed in the office of the commission or mailed to the commission at Harrisburg Pennsylvania by prepaid registered mail a statement in such form as the commission may prescribe of the facts relied on by such person to bring the proposed transaction within the terms of one or more of said subdivisions (8) (9) or (10) and shall not be effective if the commission shall have notified such person that exemption has been denied]

Section 13 (a) No dealer or salesman shall issue or publish in this State any analysis or prospectus until such dealer shall have been registered or temporary permission shall have been obtained as in this act provided. The inclusion on the face of or within a prospectus or in a newspaper or magazine advertisement issued or published by or on behalf of a dealer who has been registered or by whom temporary permission has been obtained as in this act provided of the names of dealers not so registered shall not constitute a violation of this act. Any advertising matter may by an appropriate readily legible legend printed thereon limit the offering thereby made to any particular character of sales or class of transactions in which event such advertising matter shall not be deemed to be for any other or additional purpose. No dealer or salesman shall issue or publish in this State any prospectus unless a copy thereof in which or on a list attached to which the dealer's name appears as a proposed vendor shall have been filed in the office of the commission or mailed to the commission at Harrisburg Pennsylvania by prepaid registered mail. No dealer or salesman shall issue or publish within this State any prospectus or analysis after notice in writing given to him by the commission that in the commission's opinion the same contains any statement that is fraudulent false misleading or otherwise likely to deceive a reader thereof. After three years from the receipt thereof by the commission it may in its discretion destroy any and all documents filed with it or mailed to it under the provisions of this subsection

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsach,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Moradowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnar,
Dairymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenster,	Leven,	Readinger,	White,
Flip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gieason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 861, as follows:

An Act to further amend Section 301 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administra-

tive departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by further providing for the term of office of president of the Game Commission

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 301 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as amended by the act approved the twenty-first day of June one thousand nine hundred thirty-seven (P. L. 1865) is hereby further amended to read as follows

Section 301 Pennsylvania Game Commission The Pennsylvania Game Commission shall consist of eight competent citizens of this Commonwealth who shall be so appointed that they shall fairly represent the several geographical sections of the Commonwealth and shall be well informed on the subject of wild life conservation and restoration The commission shall annually elect a president and a vice-president from among its members No member of the commission shall serve as president thereof until he has been a member for at least two years nor shall any member serve as president for more than two consecutive years or for more than four years during his eight-year appointment It shall also appoint to serve at its pleasure and with the approval of the Governor fix the compensation of an executive director who shall attend to the administrative work of the commission No member of the commission nor anyone who has served as a member thereof within one year shall be eligible for appointment as executive director

Five members of the commission shall constitute a quorum

[The members of the Board of Game Commissioners in office on the effective date of this act shall constitute the Pennsylvania Game Commission and shall hold their offices as members of the Pennsylvania Game Commission until their successors are appointed as provided by law The original members of the commission shall be appointed for such terms as are prescribed by law and subsequent appointments] Appointments of commissioners shall be for terms of eight years and shall be staggered as provided by law

And said bill having been read at length the third time considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Mazza,	Royer,
Andrews,	Graybill,	McConnell,	Rubin,
Banker,	Greenwood,	McCormack,	Sarra,
Barkdoll,	Greer,	McCullough,	Sax,
Baumunk,	Guarnieri,	McDermitt,	Scanlon,
Bear,	Gutendorf,	McGee,	Schmidt,
Beaver,	Guthrie,	McInroy,	Schuster,
Beech,	Hagerty,	McKinney,	Scott,
Berkstresser,	Hall,	McMillen,	Seyler,
Blair,	Hamilton, R. K.,	McNally,	Shoemaker,
Bloom,	Hamilton, W. H.,	Metz,	Shotwell,
Boles,	Harney,	Mihm,	Smith,
Bolton,	Haudenschild,	Mikula,	Snider,
Bomberger,	Helm,	Miller, H. G.,	Sollenberger,
Boorse,	Hersch,	Miller, J. C.,	Spencer,
Bower,	Hewitt,	Mills,	Stank,
Brelsach,	Hocker,	Mintess,	Stimmel,
Breth,	Hoggard,	Monroe,	Stoner,
Brown,	Hunter,	Moore, C. E.,	Swartz,
Bucchin,	Jenkins,	Moore, H. A.,	Swope,
Byrne,	Johnson,	Moran,	Tahl,
Cella,	Jones, G. E.,	Muldowney,	Taylor,
Clapper,	Jones, J. M.,	Munley,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Murray,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Musto,	Toll,
Conway,	Jump,	Najaks,	Tompkins,
Cooper,	Kamyk,	Naugle,	Toomey,
Corr,	Keller,	Needham,	VanSant,
Costa,	Kent,	Olsen,	Varallo,
Coyle,	Kline,	Penglase,	Varner,
Dalrymple,	Kohl,	Peta,	Verona,
Davis,	Kolankiewicz,	Petrosky,	Wachhaus,
Dennison,	Kornick,	Pettigrew,	Wargo,
Dougherty,	Kratz,	Pfaff,	Waterhouse,
Dowling,	Kubacki,	Pichney,	Watkins,
DuBois,	Lafore,	Pitzer,	Weldner,
Duffy,	Lederer,	Polaski,	Welsh,
Dunn,	Lelsey,	Polen,	Wescott,
Erb,	Leonard, L.,	Price, H. W. Jr.,	Westrick,
Ewing,	Leonard, W. C.,	Price, R. A.,	Whalley,
Fenrich,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	White,
Fillip,	Limper,	Reese,	Williams,
Filo,	Loftus,	Reidenbach,	Wilt,
Firmstone,	Lopresti,	Reilly, J. M.,	Wood,
Flack,	Lovett,	Rigby,	Yeakel,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rosen,	Sorg,
Gleason,	Markley,	Rovansek,	Speaker
Good,	Maxwell,		

NAYS—2

Yester,

Headlee,

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 907, entitled:

An Act to further amend section nine hundred fifteen of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulation of public utilities including to a limited extent municipalities engaging in public utility business by prescribing defining and limiting their duties power and liabilities and regulatng the exercise surrender or abandonment of their powers privileges and franchises defining and regulating

contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervision of financial and contractual relations between public utilities and affiliated interests and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporation or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant costs and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporations (except municipal corporations) subject to regulation the cost of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and superseded by or inconsistent with this act" by permitting motor carriers not qualified to be self-insurers to furnish surety bonds or public liability insurance

On the question,

Will the House agree to the bill on third reading?

Mr. FLACK. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Section 1 (Section 915), page 6, line 12, by striking out the following: "* * *" and inserting in lieu thereof: "The commission may, as to motor carriers, prescribe by regulation or order, such requirements as it may deem necessary for the protection of persons or property of their patrons and the public, including the filing of surety bonds, the carrying of insurance, or the qualifications and conditions under which such carriers may act as self-insurers with respect to such matters."

Amend Section 1 (Section 915), page 6, line 16, by underscoring the following words: "or a survey bond."

Amend Section 1 (Section 915), page 6, line 17, by underscoring the following words: "or a bonding company."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 978, entitled:

An Act to amend the act approved the thirty-first day of July one thousand nine hundred forty-one (P. L. 616) entitled "An act defining regulating and providing for the licensing and registration of employment agents and their representatives including private employment agents theatrical employment agencies and nurses' registries providing for revocation and suspension of licenses and registrations subject to appeal and for their reinstatement defining the powers and duties of the Department of Labor and Industry and the Department of Public Instruction providing penalties and repealing existing laws" by changing the provisions thereof and the rights obligations license fees and procedure therein.

On the question,

Will the House agree to the bill on third reading?

Mr. WHITE. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Sec. 1 (Sec. 2), page 3, line 14, by underscoring the words "Radio and Television".

Amend Sec. 1 (Sec. 5), page 5, lines 7, 8 and 9, by underscoring the words "This pro-" in line 7 and all of lines 8 and 9.

Amend Sec. 1 (Sec. 10), page 9, line 2, by inserting after the figures "(\$100)" the following: "dollars".

Amend Sec. 1 (Sec. 10), page 9, line 15, by inserting after the figures "(\$100)" the following: "dollars".

Amend Sec. 1 (Sec. 27), page 18, line 1, by inserting after the word "inspectors" the following: "[who shall have no other occupation or business and]".

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1271, as follows:

An Act to amend the act approved the twenty-seventh day of June one thousand nine hundred forty-seven (P. L. 1046) entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts creating a State Tax Equalization Board and prescribing its powers and duties imposing duties on certain local officers agents boards commissions and departments and making an appropriation" by permitting an appeal to the courts from decisions of the State Tax Equalization Board and providing for the effect of changes in valuations resulting from such appeals

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section thirteen of the act approved the twenty-seventh day of June one thousand nine hundred forty-seven (P. L. 1046) entitled "An act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts creating a State Tax Equalization Board and prescribing its powers and duties imposing duties on certain local officers agents board commissions and departments and making an appropriation" is hereby amended to read as follows

Section 13 Objections by School Districts Hearings Appeals Basis for Future Valuations (A) Any school district aggrieved by any finding or conclusion of the board affecting the amount of any Commonwealth subsidy payable to it may in writing state its objections thereto and shall thereupon be granted a hearing by the board at which the district shall have the right to submit evidence for the purpose of showing that the findings of the board are incorrect and to present arguments to substantiate its contentions After carefully considering all evidence submitted and the arguments of the district the board shall make such modifications and adjustments of its findings and computations as to it shall appear proper or it may dismiss the objections [In either event the decision of the board shall be final] The valuations so adjusted and subject to any change made pursuant to an appeal to court shall form the basis upon which valuations for the purpose of determining the amounts of Commonwealth subsidies shall be determined as hereinafter provided

(B) If dissatisfied with the action of the board the school district may within fifteen days after receiving notice of the board's action appeal to the Court of Common Pleas of Dauphin County any such appeal shall be on the record before the board but with leave of court the school district or the board may submit additional evidence from the decision of the Court of Common Pleas of Dauphin County Either party may within fifteen days appeal to the Supreme Court as in other cases the hearing and decision of all such appeals shall be expedited as far as consistent with the other business of the court No appeal hereunder shall act as a supersedeas

Section 2 Section 15 of said act as amended by the act approved the seventeenth day of March one thousand nine hundred forty-nine (P. L. 311) is hereby further amended to read as follows

Section 15 Determination and apportionment of Commonwealth subsidies (A) As soon as possible each year after the final adjustment of values by the board and before the determination of any appeal to court the board shall certify to the Superintendent of Public Instruction the market value of all real property in each school district in the Commonwealth [beginning with payment to be made for the school year one thousand nine hundred forty-nine one thousand nine hundred fifty each] in the event of an appeal the prothonotary of Dauphin County shall certify to the Superintendent of Public Instruction the final decision of the Court of Common Pleas of Dauphin County or of the Supreme Court as the case may be each school district's assessed valuation to be used for purposes of computing its standard reimbursement fraction shall be the market value of the taxable real property in the school district as finally adjusted and determined upon by the board [and not the assessed valuation for county tax purposes as now provided by law] subject to any change in such value made pursuant to an appeal to court

(B) Beginning with the year one thousand nine hundred [forty-nine] fifty-one and every two (2) years thereafter [in place of the valuations now required by law to be used for such purposes] the market value of the real property in each school district as finally adjusted and determined upon by the board prior to the determination of any appeal to court shall be used by the Superintendent of Public Instruction in ascertaining and determining the amount of funds required to meet payments to school districts and vocational school districts which become

due and payable by law within the two fiscal years beginning June first one thousand nine hundred [forty-nine] fifty-one and ending May thirty-first one thousand nine hundred [fifty-one] fifty-three and each biennium thereafter and to apportion and allot the same to and among the respective school districts

(C) In the event that the valuation of property shall be decreased pursuant to an appeal by a school district the Superintendent of Public Instruction shall revise all calculations made on the basis thereof to conform to the valuation finally fixed by or pursuant to the appeal in the event that the amount payable to the district has already been certified on the basis of the original valuation and a greater amount appears by the revised calculations to be due the district the Superintendent of Public Instruction shall certify to the State Treasurer and Auditor General the amount of the difference between such greater amount and the amount already certified The amount so certified shall be added to any amount previously certified and shall be paid to the district in the manner provided in Article XXV of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) known as the "Public School Code of 1949" the taking of an appeal to court by any school district shall not hinder or delay the payment of any sum payable to a school district had no appeal been taken

Section 3 This act shall become effective immediately upon its final enactment.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. TOMPKINS. Mr. Speaker, House Bill 1271 is a bill which is designed to grant appeals to school districts from the valuation assessments fixed by the Tax Equalization Board.

Prior to the passage of Act 447 by the 1947 session assessed valuations were used by the Superintendent of Public Instruction as the base for the allocation and distribution of school subsidies. Even though many school districts at that time were receiving an inequitable share of the school subsidies due to the lack of uniformity in assessed valuations, there was still provision for appeals.

Act 447 prescribes the methods to be used by the Tax Equalization Board for the determination of the uniform market value of the assessed taxable real property in each of the 2,531 school districts. This uniform market value is to be used instead of the local assessed valuations to insure an equitable distribution of subsidies to all the school districts.

Section 13 of the Act provides that the school districts may file objections to their market value with the Tax Equalization Board and are granted a hearing by the board.

For the first time school districts had an opportunity to appeal, that is, an appeal might be made by the school district to the Tax Equalization Board.

The bill now before the House for consideration is to allow an appeal from the valuations fixed by the Tax Equalization Board to the courts of Dauphin County.

It should be noted that following the 1950 certification of market values to the Superintendent of Public Instruction, only 47 school districts of the total of 2,531 filed objections with the Board. However, after the hearings were scheduled for these 47 districts, 36 voluntarily withdrew their objections before the hearings and their original certifications of market values were accepted. In other words, only 11 school districts out of a total of

2,531 in the Commonwealth elected to have full hearings before the Board.

In recent cases the Dauphin County court and the Supreme Court of Pennsylvania ruled, under the provisions of Section 13 of Act 447, in favor of the Commonwealth. In four cases a taxpayer and a school district were the plaintiffs. The results of those court decisions, I think, are very important to the consideration of this bill before the House at the present time.

The Dauphin County Court held in a suit brought by the taxpayer and the township that the Tax Equalization Board is required to determine the market value of taxable real property in each school district. Their determinations are used solely for the purpose of ascertaining the amount of the state subsidy for each school district and have no bearing whatever upon your local taxation. The scheme was devised to provide a common and equitable basis for the allocation, rather than the variable and inequitable bases resulting from local determinations. There being 2,531 school districts in the state and an untold number of taxpayers, the whole scheme of allocating subsidies might well be disrupted were each school district and each taxpayer given the right of appeal or its equivalent.

The plaintiff's appeal from this decision of the Dauphin County Court went to the Supreme Court, and the Supreme Court sustained the Dauphin County Court upon the opinion of Judge Richards in that case.

In another case taken directly to the Supreme Court by a school district, the Supreme Court held the appropriation and distribution of the school subsidy is a peculiar prerogative of the Legislature, for no other branch of government has power to appropriate funds. Though the Legislature ordinarily ascertains its facts through its Legislative committees or commissions, there is no reason why it cannot do so by a particular board as here set up. It could have provided for a review of that board's findings by a judicial tribunal, but it is not required to do so. No property right is involved and we must respect the Legislative prerogative to control the state's finances, a prerogative that is subject only to constitutional limitations.

The Tax Equalization Board was a device which was set up by the Legislature to try to equalize what they give by way of subsidies to the local districts. I do not believe that we should allow the courts to alter those provisions. The amendments which were offered to this bill two weeks ago presume or presuppose that the courts in all instances would find for a decreased valuation. In case of a decreased valuation, that is going to throw your entire subsidy program out of whack, so to speak, and the Superintendent of Public Instruction is never going to be quite sure exactly how stable his calculations on his subsidy program are going to be.

In effect if payments are made under the bill as now amended and the courts should find a decrease in the valuation, those school districts then would find themselves in the position of overpayments, which would in effect mean that some method would have to be devised to recover that money. By the same token, there is no provision in the bill to provide what shall be done if the courts should increase the amount of the valuations.

The whole bill, in my opinion, is one that does not belong on our statute books for the reason that the Legisla-

ture has a right, as the Supreme Court has stated, to regulate its own appropriations and to fix the method by which those appropriations shall be made. For that reason, in order to maintain the stability of the subsidies which we are giving to our several school districts, I ask that the Members of this House vote down this bill.

Mr. SPENCER. Mr. Speaker, I am not an attorney and I am not going to attempt to talk on this bill from the legal standpoint.

As my good friend, Mr. Tompkins, has told you, and I believe that the majority of you people here today will agree with me, when a board of three men have the right to set the market value of the property all over the state of Pennsylvania there should be some right of appeal, other than to the board itself.

I am going to give just a little example of what may happen, or what can happen. You may have very new properties sold in a certain community during the time that they make their valuations. Those properties may be sold at exceptionally high prices; they may be properties that are in certain locations and those properties are going to set, as I understand it, the values for the whole community. That is according to the assessed valuation of it.

We have one example, right here near Harrisburg, in Adams County. There was a group that came into Adams County and bought some farms that ran up as high as \$65,000. Two years later that farm that was sold for \$65,000 was sold back to the original owner for \$18,000. I would like to ask each and every one of you if you think that would be a fair value to place upon the properties of that county.

To say that it does not affect the taxpayers if the tax is not levied upon this valuation, I agree with that. But the school subsidy that that district gets is certainly based upon the valuation that is used by that Tax Equalization Board.

You have the Public Utility Commission which you say is a five man commission, but you have the right to appeal; you have a right to appeal to the Compensation Board; you have the right to appeal to your Unemployment Compensation Board; and I cannot see for the life of me any reason why there is anything wrong in a district having the right to appeal to the courts because three men in the state of Pennsylvania have the right to say that their decision is final.

Mr. TOMPKINS. Mr. Speaker, the fact still remains that the money which constitutes a subsidy is money which is appropriated by the state. The state has a right to set its own formula for the distribution of its own funds. It has been making an attempt to do it on an equal basis. This has been the first step in the direction of doing so.

We all know what the inequities were that existed on account of very low local assessments, prior to the time of the enactment of this tax equalization program. It is true, there may be one or two inequities that exist such as the gentleman from Lackawanna, Mr. Spencer, points out at the present time, but I warrant that the inequities that exist under the present program are far, far less than what they were under the previous program.

Those people who were not carrying their fair share of the load back home prior to the tax equalization program are now being placed in a position of carrying their

fair share of the load the same as everybody else in the state of Pennsylvania.

Why we should allow a local assessment board to put hardly any values on real estate in order to get large subsidies from the state, and let the state carry their whole program to the detriment of those people who are trying to honestly carry their own program, I do not know. Now this board is merely the formula which the Legislature has set up for the purpose of distributing the funds which it appropriates. I do not believe that we should allow anybody but the Legislature itself to regulate that formula.

Mr. SPENCER. Mr. Speaker, may I ask the gentleman from Cameron a question?

The SPEAKER. Will the gentleman from Cameron, Mr. Tompkins, permit himself to be interrogated?

Mr. TOMPKINS. I shall, Mr. Speaker.

Mr. SPENCER. Mr. Speaker, does the gentleman think that having the right to make this appeal to the Dauphin County Court, that that would change the entire program so that as he stated, the Legislature could give this prerogative to the Tax Equalization Board to make these valuations; does he think that that is going to change the state picture? I do not.

Mr. TOMPKINS. Mr. Speaker, I believe that it will for this season: If a school district shall come into the Dauphin County Court perhaps aided and abetted by some of the larger taxpayers in their particular district, and break down the valuations fixed by the Tax Equalization Board, that will be an open signal to the larger corporations and the heavier taxpayers in the state of Pennsylvania to do likewise. I am inclined to believe that you are going to find a great big flood of suits in the Dauphin County Court to break the tax equalization program, because if one can do it the next fellow can do it likewise.

Mr. SPENCER. Mr. Speaker, in regard to that answer, I still cannot agree with the gentleman from Cameron that it is going to cause any flood of suits. As he said, there have only been eleven appeals from the decisions of the board.

Now if one county or a couple of counties have been severely hurt by the Tax Equalization Board's decision I cannot for the life of me see where you are going to have this flood of appeals that you speak of made to the Dauphin County court.

When we amended the bill putting it back into the Dauphin County Court it was just for the one reason that there would be a definite plan; that there would not be 67 different formulae used, and I think that after there might be one or two appeals to the Dauphin County court, there would be a definite plan set up by that court which would take care of most of the other appeals. That in my opinion is exactly what would happen.

Mr. TOMPKINS. Mr. Speaker, in that respect we would merely be substituting the judgment of the Dauphin County court for that of the Tax Equalization Board and would only be passing it from one hand to the other and taking it away from the control of the Legislature where it rightfully belongs. It is an appropriation which we propose to distribute.

Mr. ANDREWS. Mr. Speaker, concerning this bill, there has been a difference of opinion on this side of the House from the very first. Some Members on this side

of the House liked the bill in its original form; some Members did not. Some Members on this side of the House liked the bill as amended; some Members did not.

I have listened to the gentleman from Cameron with great attention. I always knew, or at least I hoped, that if the gentleman from Cameron made enough addresses on the floor of the House and I were here long enough ultimately he would make an address with which I was in thorough agreement.

If I had been in doubt, the gentleman from Cameron, in his first presentation would have convinced me. I am speaking only for myself and am not voicing the opinion of the Minority Membership.

A hole in a pattern is a hole. It does not matter as far as the pattern is concerned whether there is one hole in it, two holes in it or three holes in it, the pattern has been defaced.

The Tax Equalization Board must necessarily evolve a formula. That formula must necessarily be uniformly applied throughout the Commonwealth. There is no assurance that the Dauphin County court, or any other court, would approve of a formula to which the Tax Equalization Board is committed. But the result of the formula is uniform treatment throughout the Commonwealth.

The gentleman from Cameron is exactly correct, constitutionally, when he says that this Legislature has a right to evolve the formula and through a committee do the work that the Tax Equalization Board is doing or it can commit that work into the keeping of a Tax Equalization Board.

Therefore, Mr. Speaker, without committing any other Member of the House, I am against the bill in its present form just as I was opposed to it in its original form.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—75

Amarando,	Frost,	Leonard, W. C.,	Pitzer,
Banker,	Geer,	Light,	Readinger,
Berkstresser,	Graybill,	Limper,	Reagan,
Blair,	Greenwood,	Mazza,	Reidenbach,
Bloom,	Guarnieri,	McCormack,	Robertson,
Bolton,	Gutendorf,	McCullough,	Rubin,
Bomberger,	Hagerty,	McGee,	Sax,
Cella,	Hamilton, W. H.,	Mikula,	Scanlon,
Clapper,	Haudenshield,	Mintem,	Spencer,
Clendenning,	Headlee,	Monroe,	Stoner,
Costa,	Hewitt,	Moore, H. A.,	Swartz,
Coyle,	Jones, G. E.,	Muldowney,	Thompson, R. F.,
Dalrymple,	Jones, T. H. W.,	Musto,	Varallo,
Davis,	Jump,	Najaka,	Varnier,
Dennison,	Kline,	Penglass,	Welsh,
Dougherty,	Kohl,	Peta,	Wescott,
Erb,	Kratz,	Pettigrew,	White,
Ewing,	Kubacki,	Pfaff,	Young,
Ferster,	Lafore,	Pichney,	

NAYS—99

Andrews,	Helm,	McMillen,	Snider,
Barkdoll,	Hocker,	Mills,	Sollenberger,
Bear,	Hunter,	Moore, C. E.,	Stimmel,
Beaver,	Jenkins,	Moran,	Swope,
Boorse,	Johnson,	Munley,	Tahl,
Bower,	Jones, J. M.,	Naugle,	Taylor,
Breth,	Kamyk,	Needham,	Toll,
Brown,	Keller,	Petrosky,	Tompkins,
Bucchin,	Kornick,	Polaski,	Toomey,
Conway,	Lederer,	Polen,	VanSant,
Dowling,	Lelsey,	Price, H. W. Jr.,	Wachhaus,
DuBois,	Leonard, L.,	Price, R. A.,	Wargo,

Duna.	Leven.	Reese.	Waterhouse.
Filip.	Lopresti.	Reilly, J. M.	Watkins.
Filo.	Lovett.	Rigby.	Weldner.
Flack.	Lutty.	Riley, R. L.	Westrick.
Gaffney.	Lyons.	Rose.	Whalley.
Gibson.	Madden.	Rovansck.	Wheeler.
Gleason.	Madigan.	Royer.	Wilt.
Goodling.	Markley.	Schmidt.	Wood.
Greer.	Maxwell.	Schuster.	Yeakel.
Guthrie.	McConnell.	Seyler.	Yester.
Hall.	McDermitt.	Shoemaker.	Ziegler.
Hamilton, R. K.	McInroy.	Shotwell.	Sorg.
Harney.	McKinney.	Smith.	Speaker.

NOT VOTING—33

Baumunk.	Duffy.	Kolankiewics.	Olsen.
Beech.	Fenrich.	Loftus.	Rosen.
Boles.	Firmstone.	McNally.	Sarraf.
Brelsach.	Good.	Metz.	Scott.
Byrne.	Hersch.	Mihm.	Stank.
Cochran.	Hoggard.	Miller, H. G.	Thompson, R. L.
Cooper.	Jones, P. F.	Miller, J. C.	Verona.
Corr.	Kent.	Murray.	Williams.
			Yetzer.

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

BILLS ON THIRD READING POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. FROST.

The House resumed the consideration on third reading of House Bill No. 1310 as follows:

An Act to improve local health administration throughout the Commonwealth by authorizing the creation establishment and administration of single-county or joint-county Departments of Health in all counties except counties of the first class exempting certain municipalities from the jurisdiction of single-county or joint-county Departments of Health permitting the dissolution of departments or boards of health in certain municipalities authorizing state grants to counties which establish departments of health and to certain municipalities if they meet prescribed requirements conferring powers and duties upon the State Department of Health in connection with the creation establishment and administration of single-county or joint-county Departments of Health the administration of the health laws in parts of certain municipalities not subject to the jurisdiction of single-county or joint-county Departments of Health and the administration of State grants and repealing an act which confers health powers upon counties of the first class

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Section 25	State grants to county departments of Health and to certain municipalities
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Section 28	Severability
Section 29	Repeals
Section 30	Effective Date of Act

The General Assembly of the Commonwealth of Pennsylvania enacts as follows

Section 1 Short Title of Act The Short title of this act is the "Local Health Administration Law"

Section 2 Legislative Findings and Purposes The General Assembly of this Commonwealth has determined and hereby declares as a matter of legislative finding that

(a) the protection and promotion of the health of the people in the furtherance of human well-being industrial and agricultural productivity and the national security is one of the highest duties of the Commonwealth

(b) This cardinal duty can be performed only when adequate local public health services are available to all the people of the Commonwealth when these services are maintained at a high level of professional and technical performance and when they are administered according to units of population sufficiently large to enable full time modern health services to be provided on the most economical basis by local communities working in partnership with the Commonwealth

(c) These aims can best be achieved by empowering counties to establish county departments of health and by authorizing state grants to county departments of health and to certain municipalities to enable them to reach or maintain a high level of performance of health services

Section 3 Definitions The following terms whenever used in this act have the meanings indicated in this section except where the context indicates a clearly different meaning

(a) "County" Any county of the second third fourth fifth sixth seventh and eighth class

(b) "County board of health" or "board of health" The board of any single-county department of health or the board of any joint-county department of health created under this act

(c) "County department of health" Any single-county department of health or any joint-county department of health created under this act A county department of health shall consist of a board of health a health director and a staff of employees

(d) "County health director" or "health director" The health director of any single-county department of health or joint-county department of health created under this act

(e) "Created" A single-county department of health shall be considered to be created upon the enactment of a resolution by the county commissioners of the county or upon the certification of a favorable vote on the question of creation at a referendum conducted in the county in accordance with section 5 of this act

A joint-county department of health shall be considered to be created upon the enactment of a resolution by the county commissioners of each participating county or upon the certification of a favorable vote on the question of creation at a referendum conducted in each participating county or upon the enactment of a resolution by the county commissioners of one or more of the participating counties and the certification of a favorable vote on the question of creation at a referendum conducted in the other participating counties in accordance with section 5 of this act

(f) "Established" A county department of health shall be considered to be established thirty (30) days after the county commissioners or in the case of a joint-county department of health the joint-county health commission have given written notice to all the cities boroughs incorporated towns and townships within the territorial limits of the county or counties which have created the county department of health that the State Secretary of Health has found in accordance with section 9 of this act that the county department of health is ready to exercise its powers and duties

(g) "Joint-county health commission" The combined boards of county commissioners of the several counties participating in a joint-county department of health

(h) "Municipality" Any city borough incorporated town and township of the first class

(i) "Population" This term means the number of residents according to the most recent decennial census figures certified by the United States Department of Commerce that are available on the first of December of the year preceding the calendar year in which such figures are applied in accordance with sections 4 20 and 25 of this act except that when the State Secretary of Health finds that such figures do not accurately represent true population because of migration or changes in birth and death rates he shall designate which estimates of population available from an agency of the Commonwealth or Federal Government are more accurate and in such case the term "population" means the number of residents according to the most recent of the designated estimates available on the first of December of the year preceding the calendar year in which such figures are applied in accordance with section 4 20 and 25 of this act No finding and designation of estimates made by the State Secretary of Health under this subsection shall be effective unless he gives notice of such finding and designation to all county departments of health and to cities of the first and second class before the first of January of the year in which the estimates are to be applied during the calendar year one thousand nine hundred and fifty-one the most recent decennial census figures certified by the United States Department of Commerce shall be used

Section 4 County Health Administration Plan Within ninety (90) days after the effective date of this act the State Secretary of Health with the advice of the Advisory Health Board shall draw up a county health administration plan setting forth which counties may create single-county departments of health and which combinations of counties may join in the creation of joint-county departments of health under this act The plan may be revised at any time

Before drawing up the plan the State Secretary of Health shall make an investigation to determine which counties and which combinations of counties will be able to effect the purposes described in section 2 of this act by the creation of county departments of health. He shall consider location area population the incidence of communicable or other diseases transportation and communication facilities the financial ability of each county to support or to contribute to the support of a full time

county department of health and all other factors relevant to the adaptability of each county or combination of counties to an efficient and economical unit of administration The county health administration plan shall not provide for any combination of counties which may join in the creation of a joint-county department of health unless each of the counties is adjacent to at least one of the other counties The State Secretary of Health shall send copies of the county health administration plan and of any revisions of the plan to the county commissioners of every county

Section 5 Creation of County Departments of Health (a) In all counties except counties of the first class single-county departments of health or joint-county departments of health may be created by resolution or by referendum or by a combination of these methods as provided in this section In the creation of joint-county departments of health each of the participating counties shall be adjacent to at least one of the other participating counties

Whether a county department of health is created by resolution or by referendum or by a combination of these methods the county commissioners shall before enacting a resolution or before submitting the question at an election request a certificate of approval from the State Secretary of Health who shall issue such a certificate forthwith if the proposed county department of health conforms to the county health administration plan as last revised If the proposed county department of health does not conform to the county health administration plan as last revised the State Secretary of Health shall make a special investigation in accordance with the criteria stated in section 4 of this act and on the basis of the special investigation he shall approve or disapprove the creation of the proposed county department of health He shall send a certificate of approval or written notice of disapproval to the county commissioners within thirty (30) days after he has received the request for a certificate of approval

(b) The county commissioners of any county may by resolution create a single-county department of health The county commissioners of two or more counties may by a separate resolution in each county create a joint-county department of health In either case the approval of the State Secretary of Health shall be first obtained as provided in subsection (a) of this section

(c) Any county may by referendum create a single-county department of health Two or more counties may by a separate referendum in each county create a joint-county department of health The referendum procedure in each county shall be as follows

A petition requesting the creation of a single-county department of health or joint-county department of health shall be signed by qualified electors of the county equal in number to at least one per cent (1%) of the highest total vote cast for any county office at the last municipal election The petition shall be in the form required for nomination petitions by the election laws of the Commonwealth except that the said petition shall be circulated for not more than six (6) months prior to the last filing day which shall be ninety (90) days before the general or municipal election at which it is desired to submit the question The petition shall be filed with the county board of elections and the validity of the petition and any objections thereto shall be determined in accordance with the election laws of the Commonwealth

After the validity of the petitions in all the counties affected has been determined the county commissioners shall request a certificate of approval from the State Secretary of Health If the approval of the State Secretary of Health is obtained as provided in subsection (a) of this section the county commissioners shall cause the question to be submitted at the next general or municipal election whichever is sooner so long as such election is to occur at least thirty (30) days after the receipt of a certificate of approval The question shall be submitted on the ballot or on voting machines in the manner provided by the election laws of the Commonwealth and shall be in substantially the following forms

- (1) for the creation of a single-county department of health Shall.....County create a county department of health

Yes.....

No.....

- (2) For the creation of a joint-county department of health Shall County joint with County (Counties) in the creation of a joint-county department of health

Yes.....

No.....

The election on this question shall be governed in all respects by the election laws of the Commonwealth insofar as they are applicable For the creation of a single-county department of health or joint-county department of health a majority of all votes in each county upon the question must be in favor thereof

Nothing in this subsection shall preclude the county commissioners at any time from creating a single-county department of health or from joining in the creation of a joint-county department of health by resolution in accordance with subsections (b) and (d) of this section

(d) Two or more counties may create a joint-county department of health by a combination of the methods provided in subsections (b) and (c) of this section that is one or more of such counties may join in the creation of a joint-county department of health by resolution and the remaining counties may join in the creation of a joint-county department of health by referendum in accordance with the provisions of subsection (c) of this section

(c) Immediately upon the creation of a single-county department of health or joint-county department of health the county commissioners shall give written notice of such creation to the State Secretary of Health In the case of a joint-county department of health the notice may be given by the county commissioners of any participating county

Section 6 Joint-County Health Commission for Joint-County Departments of Health The combined boards of county commissioners of the several counties participating in a joint-county department of health shall constitute the joint-county health commission for such joint-county department of health As soon as possible after the creation of the joint-county department of health and on the second Monday in January of each year thereafter and at such other times as may be necessary the said joint-county health commission shall meet for the purpose of exercising the powers and duties conferred upon it The joint-county health commission shall from time to time elect from its members a chairman

No action shall be taken by the joint-county health commission without the concurrence of a majority of the county commissioners of each participating county except that the election of the chairman of the joint-county health commission shall be by the vote of a majority of all the members of the joint-county health commission

Section 7 Appointment and Organization of County Board of Health In each county department of health there shall be a board of health

In a single-county department of health the appointment qualification and terms of office of members of the board shall be as follows The county commissioners shall appoint five resident citizens two of whom shall be physicians licensed to practice in Pennsylvania The term of office of each member so appointed shall be four years measured from the second Monday in January of the year in which he takes office or until his successor has been appointed except that in the initial appointment two of the members shall be appointed for a term of two years Each of the original members of the board shall be measured from the second Monday in January next following his appointment In case any vacancy occurs for whatever reason the county commissioners shall appoint a resident citizen of the county to serve for the unexpired term

In a joint-county department of health the appointment qualifications and terms of office of members of the board shall be as follows The joint-county health commission shall appoint the members in number one more than twice the number of counties participating in the joint-county department of health Of the members so appointed a number equal to the number of participating counties be physicians licensed to practice in Pennsylvania All the members so appointed shall be resident citizens of the participating counties and at all times there shall be at least one resident of each county on the board The term of office of each member shall be four years measured from the second Monday in January of the year in which he takes office or until his successor has been appointed except that in the initial appointment a number of members equal to the number of participating counties shall be appointed for a term of two years Each of the original members of the board shall take office the day of his appointment but his term of office shall be measured from the second Monday in January next following his appointment In case any vacancy for whatever reason the joint-county health commission shall appoint a resident citizen of one of the participating counties to serve for the unexpired term

Immediately after appointment of all the members the board of health shall meet for the purpose of organizing A chairman shall be elected at the organizational meeting for a term of one year measured from the second Monday in January next following his election and thereafter a chairman shall be elected annually The health director shall be the secretary of the board but he shall not be a member thereof

The board shall hold regular meetings at least one every three months and special meetings on request of the health director the chairman of the board or on a written request signed by a majority of the members of the board and filed with the secretary A majority of the members of the board shall constitute a quorum for the transaction of business

The members of the board shall serve without compensation except that each member shall be allowed his actual necessary traveling and incidental expenses incurred in attending meetings

Section 8 Appointment of County Health Director The board of health shall appoint a health director for the county department of health The Health Director shall be a doctor of medicine license or eligible for license to practice in Pennsylvania No appointment shall be final until the State Secretary of Health certifies that the appointee meets the qualifications prescribed by the State Department of Health

Section 9 Establishment of County Departments of Health As soon as possible after the creation of a county department of health by any of the methods provided in section 5 of this act the county commissioners or in the case of a joint-county department of health the joint-county health commission shall appoint a board of health in accordance with section 7 of this act and the board of health shall appoint a health director in accordance with section 8 of this act Thereafter the county commissioners or the joint-county health commission the board of health and the health director shall as expeditiously as possible take all steps necessary to prepare the department for the exercise of its powers and duties

The State Secretary of Health shall determine when each county department of health created under this act is ready to exercise its powers and duties The State Secretary of Health shall find that a county department of health is ready to exercise its powers and duties only when (1) local funds have been appropriated (2) the organization of the county department of health has been completed (3) personnel have been employed in accordance with the regulations of the State Department of Health (4) required facilities and equipment have been obtained and (5) necessary rules and regulations have been prepared by the board of health to the extent that the county department of health will be able to achieve the purposes of this act Upon making such a

finding the State Secretary of Health shall immediately transmit a certificate of his finding to the county commissioners or in the case of a joint-county department of health to the joint-county health commission

Within five days after receipt of such certificate the county commissioners or the joint-county health commission as the case may be shall give written notice of the finding of the State Secretary of Health to the executives or executive bodies of all the cities boroughs incorporated towns and townships within the territorial limits of the county or counties which have created the county department of health All notices shall be given on the same day Thirty (30) days after such notice has been given the county department of health shall be considered to be established and shall begin the exercise of its powers and duties

Section 10 Powers and Duties of County Departments of Health After it has been established the county department of health

(a) shall execute the powers and duties vested in it or in local health authorities generally by the laws of the Commonwealth and the rules and regulations of the State Department of Health and other departments boards or commissions of the State government

(b) shall have the power to employ personnel to assist the board of health and the health director The recruitment selection tenure removal and working conditions of all personnel shall conform to the standards of personnel administration prescribed by the State Department of Health except that the State Department of Health shall exercise no authority with respect to the selection compensation and removal of any individual employed in accordance with such standards other than the approval of the qualifications of the county health director by the State Secretary of Health as provided in section 8 of this act

(c) shall prevent or remove conditions which constitute a menace to public health

(d) may cooperate with the Departments or Boards of Health of municipalities exempt from its jurisdiction in accordance with section 15 of this act

(e) may cooperate with the authorities of county hospitals and tuberculosis sanatoria and with the authorities of all other public or private hospitals and similar institutions

(f) shall make and enforce such rules and regulations subject to the approval of the county commissioners or in the case of a joint-county department of health the joint-county health commission and institute such programs not inconsistent with law as may be necessary for the promotion and preservation of the public health

Section 11 Powers and Duties of the County Board of Health

(a) The board of health shall appoint the health director in accordance with section 8 of this act

(b) The board of health shall advise the health director on such matters as he may bring before it

(c) The board of health shall exercise the rule-making power conferred upon the county department of health by the formulation of rules and regulations for the prevention of disease for the prevention and removal of conditions which constitute a menace to health and for the promotion and preservation of the public health generally Rules and regulations formulated by the board of health shall be submitted to the county commissioners or in the case of a joint-county department of health to the joint-county health commission for approval or rejection Within ten (10) days after the receipt of the rules and regulations the county commissioners or the joint-county health commission as the case may be shall give written notice to the secretary of the board of their approval or rejection

If approved the rules and regulations shall be certified by the secretary of the board of health and shall be recorded in a book which shall be kept at the principal office of the county department of health and shall be at all reasonable times open to public inspection Within ten (10) days after any rule or regulation is approved it shall be published in at least one and not more than two newspapers of general circulation in each county Instead

of publishing the rule or regulation in full an abstract thereof or the title thereof as the county commissioners or joint-county health commission may determine with reference in any case to its place of record shall be a sufficient publication No rule or regulation shall become effective sooner than the tenth day after it is approved except that regulations which are declared by the board of health to be emergency measures shall become effective immediately upon approval of the county commissioners or the joint-county health commission

Section 12 Powers and Duties of the County Health Director (a) The health director shall be the administrator of the county department of health He shall devote his entire time to his duties and shall not engage in any other occupation or business

(b) The health director shall exercise the power to employ personnel conferred upon the county department of health in exercising this power the health director shall give preference to professional and technical personnel employed by municipal departments or boards of health at the time such departments or boards were dissolved in accordance with section 15 of this act and to professional and technical personnel employed by the State Department of Health whose positions in the county or counties served by the county department of health may have been terminated as a result of the establishment of the county department of health if such personnel meet the qualifications prescribed by the State Department of Health

(c) The health director and his authorized subordinates may enter and inspect at reasonable times and in a reasonable manner any places or conditions whatsoever within the jurisdiction of the county department of health for the purpose of enforcing the health laws rules and regulations of the Commonwealth and the county department of health and for the purpose of examining for and abating nuisances detrimental to the public health

(d) Whenever the health director finds a nuisance detrimental to the public health he shall cause such nuisance to be abated Except in an emergency the health director shall give notice in writing to the owner or his agent or to the occupier of the premises where the nuisance or cause of the nuisance is located or to the person known or suspected to have caused the nuisance The notice shall contain a statement of the conditions constituting the nuisance and an order to abate the nuisance within a specified time The time specified shall be reasonable In case the order of abatement is not obeyed the health director shall abate the nuisance The cost of abatement shall be recoverable from the owner of the premises where the nuisance or cause of the nuisance was located or from any other person who may have caused the nuisance in the same manner as debts of like character are now collected by law or in the manner provided by law for the collection of municipal claims Any legal action necessary to recover the cost of abatement shall be instituted by the county commissioners of the county in which the nuisance was located In the case of a joint-county department of health moneys so recovered shall be paid into the fund of the joint-county department of health except that the portion which represents the costs of legal action shall be paid into the treasury of the county which instituted such legal action In lieu of or in addition to the above procedure the county commissioners jurisdiction of an established county department of health in the county or counties which have established it shall extend to all townships of the second class to all municipalities which do not have departments or boards of health at the time of the establishment of the county department of health to all municipalities or parts of municipalities in which the local administration of health laws at the time of the establishment of the county department of health is being performed by the state department of health for any reason whatsoever to all municipalities which dissolve their departments or boards of health in accordance with section 15 of this act and to certain parts of municipalities as provided in sections 15 and 16 of this act

Section 14 Municipalities exempt from jurisdiction of county departments of health any municipality having a

department or board of health at the time of the establishment of a county department of health in the county in which the municipality is located or in a county in which part of the municipality is located shall be exempt from the jurisdiction of the county department of health except that any municipality in which the local administration of health laws at the time of the establishment of the county department of health is being performed by the state department of health for any reason whatsoever shall not be exempt from the jurisdiction of the county department of health

Section 15 Procedure by which exempt municipalities may become subject to jurisdiction of county department of health

(a) Any exempt municipality which lies wholly within a county which has established or joined in establishing a county department of health may by an ordinance enacted at any time decide to become subject to the jurisdiction of the county department of health at the time of its establishment or at any time thereafter upon the enactment of such ordinance the municipality shall dissolve its department or board of health and cease to exercise the powers vested by law in such department or board except that the dissolution of the department or board of health of the municipality shall not remove from the municipality the power granted to it by law to erect purchase or lease and administer hospitals either separately or jointly with another political subdivision

(b) Any exempt municipality which lies partly within a county which has established or joined in establishing a county department of health and partly within a county which has not established or joined in establishing a county department of health may by an ordinance enacted at any time provide that the part of the municipality which lies within the county which has established or joined in establishing a county department of health shall become subject to the jurisdiction of such department the department or board of health of the municipality shall continue to exercise the powers and duties vested in it in that part of the municipality which lies in the county which has not established or joined in establishing a county department of health the enactment of the ordinance placing part of the municipality within the jurisdiction of a county department of health shall not remove from the municipality the power granted to it by law to erect purchase or lease and administer hospitals in any part of the municipality either separately or jointly with another political subdivision

(c) Whenever all the counties in which an exempt municipality lies have established or joined in establishing county department of health the municipality may by an ordinance enacted at any time decide to become subject to the jurisdiction of each respective county department of health upon the enactment of such ordinance the municipality shall dissolve its department or board of health and cease to exercise the powers vested by law in such department or board except that the dissolution of the department or board of health of the municipality shall not remove from the municipality the power granted to it by law to erect purchase or lease and administer hospitals either separately or jointly with another political subdivision

(d) In the event that an exempt municipality does not decide to become subject to the jurisdiction of a county department of health or in the event that an exempt municipality retains its department or board of health in accordance with subsection (b) of this section or in the event that the county or counties in which a municipality having a department or board of health is located have not established or joined in establishing a county department of health the municipality may receive state grants as provided in section 25 of this act

Section 16 Municipalities not exempt from jurisdiction of county departments of health which lie within more than one county any municipality not exempt from the jurisdiction of a county department of health in accordance with section 14 of this act which lies partly within a county which has established or joined in establishing a county department of health and partly within

a county which has not established or joined in establishing a county department of health shall be treated as follows that part of the municipality which lies within the county which has established or joined in establishing a county department of health shall be subject to the jurisdiction of such department in the remaining part of the municipality the state department of health shall at its own expense take over or continue the local administration of health laws

Whenever all the counties in which such municipality lies have established or joined in establishing county departments of health each part of the municipality shall be subject to the jurisdiction of the respective county department of health

Section 17 County Appropriations for County Departments of Health The county commissioners of any county which has created or joined in creating a county department of health shall make such annual or supplemental appropriations as may be necessary for the operation of the county department of health

Section 18 Financial Administration of Single-County Departments of Health The financial administration of a single-county department of health including the fixing of the compensation of the health director and the fixing of the number and compensation of all other employees of the county department of health shall be governed by the laws which may now or hereafter apply to the county generally

Section 19 Treasurer for Joint-County Department of Health Each joint-county health commission shall appoint a treasurer who shall have charge of the financial administration of the joint-county department of health in accordance with section 20 of this act The health director shall not be appointed treasurer The treasurer may employ personnel to assist him in the performance of his duties The treasurer and his assistants shall not be employees of the joint-county department of health but shall be responsible directly to the joint-county health commission except that for the purpose of participation in any retirement system the treasurer and his assistants shall be considered employees of the joint-county department of health

Section 20 Financial Administration of Joint-County Departments of Health The financial administration of a joint-county department of health shall be as follows

(a) At the meeting held after the creation of a joint-county department of health the joint-county health commission shall decide upon an initial budget for the operation of the joint-county department of health for the remainder of the calendar year

At the meeting held on the second Monday of January of the following year and of each year thereafter the joint-county health commission shall decide upon the annual budget for the operation of the joint-county department of health for the year

All budgets shall include in addition to all other expenses provision for the compensation of the treasurer and his assistants the health director and other employees of the joint-county department of health The compensation of the treasurer and health director and the number and compensation of assistants to the treasurer and employees of the joint-county department of health shall be fixed by the joint-county health commission

(b) Each participating county shall appropriate to the local funds required to operate the joint-county department of health a contribution which shall be ascertained as follows

(1) From the total amount required by the initial or annual budget for the operation of the joint-county department of health shall be deducted the amount estimated to be received from State grants gifts and any other income as well as any unspent cash balance that may be available from the preceding year The remainder shall constitute the local funds necessary to operate the joint-county department of health

(2) Each participating county's contribution shall be an amount which bears the same proportion to the local funds as such county's population bears to the total population of all the counties participating in the joint-county

department of health The population of any municipality or part of a municipality which has not become subject to the jurisdiction of the joint-county department of health in accordance with section 15 of this act shall not be counted in determining the population of any county nor in determining the total population of all the counties participating in the joint-county department of health

(c) The joint-county health commission may at any time determine that additional local funds are required if such additional local funds are necessary for a lawful purpose The contribution of each participating county to such additional local funds shall be ascertained in the manner provided in subdivision (2) of subsection (b) of this section

(d) All moneys intended for the operation of the joint-county department of health shall when paid to the treasurer for the joint-county department of health constitute the fund of the joint-county department of health The fund shall belong to the participating counties in common and shall be deposited on behalf of the joint-county department of health in the names of the participating counties

The depository or depositories of such fund which may be any bank banking institution or trust company located in this Commonwealth shall be selected by the joint-county health commission The depository or depositories which have been selected shall furnish a bond in a sum fixed by the joint-county health commission to secure payment of the deposits and any interest The bond furnished by the depository or depositories shall be secured by a surety company or individual sureties or by a deposit in escrow of securities approved by the joint-county health commission

No member of the joint-county health commission who has complied with the provisions of this subsection shall be chargeable with losses of funds caused by the failure or negligence of such depository or depositories

(e) The treasurer for the joint-county department of health shall receive all moneys due or accruing to the fund of the joint-county department of health He shall pay moneys out of the fund of the joint-county department of health upon warrants drawn by the health director and countersigned by the chairman of the joint-county health commission He shall keep a true account of all moneys received and disbursed which account shall be at all times open to inspection by any member of the joint-county health commission or by the controllers or auditors of the counties participating in the joint-county department of health The treasurer shall furnish to the joint-county health commission a statement of receipts and disbursements and the balance on hand every three months or oftener if required The records of the treasurer shall be audited annually by a certified public accountant selected by the joint-county health commission Copies of such audit shall be furnished to the joint-county health commission and to each of the counties participating in the joint-county department of health

(f) The treasurer and his assistants and the health director and other employees of the joint-county department of health shall give such bond conditioned for the faithful discharge of their duties and for the faithful accounting and payment according to law of all moneys received as may be required by the joint-county health commission The bonds shall be taken in the name of the participating counties and shall be for the use of each participating county and of the Commonwealth as the interest of each shall appear The premium of the bonds shall be paid out of the fund of the joint-county department of health The joint-county health commission shall have custody of the bonds

Section 21 Disposition of Fees Imposed by County Departments of Health Any fee for a permit or license or any other fee which county departments of health are now or hereafter required or authorized to impose by any law of the Commonwealth shall be paid into the treasury of the county in which the business or person required to pay the fee is located or resides unless otherwise provided in such law

Section 22 Property and Contracts for County Depart-

ments of Health The county commissioners or in the case of a joint-county department of health the joint-county health commission may acquire real and personal property for the exercise of the powers and duties of the county department of health and may make contracts incident to the operation of the county department of health

In the case of a single-county department of health the acquisition holding and transfer of property and the making of contracts incident to the operation of the county department of health shall be governed by the laws which may now or hereafter apply to the county generally property for the use of the joint-county department of

In the case of a joint-county department of health health shall be acquired and held by the participating counties in common

Contracts incident to the operation of the joint-county department of health shall be made on behalf of the participating counties by the joint-county health commission All the participating counties shall be parties to such contracts The making of contracts shall be governed by the laws which may now or hereafter apply to each of the participating counties When advertising for bids is required by the laws applicable to any participating county the procedure for advertising within such county shall be followed as prescribed by such laws Bids may be received and accepted by the county commissioners of the participating counties meeting as the joint-county health commission

Section 23 Utilization by County Departments of Health of Property and Services of Other Organizations Any county department of health may through the county commissioners or in the case of a joint-county department of health through the joint-county health commission accept gifts or grants of money property or services from any source public or private The county department of health may comply with conditions rules or regulations attached by the Federal Government to grants of money property or services when compliance is not inconsistent with the laws of the Commonwealth or the rules and regulations of the State Department of Health or other departments boards or commissions of the State government

The county department of health may utilize the facilities and personnel of government agencies or non-profit organizations which offer them When such facilities and personnel are not offered gratuitously the county commissioners or the joint-county health commission as the case may be may by a contract made in advance agree to pay reasonable compensation for the utilization of such facilities and personnel in the performance of the county department of health's functions Contracts for the payment of compensation to non-profit organizations for the utilization of their facilities and personnel shall be contracts for professional services and advertising and bidding shall not be required as in the case of other contracts entered into by counties

Section 24 Actions Against Counties Participating in a Joint-County Department of Health Where any cause of action upon a contract or otherwise arises against two or more counties by reason of their participation in the operation of a joint-county department of health the venue of a suit in which all the participating counties are joined as defendants shall lie in any of such counties The sheriff of the county in which the suit is instituted shall deputize the sheriffs of the other participating counties against which the suit is brought to make service upon such other counties

When any county participating in a joint-county department of health pays all or part of any judgments and costs recovered against it singly or jointly with any other counties by reason of its or their participation in the operation of a joint-county department of health such county shall be reimbursed out of the fund of the joint-county department of health

Section 25 State Grants to County Departments of Health and certain municipalities County Departments of Health created under this act and municipalities eligible for state grants under the provisions of section 15 of this

act shall receive state grants in accordance with the procedure outlined in subsections (a) (b) and (c) of this section if sufficient funds have been appropriated to pay the full amount of the grants to which county departments of health and certain municipalities may be entitled under subsections (a) (b) and (c) of this section

In the event that sufficient funds to pay the full amount of the grants to which county departments of health and certain municipalities may be entitled under subsections (a) (b) and (c) of this section have not been appropriated the State Secretary of Health with the advice of the advisory health board shall distribute such funds as are available among county departments of health and municipalities eligible for state grants under section 15 of this act on an equitable basis without reference to the procedure outlined in subsections (a) (b) and (c) of this section except that no county department of health or municipality shall receive a grant which exceeds seventy-five cents (75c) per year for every person within the jurisdiction of the county department of health or the department or board of health of the municipality

This section shall not be construed to preclude the State Department of Health from making special grants to county departments of health or to municipalities for emergencies or for other special purposes

(a) Initial Grants Every county department of health created under this act shall receive an initial grant as provided in this section if sufficient funds have been appropriated to pay the full amount of such grant

The county commissioners or in the case of a joint-county department of health the joint-county health commission shall submit to the State Secretary of Health on forms prescribed by him an initial estimate of expenditures to cover the operation of the county department of health from the date of its establishment to the end of the calendar year in which it is established The initial estimate of expenditures shall state the names of the exempt municipalities which have not decided to become subject to the jurisdiction of the county department of health in accordance with section 15 of this act The estimate shall be submitted within thirty (30) days prior to the date of establishment

The State Secretary of Health shall examine each initial estimate of expenditures and shall deduct therefrom all items which do not represent expenditures within the lawful scope of the powers of the particular county department of health Upon the total amount of the remaining expenditures the State Secretary of Health shall compute the initial grant The initial grant shall equal fifty per cent (50%) of the total of the remaining expenditures but no initial grant shall exceed the product obtained by multiplying the population of the area within the jurisdiction of the county department of health times the number of months covered by the initial estimate of expenditures times six and one-quarter cents (6¼c) For the purpose of computation any fraction of a month shall be counted as one month

Thirty (30) days after he has received the initial estimate of expenditures the State Secretary of Health shall draw a requisition upon the State Auditor General in favor of the particular county department of health for the amount of the initial grant

In the event that a municipality or part of a municipality becomes subject to the jurisdiction of a county department of health in accordance with section 15 of this act after the date of establishment but prior to the first day of October of the same year the county commissioners or in the case of a joint-county department of health the joint-county health commission may submit to the State Secretary of Health on forms prescribed by him an estimate of additional expenditures to cover the operation of the county department of health for the balance of the calendar year the estimate shall state the name of the municipality and the date on which it became subject to the jurisdiction of the county department of health the State Secretary of Health shall examine the estimate of additional expenditures and shall deduct therefrom all items which do not represent expenditures within the lawful scope of the powers of the particular

county department of health upon the total amount of the remaining expenditures of the State Secretary of Health shall compute the additional grant the additional grant shall equal fifty percent (50%) of the total of the remaining expenditures but no additional grant shall exceed the product obtained by multiplying the population of the municipality or the part of a municipality times the number of months remaining in the calendar year from the date the municipality or the part of a municipality became subject to the jurisdiction of the county department of health times six and one-quarter cents (6¼c) for the purpose of computation any fraction of a month shall be counted as one month fifteen (15) days after he has received the estimate of additional expenditures the State Secretary of Health shall draw a requisition upon the State Auditor General in favor of the particular county department of health for the amount of the additional grant

(b) Annual Grants Every county department of health created under this act and every municipality eligible for State grants under section 15 of this act shall receive annual grants from the State as provided in this section if sufficient funds have been appropriated to pay the full amount of such grants No county department of health shall begin to receive annual grants until the calendar year following the one in which it was established No municipality shall begin to receive annual grants until the calendar year following the one in which this act takes effect

After the beginning of each calendar year the county commissioners or in the case of a joint-county department of health the joint-county health commission or the executive or executive body of any municipality eligible for State grants under section 15 of this act shall submit to the State Secretary of Health at such time as he shall require and on forms prescribed by him an annual estimate of expenditures of the county department of health or the department or board of health of the municipality in the case of a county department of health the annual estimate of expenditures shall state the names of the exempt municipalities which have not decided to become subject to its jurisdiction in accordance with section 15 of this act

The State Secretary of Health shall examine each annual estimate of expenditures and shall deduct therefrom all items which do not represent expenditures within the lawful scope of the powers of the particular county department of health or the department or board of health of the municipality Upon the total amount of the remaining expenditures the State Secretary of Health shall compute the annual grant The annual grant shall equal fifty per cent (50%) of the total of the remaining expenditures but no annual grant shall exceed the product obtained by multiplying the population of the area within the jurisdiction of the county department of health or within the jurisdiction of the department or board of health of the municipality times seventy-five cents (75c)

The annual grant shall be paid in four quarterly installments but the moneys received in any quarter may be used any time during the year The first installment shall be for the quarter beginning January first and ending March thirty-first the second installment shall be for the quarter beginning April first and ending June thirtieth the third installment shall be for the quarter beginning July first and ending September thirtieth and the fourth installment shall be for the quarter beginning October first and ending December thirty-first Each installment shall be paid only if it is approved by the State Secretary of Health The State Secretary of Health shall approve the payment of any quarterly installment of an annual grant to a county department of health or to a municipality eligible under section 15 of this act only if he finds

(1) that such county department of health or municipality is complying with any and all regulations of the State Department of Health prescribing minimum public health activities minimum standards of performance of health services and standards of personnel administration on a merit basis and

(2) that such county department of health or municipi-

pality is accomplishing the purposes described in section 2 of this act

If the State Secretary of Health approves the payment of the first quarterly installment of an annual grant to a county department of health or to a municipality eligible under section 15 of this act he shall draw a requisition for such installment upon the State Auditor General in favor of the county department of health or municipality within fifteen (15) days after he has received the annual estimate of expenditures. If the State Secretary of Health approves the payment of any subsequent quarterly installment of an annual grant to a county department of health or to a municipality eligible under section 15 of this act he shall draw a requisition for such installment upon the State Auditor General in favor of the county department of health or municipality at least fifteen (15) days before the first day of the quarter for which the payment is to be made in the event that a municipality or part of a municipality becomes subject to the jurisdiction of a county department of health in accordance with section 15 of this act prior to the first day of September the county commissioners or in the case of a joint-county department of health the joint-county health commission may submit to the State Secretary of Health on forms prescribed by him an estimate of additional expenditures to cover the operation of the county department of health for the balance of the calendar year the estimate shall state the name of the municipality and the date on which it became subject to the jurisdiction of the county department of health the estimate shall be submitted at least thirty (30) days before the first day of any quarter following the one in which the municipality or the part of a municipality became subject to the jurisdiction of the county department of health the State Secretary of Health shall examine the estimate of additional expenditures and shall deduct therefrom all items which do not represent expenditures within the lawful scope of the powers of the particular county department of health upon the total amount of the remaining expenditures the State Secretary of Health shall compute the additional grant the additional grant shall equal fifty percent (50%) of the remaining expenditures but no additional grant shall exceed the product obtained by multiplying the population of the municipality or the part of a municipality times the number of months remaining in the calendar year from the date the municipality or the part of a municipality became subject to the jurisdiction of the county department of health times six and one-quarter cents ($6\frac{1}{4}\%$) for the purpose of computation any fraction of a month shall be counted as one month the additional grant shall be added to and become part of the balance of the annual grant remaining to be paid.

(c) Adjustment of Initial and Annual Grants After the end of every calendar year in which a county department of health or a municipality received an initial grant or all or part of an annual grant there shall be an adjustment of such initial or annual grant on the basis of the actual expenditures of the county department of health or the department or board of health of the municipality during the year. Any additional grants to which a county department of health or a municipality may be entitled under the provisions of this subsection shall be paid if sufficient funds have been appropriated to pay the full amount of such grants. Within fifteen (15) days after the end of the calendar year the county commissioners or in the case of a joint-county department of health the joint-county health commission or the executive or executive body of the municipality shall submit to the State Secretary of Health on forms prescribed by him a sworn itemized statement of all the expenditures made by the county department of health or the department or board of health of the municipality during the previous year. The statement shall show the dates on which the expenditures were made and shall indicate which of the expenditures were made out of any special grants received from the State or out of any grants received directly from the Federal Government. In the case of a county department of health the statement shall indicate the name of any municipality which became subject to its jurisdiction in accordance

with section 15 of this act and the date on which the municipality became subject to its jurisdiction.

The State Secretary of Health shall examine each statement and shall deduct therefrom all the expenditures made during any quarter or quarters of the calendar year for which no installments of an annual grant were paid to the county department of health or municipality because of its failure to comply with the requirements of subsection (b) of this section. He shall then deduct from the remaining expenditures (1) those items paid out of any special grants received from the State (2) those items paid for out of any grants received directly from the Federal Government and (3) those items which do not represent expenditures made within the lawful scope of the powers of the county department of health or the department or board of health of the municipality. Upon the total amount of the remaining expenditures the State Secretary of Health shall compute the adjusted initial or annual grant.

The adjusted initial grant shall equal either (1) fifty per cent (50%) of the total of the remaining expenditures or (2) the product obtained by multiplying the population of the area within the jurisdiction of the county department of health at the time of its establishment times the number of months for which the initial grant was paid as determined in subsection (a) of this section times six and one-quarter cents ($6\frac{1}{4}\%$) whichever figure is the lower in the event that a municipality or part of a municipality became subject to the jurisdiction of the county department of health during the year in accordance with section 15 of this act there shall be added to the amount arrived at by applying the formula set out in clause (2) of this paragraph the product obtained by multiplying the population of the municipality or the part of a municipality times the number of months it was subject to the jurisdiction of the county department of health times six and one-quarter cents ($6\frac{1}{4}\%$). For the purpose of computation any fraction of a month shall be counted as one month.

In the case of a county department of health the adjusted annual grant shall equal either (1) fifty per cent (50%) of the total of the remaining expenditures or (2) the product obtained by multiplying the population of the area within the jurisdiction of the county department of health at the beginning of the calendar year times the number of quarters for which installments of the annual grant were paid times eighteen and three-quarters cents ($18\frac{3}{4}\%$) whichever figure is the lower in the event that a municipality or part of a municipality became subject to the jurisdiction of the county department of health during the year in accordance with section 15 of this act there shall be added to the amount arrived at by applying the formula set out in clause (2) of this paragraph the product obtained by multiplying the population of the municipality or the part of a municipality times the number of months during which it was subject to the jurisdiction of the county department of health times six and one-quarter cents ($6\frac{1}{4}\%$) except that any month which fell in a quarter for which no installment of the annual grant was paid to the county department of health shall not be counted for the purpose of computation any fraction of a month shall be counted as one month.

In the case of a municipality the adjusted annual grant shall equal either (1) fifty percent (50%) of the total of the remaining expenditures or (2) the product obtained by multiplying the population of the area within the jurisdiction of the department or board of health of the municipality times the number of months during which it was not subject to the jurisdiction of a county department of health times six and one-quarter cents ($6\frac{1}{4}\%$) whichever figure is the lower in applying the formula set out in clause (2) of this paragraph any month which fell in a quarter for which no installment of the annual grant was paid to the municipality shall not be counted for the purpose of computation any fraction of a month shall be counted as one month.

If the adjusted initial or annual grant exceeds the initial or annual grant actually received by a county department of health or a municipality the State Secretary

of Health shall within fifteen (15) days after receipt of the statement of expenditures draw a requisition upon the State Auditor General in favor of such county department of health or municipality for the amount by which the adjusted initial or annual grant exceeds the initial or annual grant actually received.

If the adjusted initial or annual grant is less than the initial or annual grant actually received by a county department of health or a municipality the State Secretary of Health shall charge the amount by which the initial or annual grant actually received exceeds the adjusted initial or annual grant against one or more installments of the next annual grant. If any subsequent installment of the annual grant is not paid to the particular county department of health or municipality because of the failure of the county department of health or municipality to comply with the requirements of subsection (b) of this section or because the municipality has decided to become subject to the jurisdiction of a county department of health in accordance with section 15 of this act the State Secretary of Health may require a refund of such amount to the State.

Section 26 Administration of County Departments of Health by State Secretary of Health. The State Secretary of Health shall take charge of and direct the operation of a county department of health if he finds

(1) that the county department of health is failing to comply with any regulations of the State Department of Health prescribing minimum public health activities minimum standards of performance of health services or standards of personnel administration and

(2) that as a result such county department of health is failing to accomplish the purposes described in section 2 of this act and furthermore

(3) that conditions exist which constitute a menace to the health of the people.

The State Secretary of Health shall not take charge of a county department of health under this section until he has given reasonable notice to the county commissioners of the county or in the case of a joint-county department of health to the joint-county health commission.

Any reasonable expenses incident to the administration of a county department of health under this section which are not borne directly by the county or counties which the county department of health serves and which expenses are therefore incurred by the State Secretary of Health shall be paid to the State by such county or counties. If the county department of health serves more than one county each participating county shall contribute to the payment of the expenses incurred by the State Secretary of Health in the same proportion as it is required to contribute to the operation of the county department of health by subdivision (2) of subsection (b) of section 20 of this act. If the expenses incurred by the State Secretary of Health remain unpaid three (3) months after he has rendered to the county or counties affected an itemized statement of his expenses and has demanded payment he may with the approval of the Governor institute a proper action of assumpsit in the name of the Commonwealth and on its behalf for the recovery from such county or counties of such of his expenses as a jury finds reasonable.

The State Secretary of Health shall relinquish the administration of the county department of health only when he is satisfied that it will in the future be administered in compliance with the regulations of the State Department of Health and in a manner which will effect the purposes of county departments of health as described in section 2 of this act.

Section 27 Penalties. Any person who violates any of the provisions of this act or any rule or regulation of the county department of health or who interferes with a health director or any other agent of a county department of health in the discharge of his official duties shall for every such offense upon conviction thereof in a summary proceeding before any alderman or justice of the peace of the county wherein said offense was committed be sentenced to pay a fine of not more than one hundred dollars (\$100.00) to be paid to the use of said county

together with costs or to be imprisoned in the county jail for a period of not more than thirty (30) days or both at the discretion of the court. All prosecutions shall be brought in the name of the county wherein the alleged offense is committed.

Fines and penalties recovered under this section shall be in addition to any costs recovered for the abatement of nuisances under section 12 (D) of this act.

Section 28 Severability. If any provision of this act or the application of any provision to particular circumstances is held invalid the remainder of the act or the application of such provision to other circumstances shall not be affected.

Section 29 Repeals. The following act is hereby expressly repealed as respectively indicated:

The act approved the seventeenth day of March one thousand nine hundred and twenty-five (Pamphlet Laws 34) entitled "An act authorizing counties to engage in health work and to appropriate moneys for such purposes" which was formerly repealed except as it related to counties of the first class absolutely.

All other acts and parts of acts are repealed insofar as they are inconsistent with this act. But this act does not repeal any acts which confer health powers or duties upon counties generally or upon any class of counties or upon the health authorities of such counties except as such acts are expressly and specifically repealed by this act nor does this act repeal any act which confers health powers or duties upon school districts nor any act relating to the public health the enforcement of which is vested in the State Department of Health or other departments boards or commissions of the State government.

Section 30 Effective Date of Act. The provisions of this act shall become effective immediately upon final enactment.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—140

Amarando.	Hall.	McKinney.	Sax.
Andrews.	Hamilton, R. E.	McNally.	Scanlon.
Bear.	Hamilton, W. H.	Metz.	Schmidt.
Beaver.	Haudenshield.	Mikula.	Schuster.
Berkstresser.	Headlee.	Miller, H. G.	Seyler.
Blair.	Helm.	Mills.	Shotwell.
Bloom.	Jenkins.	Mintess.	Smith.
Bomberger.	Johnson.	Monroe.	Snider.
Bucchin.	Jones, G. E.	Moran.	Sollenberger.
Byrne.	Jones, J. M.	Muldowney.	Spencer.
Cella.	Jones, T. H. W.	Munley.	Stimmel.
Clapper.	Jump.	Murray.	Stoner.
Clendening.	Kamyk.	Musto.	Swartz.
Costa.	Keller.	Najaka.	Swope.
Coyle.	Kohl.	Needham.	Tahl.
Dalrymple.	Kornick.	Penglase.	Taylor.
Dowling.	Kubacki.	Peta.	Thompson, E. F.
Duffy.	Lafore.	Petrosky.	Toll.
Erb.	Lederer.	Pettigrew.	Toomey.
Ewing.	Leonard, L.	Pfaff.	VanSant.
Ferster.	Leonard, W. C.	Pichney.	Varallo.
Filip.	Leven.	Polaski.	Varnier.
Filo.	Light.	Poleh.	Wargo.
Flack.	Limper.	Price, R. A.	Waterhouse.
Frost.	Loftus.	Readinger.	Weidner.
Gaffney.	Lopresti.	Reese.	Welsh.
Gibson.	Lovett.	Reidenbach.	Wescott.
Gleason.	Lutty.	Rigby.	Westrick.
Goodling.	Markley.	Riley, R. L.	Wheeler.
Graybill.	Maxwell.	Robertson.	Yeakel.
Greer.	Mazza.	Rose.	Yester.
Guarnieri.	McCormack.	Rovansek.	Yetzer.
Gutendorf.	McCullough.	Royer.	Young.
Guthrie.	McGee.	Rubin.	Ziegler.
Hagerty.	McInroy.	Sarrafi.	Sorg.

Speaker

NAYS—35

Banker,	Greenwood,	McConnell,	Shoemaker,
Barkdoll,	Harney,	McDermitt,	Tompkins,
Bolton,	Hewitt,	McMillen,	Wachhaus,
Boorse,	Hocker,	Moore, C. E.,	Watkins,
Breth,	Hunter,	Moore, H. A.,	Whalley,
Brown,	Kline,	Naugle,	White,
Davis,	Kratz,	Pitzer,	Wilt,
DuBols,	Lelsey,	Price, H. W. Jr.,	Wood,
Dunn,	Madigan,	Reagan,	

NOT VOTING—32

Baumunk,	Corr,	Hoggard,	Olsen,
Beech,	Dennison,	Jones, P. F.,	Reilly, J. M.,
Boles,	Dougherty,	Kent,	Rosen,
Bower,	Fenrich,	Kolankiewicz,	Scott,
Brelsch,	Firmstone,	Lyons,	Stank,
Cochran,	Geer,	Madden,	Thompson, R. L.,
Conway,	Good,	Mihm,	Verona,
Cooper,	Hersch,	Miller, J. C.,	Williams,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. FROST.

The House resumed the consideration on third reading of House Bill No. 1290, as follows:

An Act to amend section one of the act approved the nineteenth day of May one thousand eight hundred and ninety-seven (P. L. 77) entitled "An act granting the permission and regulating the establishment and operation of bone boiling establishments and depositories of dead animals in the Commonwealth of Pennsylvania and providing for violations of the provisions of this act" by adding the requirement that permission to erect or operate such establishments in counties which have organized a county department of health or joint-county department of health must be obtained from the county department of health or joint-county department of health.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the nineteenth day of May one thousand eight hundred and ninety-seven (P. L. 77) entitled "An act granting the permission and regulating the establishment and operation of bone boiling establishments and depositories of dead animals in the Commonwealth of Pennsylvania and providing for violations of the provisions of this act" is hereby amended to read as follows

Section 1 Be it enacted &c That from and after the passage of this act bone boiling establishments and depositories of dead animals may be established and operated in this Commonwealth under the following conditions to wit That no establishment for bone boiling or depository of dead animals shall be erected and operated in any political subdivision within the jurisdiction of a county department of health or joint-county department of health unless the permission of the county department of health or joint-county department of health is obtained and the establishment shall be conducted in accordance with a regulations prescribed by the county department of health or joint-county department of health and that no establishment for bone boiling or depository of dead animals shall continue to be operated or shall be erected and operated within any city or borough [within this Commonwealth] which is not within the jurisdiction of a county department of health or joint-county department of health unless the permission of the board of health of said city or borough shall have been obtained and the said establishment shall be conducted in accordance with

the regulations prescribed by the said board of health and further in case a bone boiling establishment or depository of dead animals exists or is erected and conducted in [a] any township [in any county of this Commonwealth] which is not within the jurisdiction of a county department of health or joint-county department of health the same shall be conducted under the supervision and subject to the regulations prescribed by the State [Board] Department of Health And every person offending against the provisions of this act shall for every such offense and each month's continuance of the same after notice forfeit and pay to the county in which the offense is committed if such county has established a county department of health or is within the jurisdiction of a joint-county department of health or to the board of health if in a city or borough which is not within the jurisdiction of a county department of health or joint-county department of health or to the school board of the district or township if in a township which is not within the jurisdiction of a county department of health or joint-county department of health the sum of fifty dollars to be recovered as debts of that amount are recoverable and also to be liable to indictment at common law for creating and maintaining a nuisance

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Blair,	Hagerty,	McNroy,	Scott,
Beech,	Hall,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cells,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kilne,	Pengilase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBols,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Lev n,	Readinger,	White,
Fillip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,

Geer, Gibson, Gleason, Good.	Lyons, Madden, Madigan, Markley.	Robertson, Rose, Rosen, Rovansek,	Young, Ziegler, Sorg, Speaker
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NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Mr. FROST. The next eight bills 1300, 1301, 1309, 1311, 1333, 1334, 1377 and 1378 simply put present laws in line so if there is a county or multiple county health unit setup, it can function under such a set-up. That is all those bills do; they are all hinged on 1310, which was passed.

I wonder if it would save time if I would suggest that those eight bills,—there is one other bill which I will take up later,—but those eight bills, if I would suggest that those bills take the same roll call as 1290, which is exactly the same as the others, only with reference to a different law. I so suggest Mr. Speaker. That leaves only 1376 in the package—

Mr. Speaker, I will modify that suggestion. There is apparently some objection to 1378. I will only call up seven, 1300, 1301, 1309, 1311, 1333, 1334 and 1377.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. FROST.

The House resumed the consideration on third reading of House Bill No. 1300, as follows:

An Act to amend sections one two three and five of the act approved the fifth day of June one thousand nine hundred and thirteen (P. L. 433) entitled "An act for the prevention of blindness by requiring the reporting of cases of ophthalmia neonatorum (inflammation of the eyes of infants) by physicians midwives and others and requiring the reporting of results of treatment of each case of said disease and fixing a penalty for violation thereof" by adding county departments of health or joint-county departments of health to the health authorities to which cases of ophthalmia neonatorum must be reported

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the fifth day of June one thousand nine hundred and thirteen (P. L. 443) entitled "An act for the prevention of blindness by requiring the reporting of cases of ophthalmia neonatorum (inflammation of the eyes of infants) by physicians midwives and others and requiring the reporting of results of treatment of each case of said disease and fixing a penalty for violation thereof" is hereby amended to read as follows

Section 1 Be it enacted &c That every physician practicing in any portion of this Commonwealth who shall treat or examine any infant suffering from ophthalmia neonatorum (inflammation of the eyes of infants) shall if the said case be located in a political subdivision under the jurisdiction of a county department of health or joint-county department of health or in a township of the first class a borough or a city not under the jurisdiction of any county department of health or joint-county department of health forthwith make a report in writing to said county department of health or joint-county department of health or to the health authorities of said township city or borough and if said case shall be located in a

[township of the second class or a] city borough or township [of the first class] not having a board of health or body acting as such and not under the jurisdiction of a county department of health or joint-county department of health to the State Department of Health upon blanks supplied for that purpose in which report he shall under his or her own signature state the name of the disease and the name age sex color or nativity of the infant suffering therefrom together with the street and house number of the premises in which said infant may be located or otherwise sufficiently designate the same the date of the onset of the disease the name and occupation of the householder in whose family the disease may have occurred together with such other information relating to said case as may be required by said health authorities and the State Department of Health

Section 2 Sections two and three of the said act as last amended by the act approved the fifteenth day of June one thousand nine hundred thirty-nine (P. L. 363) are hereby further amended to read as follows

Section 2 That any midwife or nurse or other person having the care of an infant whose eyes have become inflamed or swollen or reddened at any time within two weeks after birth shall report the same in writing to the county department of health or joint-county department of health or in counties where departments of health have not been established to the county medical director for the State Department of Health within six hours after the discovery thereof giving the name of the infant the names of the parents or guardians and the street and number of their residence or otherwise sufficiently designate the same together with the fact that such inflammation or swelling or redness exists and such report shall be confirmed in writing and a copy thereof sent to the family physician or if the family does not employ a physician to some regularly qualified practicing physician of the district

Section 3 That it shall be the duty of the said county department of health or joint-county department of health or county medical director for the State Department of Health immediately upon a receipt of a written report from a midwife or a nurse or person other than a practicing physician to notify the parents or guardian or other person having charge of the infant of the danger to the eyes or eye of said infant by reason of any neglect of proper treatment of the same

A licensed physician designated by the county department of health or joint-county department of health or [The] the county medical director for the State Department of Health shall investigate the condition personally and shall make subject to the consent of the parent or guardian of the child arrangements for adequate medical and skilled nursing care He shall within four days forward on a special blank in duplicate to the State Department of Health such information as may be required

Section 3 Section five of the said act is hereby amended to read as follows

Section 5 Every health officer shall furnish a copy of this act to every person who is known to him to act as a midwife or nurse in the city borough [or] township or county for which he is health officer and the [Commissioner] Secretary of Health of this Commonwealth of Pennsylvania shall cause a sufficient number of copies of this act to be printed and supplied to the health officers

Section 4 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando, Andrews,	Goodling, Graybill,	Maxwell, Mazza,	Royer, Rubin,
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Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Beas,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenahfield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swarts,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenen,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dairymple,	Kilne,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. O.,	Price, R. A.,	Wheeler,
Fenster,	Leven,	Readinger,	White,
Flipp,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. FROST.

The House resumed the consideration on third reading of House Bill No. 1301, as follows:

An Act to further amend section fifteen of the act approved the nineteenth day of June one thousand nine hundred thirty-one (P. L. 589) entitled as amended "An act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering regulating barber shops and barber schools and apprentices and students therein regulating compensation for service rendered conferring certain powers and duties on the Department of Public Instruction and providing penalties" by adding counties which have establish a county department of health or joint-county department of health to the political subdivisions empowered to regulate barber shops by ordinances or regulations not inconsistent with law

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section fifteen of the act approved the nineteenth day of June one thousand nine hundred thirty-one (P. L. 589) entitled as amended "An act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering regulating barber shops and barber schools and apprentices and students therein regulating compensation for service rendered conferring certain powers and duties on the Department of Public Instruction and providing penalties" as last amended in part by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 862) is hereby further amended to read as follows

Section 15 Any barber teacher apprentice or student who shall practice the occupation of barber while suffering from contagious or infectious disease or who shall knowingly serve any person afflicted with such disease shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one hundred dollars or undergo an imprisonment not exceeding thirty days or both at the discretion of the court

Any barber teacher apprentice or student who shall infect any person or who shall impart any contagious or infectious disease by reason of carelessness or negligence in the practice of such occupation shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding five hundred dollars or to undergo an imprisonment not exceeding six months or both at the discretion of the court

Nothing contained in this act or the act to which this is an amendment shall be construed as prohibiting any municipality or any county department of health or joint-county department of health from adopting appropriate ordinances or regulations not inconsistent with the provisions of this act or the rules and regulations adopted thereunder as may be deemed necessary to promote the public health and safety and regulate the conduct of barber shops and schools and any municipality shall have power by proper ordinances to fix the days and hours during which barber shops in the said cities may be open for business Provided however That in any such ordinance provisions shall be made that a designated local health or police official may upon application of the proprietor of any barber shop and upon proof that barber service to the public so requires issue a permit effective for a limited time for the operation of a particular barber shop at such times outside of and beyond those fixed in the said ordinances as is required by temporary public necessity with the power to renew the said permit upon further proof of public necessity

It shall be unlawful

(a) To own manage operate or control any barber shop unless continuously hot and cold running water be provided for therein except in communities lacking such facilities

(b) To own manage operate or control any barber school or part or portion thereof whether connected therewith or in a separate building wherein the practice of barbering is engaged in or carried on unless all entrances to the place wherein the practice of barbering is so engaged in or carried on shall display a sign indicatng that the work s done by students exclusively

(c) To own manage control or operate any barber shop or school unless the same displays a recognized sign indicating that it is a barber shop or school which shall be clearly visible at the main entrance to said shop

(d) For the owner of any barber shop to display a permit or certificate of registration of any barber not employde in such shop

(e) For the owner of any barber school to display a certificate of registration of any teacher not employed in such school

The department and advisory committee shall have power to make such other rules and regulations and prescribe such other sanitary requirements as shall be deemed necessary to carry out the provisions of this act

Any person who shall violate any of the provisions of

this act except as herein otherwise provided shall upon summary conviction thereof be sentenced to pay a fine of not less than ten dollars nor more than ninety dollars or to undergo an imprisonment of not less than ten days nor more than sixty days or both at the discretion of the court Any such person shall have the right of appeal as in other cases of summary conviction

Section 2 The provisions of this act shall be effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsach,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBols,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. FROST.

The House resumed the consideration on third reading of House Bill No. 1309, as follows:

An Act to amend sections one and two as amended sections four five six seven and eight and sections nine and ten as amended of the act approved the twenty-eighth day of June one thousand nine hundred and twenty-three (P. L. 888) entitled "An act to safeguard human life and health throughout the Commonwealth by providing for the reporting quarantining and control of diseases declared communicable by this act or by regulation of the Department of Health providing for the prevention of infection therefrom and prescribing penalties" by changing the method of approval of communicable disease regulations by the advisory health board and by adding counties which have established a county department of health or joint-county department of health to the political subdivisions required or empowered to perform certain duties relating to the reporting quarantining and control of diseases declared communicable by law or regulation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections one and two of the act approved the twenty-eighth day of June one thousand nine hundred and twenty-three (P. L. 888) entitled "An act to safeguard human life and health throughout the Commonwealth by providing for the reporting quarantining and control of diseases declared communicable by this act or by regulation of the Department of Health providing for the prevention of infection therefrom and prescribing penalties" as last amended by the act approved the twentieth day of May one thousand nine hundred thirty-seven (P. L. 751) are hereby further amended to read as follows

Section 1 Be it enacted &c That the Department of Health may when it deems necessary to safeguard human life and health declare certain diseases to be communicable or to be communicable and quarantinable but only in the following manner that is to say

The Secretary of Health shall call a meeting of the advisory health board five days' written notice of which shall be sent to each member of the board The notice shall state the time and place of meeting and the fact that a proposed regulation will be presented declaring a certain disease or diseases setting it or them forth by name to be communicable The notice shall also state such of the diseases as should in the opinion of the Secretary of Health be quarantinable or reportable or both and the quarantine period therefor

Upon the [affirmative vote of four members] approval of the advisory health board [personally present] any disease or diseases set forth in the proposed regulation is or are hereby declared communicable with the same force and effect as if expressly enumerated in this act Any such disease is hereby further declared quarantinable or reportable or both as may be provided in the regulation with the force and effect hereinbefore referred to

The regulation may be amended at such meeting so as to eliminate some or any of the diseases set forth in the notice but no disease shall be declared communicable which is not contained in the notice

Every physician practicing in any portion of this Commonwealth who shall treat or examine any person suffering from or affected with any disease declared by regulation to be communicable and reportable shall if said case shall be located in a political subdivision under the jurisdiction of a county department of health or joint-county department of health or in a township of the first class a borough or a city not under the jurisdiction of a county department of health or joint-county department of health forthwith make a report in writing to said county department of health or joint-county department of health or to the health authorities of said township city or borough and if said case shall be located in a [township of the second class or a] city borough or township [of the first class] not having a board of health or body acting as such

and not under the jurisdiction of a county department of health or joint-county department of health to the health officer appointed by the Department of Health for such district upon blanks for that purpose in which report he shall over his or her own signature state the name of the disease and the name of the person suffering therefrom together with the street and house number of the premises in which said person may be located or otherwise sufficiently designate the same the date of the onset of the disease the name of the householder in whose family the disease may have occurred together with such information relating to said case as may be required by said health authorities and the Department of Health

Section 2. Upon receipt by the health authorities of any township of the first class borough [or] city or county which has established a county department of health or which is within the jurisdiction of a joint-county department of health or by the health officer of the Department of Health of a report of the existence of a case of any disease declared communicable and quarantinable by regulation as hereinbefore provided the said health authorities or health officer or medical representative of the Department of Health as the case may be shall quarantine or cause to be quarantined in the manner prescribed by the rules or regulations of the Department of Health or of the local health authorities the premises in which such disease exists and any person or persons who has or have been exposed thereto or any person or persons who in the opinion of the attending physician health authorities or a medical representative of the Department of Health is or are reasonably suspected of having such disease by quarantining such person or persons either upon the premises in which the disease exists or in a place designated in this State for the isolation control and treatment of communicable disease in the manner prescribed by the rules and regulations both of the said health authorities and the Department of Health and shall post or cause to be posted in a conspicuous place or places upon the premises in which the said disease may be located a placard or placards upon which shall be printed in conspicuous letters the name of the disease from which the person or persons in said house or premises is or are suffering with the warning that said premises are under quarantine that no person or persons other than the attending physician and trained nurse shall enter or leave the said premises except by permission of the health authorities and setting forth the penalties prescribed by this act for violations of quarantine. Provided That in the case of a person or persons suspected of suffering from disease or diseases of the generative organs no quarantine shall be established or caused to be established by health officers or representatives of the Department of Health until it is reasonably certain from personal examination or laboratory tests or from evidence which has been furnished to the Department of Health or to any board bureau or department of health that the person or persons is or are suffering from diseases of the generative organs but this proviso shall not prevent the quarantine of persons known to be prostitutes and reasonably suspected of suffering from diseases of the generative organs and of being a menace to the health of the community. Provided further That variola or varioloid shall be placarded as "smallpox" and that diphtheritic croup membranous croup and putrid sore throat shall be placarded as "diphtheria" that scarlatina and scarlet rash shall be placarded as "scarlet fever" and that paratyphoid fever shall be placarded as "typhoid fever." Provided further That in addition to the placarding said health authorities may for the purpose of enforcing quarantine regulations place a guard or guards over the said house or houses or premises

Section 2 Sections four five six seven and eight of the said act are hereby amended to read as follows

Section 4 The Department of Health with the consent and approval of the advisory health board shall determine the duration of the quarantine to be imposed for each of the diseases mentioned in section two of this act and for such others as may at any time be declared reportable and quarantinable in accordance with its provisions the period of isolation of those suffering from the com-

municable diseases and the duration of the quarantine or degree of restraint to be placed upon those who have been exposed to a communicable disease and shall make such further regulations looking to the prevention and the spread of the communicable diseases as may be deemed necessary for the protection of the public health

The call for a meeting of the advisory board to formulate quarantine regulations shall be in writing to each member of the said board. The notice shall antedate the meeting by at least five days and it shall contain a copy of the proposed regulations. Upon the [affirmative vote of four members] approval of the advisory health board [personally present] the proposed regulations when properly promulgated as now or hereafter provided by law shall become effective with the same force as if expressly set forth in this act

Section 5 The registry of all public private parochial Sunday and other schools shall exhibit the names and residence of all children and persons excluded therefrom or readmitted thereto agreeably to the provisions of the regulations of the Department of Health and local health authorities or any act of Assembly the said register shall be open at all times to the inspection of the city borough [or] township authorities or to the authorities of counties which have established a county department of health or joint-county department of health and the Department of Health and their respective officers and agents

Section 6 Blanks whereon to make the reports and certificates required by this act or the regulations of the Department of Health shall be supplied in cities boroughs [and] townships of the first class and counties which have established a county department of health or joint-county department of health by the health authorities thereof respectively [and in townships of the second class] and in cities boroughs and townships [of the first class] not having boards of health or bodies acting as such and not under the jurisdiction of a county department of health or joint-county department of health by the Department of Health

Section 7 It shall be the duty of the health authorities of cities boroughs [and] townships of the first class [respectively] or counties which have established a county department of health or joint-county department of health to furnish to persons in charge of public private parochial Sunday or other schools a daily notice containing the name location and disease of all persons suffering from any quarantinable disease upon receipt by them of reports of such cases from physicians as required by section 1 of this act and such notice shall be daily furnished to such persons in charge of such schools in [townships of the second class and in] cities boroughs and townships [of the first class] not having boards of health or bodies acting as such and not under the jurisdiction of a county department of health or joint-county department of health by the health officer for the Department of Health

Section 8 The health authorities of the several townships boroughs [and] cities [of this Commonwealth] or counties which have established a county department of health or joint-county department of health may and they are hereby authorized and empowered to establish additional rules and regulations regarding the isolation and quarantine of persons who may be suffering from any of the diseases comprehended by section one of this act and for the destruction or disinfection of bedding clothing or other infected article and for the dissection of houses and premises and for the carrying out of the provisions of this act and the regulations of the Department of Health as they may in good faith declare the public safety and health demand which rules and regulations they may from time to time alter or amend but in no instance shall such rules abridge in any way the provisions of this act or the regulations of the Department of Health

Section 3 Section nine of the said act as last amended by the act approved the twentieth day of May one thousand nine hundred and thirty-seven (P. L. 751) is hereby further amended to read as follows

Section 9 The county department of health or joint-county department of health or the secretary of the board of health or health officer where council fails to appoint a

board of health of the several cities boroughs and townships of the first class [,] which are not under the jurisdiction of a county department of health or joint-county department of health shall at the end of each week and for the fraction of a week occurring at the end of each month report to the Department of Health upon blanks supplied for that purpose a list of all cases of communicable diseases comprehended by section one of this act which have been reported to them during said period which report shall contain the name of each person suffering therefrom respectively and his or her age sex color and nativity together with the name of the disease and the date of the onset thereof and such additional data as the Department of Health may by rules and regulations require and in the event of no reports of any of said diseases having been received by the aforesaid health authorities respectively during any said period that fact shall be reported to the Department of Health

Section 4 Section ten of the said act as last amended by the act approved the twenty-fourth day of March one thousand nine hundred and twenty-seven (P. L. 60) is hereby further amended to read as follows

Section 10 Any person who shall remove deface cover up or destroy or cause to be removed defaced covered up or destroyed any placard relating to any of the diseases declared to be quarantinable shall for every such offense upon conviction thereof in a summary proceeding before any magistrate or justice of the peace of the county wherein such offense was committed be sentenced to pay a fine of not more than one hundred (\$100) dollars to be paid to the use of said county and costs of prosecution or to be imprisoned in the county jail for a period of not less than ten days or more than thirty days or both at the discretion of the court Any person other than the attending physician or trained nurse who shall enter or leave any quarantined premises without having secured permission from the health authorities or who shall violate any of the quarantine restrictions imposed by the rules and regulations of the health authorities of any city borough or township of the first class or the rules and regulations of a county department of health or joint-county department of health or the rules and regulations of the Department of Health or who shall interfere with a health officer or any other duly qualified agent of the Department of Health or of any local board or department of health in the discharge of his official duties in the placarding quarantining disinfecting or releasing from quarantine of any premises or in the investigation of any alleged case of quarantinable disease shall for every such offense upon conviction thereof in a summary proceeding before any magistrate or justice of the peace of the county wherein said offense was committed be sentenced to pay a fine of not more than one hundred (\$100) dollars to be paid to the use of the said county and costs of prosecution or to be imprisoned in the county jail for a period of not less than ten or more than thirty days or both at the discretion of the court

Any physician undertaker teacher of a public school principal of a school superintendent of a Sunday school sexton janitor parent or guardian or any other person or persons who shall fail neglect or refuse to comply with or who shall violate any of the provisions of this act or any regulation of the Department of Health or the local health authorities shall for every offense upon conviction thereof in a summary proceeding before any magistrate or justice of the peace of the county wherein said offense was committed be sentenced to pay a fine of not more than one hundred (\$100) dollars to be paid to the use of said county and costs of prosecution or to be imprisoned in the county jail for a period of not less than ten or more than thirty days or both at the discretion of the court

Section 5 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bea,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haydenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Buchlin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnar,
Dalrymple,	Kilne,	Penglass,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Plaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Fillip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. FROST.

The House resumed the consideration on third reading of House Bill No. 1311, as follows:

An Act to amend section four hundred forty-seven of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by deleting those provisions which require such counties to co-operate with the State Department of Health and boroughs and first class townships and deleting those pro-

visions which prescribe the appointment of health officers the approval of appointments by the State Department of Health and the powers and duties of appointees

The General Assembly of the Commonwealth of Pennsylvania enacts as follows

Section 1 Section four hundred forty-seven of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto is hereby amended to read as follows

Section 447 Health Work The board of county commissioners may provide and appropriate from any moneys in the county treasury not otherwise appropriated annually such sum or sums as they deem necessary for the protection of the health cleanliness convenience comfort and safety of the people of the county [and said board of county commissioners upon their appropriating money for health work as provided for herein shall cooperate with the State Department of Health and boroughs and first class townships within their respective counties in the promotion of health work

[In case any health officers are appointed under this section such appointees shall be approved by the State Department of Health and such appointees shall have the same powers and duties as are now prescribed for the same officers in boroughs and first class townships]

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered an agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. E.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelschi,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintesa,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Coats,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenster,	Leven,	Readinger,	White,

W.D.	Limper,	Rangan,	Williams,
Filo,		Reese,	Wilt,
Firmstone,		Reidenbach,	Wood,
Flack,	Lonrati,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,		Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madigan,	Rose,	Ziegler,
Gleason,	Markley,	Rosen,	Sorg,
Good,		Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. FROST.

The house resumed the consideration on third reading of House Bill No. 1333 as follows:

An Act to amend sections five and eighteen of the act approved the second day of July one thousand nine hundred and thirty-five (P. L. 589) entitled "An act to safeguard human health and life by providing for the issuance of permits to and regulation of persons and entitles selling milk and milk products conferring powers and imposing duties on the Secretary of Health the Advisory Health Board an d otherwise providing for the administration of the act and imposing penalties" by adding counties whic hhave established or joined in establishing county departments of health to those municipalities which may be constituted agents of the Secretary of Health for the purpose of issuance of milk permits and by adding county department of health regulations to those municipal ordinances not affected by the act

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section five of the act approved the second day of July one thousand nine hundred and thirty-five P. L. 589) entitled "An act to safeguard human health and life by providing for the issuance of permits to and regulation of persons and entities selling milk and milk products and imposing duties on the Secretary of Health the Advisory Health Board and otherwise providing for the administration of the act and imposing penalties" is hereby amended to read as follows

Section 5 The secretary may constitute as his agent for the purpose of issuing permits for the sale of milk or milk products a department of health board of health or health officer of any municipality or the county department of health of any county or counties which have established or joined in establishing such a department and shall accept permits issued by municipalities or county departments of health under the terms of municipal ordinances or county department of health regulations equally as stringent as the requirements of this act and enforced by such municipalities or counties as the only permit required for the sale of milk or milk products in such municipalities or counties

Section 2 Section eighteen of said act is hereby amended to read as follows

Section 18 The provisions of this act and the regulations made thereunder shall not be taken nor deemed to repeal existing municipal ordinances nor to prevent municipalities or counties which have established or joined in establishing county departments of health from enacting and enforcing new ordinances or regulations for the further protection of the public health Provided That this act shall be considered as establishing uniform requirements and regulations and that nothing herein contained

shall be deemed to prevent municipalities or counties which have established or joined in establishing county departments of health from ordaining and enforcing such additional requirements in excess of the requirements and regulations hereunder as may be deemed necessary from time to time for the preservation of public health and to require applications from and to issue permits to such persons as may be defined by local ordinances or regulations

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Westcott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Willt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovanse,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. FROST.

The House resumed the consideration on third reading of House Bill No. 1334 as follows:

An Act to amend section one of the act approved the seventh day of April one thousand nine hundred and twenty-seven (P. L. 144) entitled "An act authorizing boards of health to require roving bands or bands of nomads commonly called gypsies declared to be nuisances or menaces to health to leave municipalities and providing penalties" by adding county departments of health and joint-county departments of health as alternate health authorities which may make findings and issue orders under the act

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the seventh day of April one thousand nine hundred and twenty-seven (P. L. 144) entitled "An act authorizing boards of health to require roving bands or bands of nomads commonly called gypsies declared to be nuisances or menaces to health to leave municipalities and providing penalties" is hereby amended to read as follows

Section 1 Be it enacted &c That whenever a roving band or band of nomads commonly called gypsies shall be located within any municipality or shall carry on its business or practice its craft within such municipality and the board of health of the municipality or the county department of health or joint-county department of health shall be of the opinion and so find that such band is a nuisance or a menace to the public health [it] the board of health of the municipality or the county department of health or joint-county department of health shall have power by written notice to order such roving band or band of nomads to leave said municipality within the time specified in said notice It shall be unlawful for any such roving band or band of nomads or any member thereof to fail or to refuse to comply with any such order of a board of health or county department of health or joint-county department of health Any person failing to comply with any such order shall upon conviction thereof in a summary proceeding before any magistrate alderman or justice of the peace be sentenced for each offense to pay a fine of fifty dollars and in default of the payment of such fine and costs be sentenced to undergo imprisonment in the county jail for a period of thirty days

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,

Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Flo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. FROST.

The House resumed the consideration on third reading of House Bill No. 1377 as follows:

An Act to amend sections two four five and six of the act approved the second day of July one thousand eight hundred and ninety-five (P. L. 428) entitled "An act to regulate and license public lodging-houses in the different cities in this Commonwealth" by adding county departments of health and joint-county departments of health to the health authorities empowered by the act to render certificates make inspections and adopt rules and regulations

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections two four five and six of the act approved the second day of July one thousand eight hundred and ninety-five (P. L. 428) entitled "An act to regulate and license public lodging houses in the different cities in this Commonwealth" are hereby amended to read as follows

Section 2 The mayor of any city in this Commonwealth may license persons to keep public lodging-houses in said city upon payment of a fee of two dollars and upon compliance with and subject to the following provisions and requirements

The said license shall expire on the thirty-first day of December in the year in which it is issued It shall specify particularly the place licensed and it shall not protect the licensee in carrying on business in any other place

No such license shall be granted to a person by the mayor who is not of good moral character and no license shall be issued until the building inspectors of said city and the fire marshall or if such officials do not exist such other official or person as the mayor shall name to examine into the safety of the building license for which is ap-

plied for shall certify that the building is safe for the load it will probably have to carry is provided with all the fire-escapes required by law and with such additional means of escape in case of fire as the construction of the building its surroundings and the use to which it is to be put required to be adopted for the safety of the lodgers

No such license shall be granted until the mayor shall receive a certificate from the health authorities of said city or from the county department of health or joint-county department of health setting forth that the plumbing in the building sought to be licensed is in accordance with the rules of the said health authorities of the city or county or if no such rules have been adopted that the plumbing is in good condition and further that the building is supplied with a sufficient number of water closets and urinals for the people intended to be accommodated and with good and sufficient means of ventilation

Section 4 The keeper of every public lodging-house shall at all times when required by the fire marshal the fire chief or by any officer connected with the building inspectors or with the board of health or bureau of health or county department of health or joint-county department of health or with the police department or bureau or by the mayor or any one delegated by him give such official full and free access to said lodging-house or to any part thereof

Section 5 The health authorities of said city or the county department of health or joint-county department of health may from time to time adopt rules and regulations for the government of public lodging-houses in cities for the cleansing and disinfection of the same or of the furniture bedding and other personal property in and upon the same as may in the judgment of said health authorities of the city or county be necessary and proper for the public [safety] health

Section 6 Any keeper of a public lodging-house who shall fail to comply with any provision of this act or with any requirement of the health authorities of said city or the county department of health or joint-county department of health or shall so conduct his lodging-house as to render it a nuisance to the neighborhood in which it is situated shall forfeit his license Provided however That no license shall be forfeited by the mayor of the city in which it was issued except after public hearing by him of which the lodging-house keeper shall have at least one week's notice

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Slider,
Bomberger,	Headlee,		Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,		Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swops,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,

Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Weacott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wholes,
Ferster,	Leven,	Readinger,	White,
Fillip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutti,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. FROST.

The House resumed the consideration on third reading of House Bill No. 1378, as follows:

An Act providing for the examination licensure and registration of persons firms or corporations engaged in the business or work of plumbing or house and building drainage and prescribing certain rules regulations and requirements for the construction of plumbing house and building drainage and cesspools in cities of the second class second class A and third class and imposing fines penalties and forfeitures for violation thereof and providing for administration of this act by county departments of health or joint-county departments of health in cities of the second class second class A and third class which are within the jurisdiction of such departments of health and repealing certain laws

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Licensing and Registration It shall not be lawful for any persons to carry on or work at the business of plumbing or house and building drainage in cities of the second class second class A and third class of this Commonwealth until a certificate or license to engage in or work at said business shall have been granted said persons by the county department of health or joint-county department of health or in the case of cities not under the jurisdiction of a county department of health or joint-county department of health by the department or board of health of such cities nor until they have registered as such in the office of the county department of health or joint-county department of health or in the office of the department or board of health of said cities as hereinafter provided

Section 2 Applications for License Issuance All and every person or persons with three years or more practical experience engaged in the business or work of

plumbing house and building drainage in said cities shall apply in writing to the county department of health or joint-county department of health or in cities not under the jurisdiction of a county department of health or joint-county department of health to the department or board of health of such cities for the certificate or license and if after proper examination made by the board of examiners appointed in accordance with section 3 of this act such person or persons so applying shall be found competent the same shall be certified to the county department of health or joint-county department of health or to the city department or board of health which shall thereupon issue a certificate or license to such person or persons The certificate or license shall for the period of one calendar year or fractional part thereof next ensuing the date of the examination entitle him or them to engage in or work at the business of plumbing house and building drainage

Section 3 Board of Examiners Examination Fees The health director of the county department of health or joint-county department of health or in cities not under the jurisdiction of a county department of health or joint-county department of health the mayor of said cities is hereby authorized to appoint a board of examiners to consist of one member of the department or board of health one plumbing inspector and two competent plumbers in no wise connected with the county or city government who shall examine all applicants for license under the provisions of this act The said board shall make all reasonable rules regulations and examinations which shall be approved by the department or board of health An examination of any one member of a firm or corporation therefor shall be deemed sufficient Any person or persons firm or corporation engaged in the business of plumbing or house and building drainage shall pay for each examination the sum of ten dollars and each journeyman or person engaged in the work shall pay the sum of five dollars which sum shall be paid into the county treasury or in cities not under the jurisdiction of a county department of health or joint-county department of health into the city treasury The proper officers are hereby authorized to pay to the plumbers acting on said board the sum of ten dollars per day for each day or session thus actually employed

Section 4 Appointment of Plumbing Inspector The health director of the county department of health or joint-county department of health or in cities not under the jurisdiction of a county department of health or joint-county department of health the mayor of said cities is hereby authorized and required to appoint a practical plumber of at least ten years experience and not engaged or connected directly or indirectly with the plumbing business as plumbing inspector whose duty it shall be to supervise superintend and inspect all plumbing house and building drainage in conformity with the provisions of this act The counties or cities as the case may be are hereby authorized and required to make proper provision for the payment of the salary of the said plumbing inspector as provided by law

Section 5 Place of Business Signs Every registered master plumber shall have a bona fide place of business in the city by which he is licensed except that where the licensor is a county department of health or joint-county department of health he may have his place of business in any city within the jurisdiction of the county department of health or joint-county department of health Every registered master plumber shall display on the front of his place of business a sign "Registered Plumber" bearing the name or names of the person firm or corporation in letters not less than three inches high

Signs displayed on buildings not occupied as a bona fide place of business (other than advertisements) of any registered master plumber firm or corporation must not be construed to permit or allow said registered master plumber firm or corporation to establish the same privileges or benefits as registered master plumbers firms or corporations within the limitations of any city

Section 6 Carrying on Business without a License

Prohibited No person other than a registered master plumber as herein provided shall be allowed to carry on or engage in the business nor shall any person or persons expose the sign of plumbing house and building drainage or any advertisement or display pertaining thereto (wholesale show rooms excepted) unless he or they have first secured a license or certificate and being registered in the office of the county department of health or joint-county department of health or in the case of cities not under the jurisdiction of a county department of health or joint-county department of health in the office of the department or board of health of such cities nor shall any person or persons other than a registered master plumber or a registered journeyman plumber in his or their employ (registered apprentices excepted) be allowed to alter repair or make any connection with any drain soil waste or ventpipe or any pipe connected therewith or to repair or alter the location of any waterpipe

Section 7 Change of Address Retirement from Business Names of Registrants Every registered master plumber firm or corporation shall give immediate notice of any change in his their or its place of business and upon his their or its retirement from business shall surrender his their or its certificate of registry to the department or board of health. Every person firm or corporation in registering shall give the full name or names of the person firm or officers' names of the corporation for which he or they shall register

Section 8 Re-Registration At the expiration of each calendar year the certificate or license shall be null and void. A licensed master or journeyman plumber desiring to continue in or work at the business of plumbing house and building drainage for the ensuing year shall between the first and thirty-first days of December of each and every year surrender the certificate or license to the department or board of health and re-register his their or its name or names and business or home address upon such form or forms as may from time to time be furnished by the department or board of health

A re-examination will not be necessary for re-registration unless the licensed master or journeyman plumber should have failed to make an application for re-registration at the specified time. The sum of one dollar shall be paid by master plumbers firms or corporations and the sum of twenty-five cents by journeyman plumbers for re-registration which sum shall be paid into the treasury of the county in which the original license was obtained or in the case of cities not under the jurisdiction of a county department of health or joint-county department of health into the treasury of said cities. A register of all such applicants and the licenses or certificates issued shall be kept in said department or board of health which register shall be open to the inspection of all persons interested therein

Where any person firm or corporation has been licensed by a city which subsequently becomes subject to the jurisdiction of a county department of health or joint-county department of health the county department of health or joint-county department of health may re-register the licensee without re-examination as provided in this section

Section 9 Plumbing Work in Other Cities Any person firm or corporation holding a license or certificate granted by a county department of health or joint-county department of health may engage in the business of plumbing and drainage work in any city within the jurisdiction of the county department of health or joint-county department of health without further registration or examination.

Any person firm or corporation holding a license or certificate granted by a county department of health or joint-county department of health desiring to engage in the business of plumbing and drainage work in any city outside the jurisdiction of the county department of health or joint-county department of health which granted the license or certificate shall without examination be registered before entering upon work but only for such plumbing and drainage work as he they or it shall have con-

tracted for at the time of registry. On the completion of such contract or contracts the registration of such person firm or corporation shall be null and void and no further permit shall be issued until he they or it shall have first registered his or its name or their names and addresses hereinbefore provided

Any person firm or corporation holding a license or certificate granted by any city of the first class second class second class A or third class to engage in or work at the business of plumbing and drainage work desiring to do plumbing or drainage work in any other city than the one in which said license or certificate was granted shall without examination be registered before entering upon such work. Provided however That such registration shall be restricted and limited to such plumbing and drainage work as he they or it shall have contracted for at the time of registry. On the completion of such contract or contracts the registration of such person firm or corporation shall be null and void and no further permit shall be issued until he they or it shall have first registered his or its name or their names and addresses as hereinbefore provided

Section 10 Rules for Plumbing House and Building Drainage and Cesspools The construction of plumbing house and building drainage and cesspools shall be conducted only under and in accordance with the following rules regulations and requirements namely

Section 11 Plans and Specifications There shall be a separate plan for each building public or private or any addition thereto or alterations thereof accompanied by specifications showing the location size and kind of pipe traps closets and fixtures to be used which plans and specifications shall be filed with the department or board of health. The said plans and specifications shall be furnished by a registered architect the plumber or owner and filed by the plumber. All applications for change in plans must be made in writing. Plans filed for the correction of any complaint must designate the approximate time for the completion thereof

Section 12 Filing of Plans and Specifications Plumbers before commencing the construction of plumbing work in any building in the cities covered by this act (except in case of repairs which are here defined to relate to the mending of leaks in soil-vent or waste-pipes faucets valves and water supply pipes and shall not be construed to admit of the replacing or installation of any fixture such as water-closets bathtubs wash-stands sinks refrigerator cases soda or bar fixtures et cetera or the respective traps for such fixtures) shall submit to the department or board of health plans and specifications legibly drawn in ink on blanks to be furnished by said department or board. Where two or more buildings are located together and on the same street and the plumbing work is identical in each one plan will be sufficient. Plans will be approved or rejected within twenty-four hours after their receipt

Section 13 Duty of Owners and Plumbers in Constructing Drains Soil-Pipes and Other Sewer Connections It shall be the duty of every person constructing or owning any drain soil-pipe passage or connection between a sewer and any ground building erection or place of business and in like manner the duty of the owners of all grounds buildings erections and of all parties interested therein or thereat to cause and require that such drain soil-pipe passage or connection shall be adequate for its purpose and shall at all times allow to pass freely all material that enters or should enter the same and no change of drainage sewerage or the sewer connections of any house shall be permitted unless notice thereof shall have been given to the department or board of health and assent thereto obtained in writing

Section 14 Inspection and Approval Drainage sewerage or plumbing work must not be covered or concealed in any manner until after it is inspected and approved by the department or board of health. Notice must be given said department or board upon blanks to be furnished by it when the work is sufficiently advanced for such inspection when it shall be the duty of the proper officers to in-

spect the same within three days after receipt of said notice

Section 15 Materials of House or Building Drains The main drainage system of every house or building shall be separately and independently connected with the street sewer where such sewer exists except where two houses are built together on a lot with a frontage of thirty feet or less when one connection with the main sewer will be allowed but there shall be a separate house drain for each house connected by a "Y" connection in the front of such houses at the property line with main house sewer or where one building exists or is erected in the rear of another on an interior lot of single ownership and no private sewer is available or can be made for the rear building through an adjoining alley courtyard or driveway the house drain from the front building may be extended to the rear building and the whole will be considered as one house or building drain Where it is necessary to construct a private sewer to connect with sewer on adjacent street such plans may be used as may be approved by the department or board of health but in no case shall joint drains be laid in cellars parallel with the street or alley

Drains or soil pipes laid beneath floor must be extra heavy cast-iron pipe (as per table in section 23) with leaded and caulked joints and carried five feet outside cellar wall All drains or soil-pipes connected with main drain where it is above the cellar floor shall be of extra heavy cast-iron pipe with leaded and caulked joints or of heavy wrought-iron pipe with screw joints properly secured and carried five feet outside of cellar wall and all arrangements of soil or waste pipes shall be as direct as possible All genuine wrought-iron wrought-steel or coppered iron pipes shall be galvanized Changes of direction on pipes shall be made with "Y" branches both above and below the ground and where such pipes pass through a new foundation wall a relieving arch shall be built over it with two inch space on either side of main pipe

The size of the main house drain shall be determined by the total area of the buildings and paved surfaces to be drained according to the following table if iron pipe is used If the pipe is terra cotta the diameter shall be one size larger for the same amount of area drainage

Diameter	Fall ¼ Inch Per Foot	Fall ½ Inch Per Foot
4 inches	1,800 square ft drainage area	2,500 square ft drainage area
5 inches	3,000 square ft drainage area	4,500 square ft drainage area
6 inches	5,000 square ft drainage area	7,500 square ft drainage area
8 inches	9,100 square ft drainage area	13,600 square ft drainage area
10 inches	14,000 square ft drainage area	20,000 square ft drainage area

The main house drains may be decreased in diameter beyond a rain-water conductor or surface inlet by permission of the department or board of health when the plans show that conditions are such as to warrant such decrease but in no case shall the main house drain be less than four (4) inches in diameter

Section 16 Location of Main Trap The house or building drain must be provided with a horizontal intercepting trap placed inside the cellar wall or as close thereto as practical allowing for construction circumstances and the approval of the department or board of health The trap must be provided with a hand-hole for convenience in cleaning the cover of which must be properly fitted and made gas- and air-tight with heavy brass screw-cap ferrule caulked in This class of traps shall be subject to the approval of the department or board of health

Section 17 Fresh Air Inlet A fresh air inlet must be connected with the drain just inside of the intercepting trap Where underground it must be of extra heavy cast iron Said inlet must lead to the outer air and finish with an open grill approved by the department or board of health at a point just outside the front wall of building The fresh air inlet must be of the same size as the drain up to four inches

For five and six inch drains it must not be less than four inches in diameter for seven and eight inch drains not less than six inches in diameter or its equivalent and for larger drains not less than eight inches in diameter or its equivalent

Section 18 Laying of House or Building Sewers and Drains House or building sewers and house or building drains must where possible be given an even grade to the main sewer of not less than one-quarter of an inch per foot

Section 19 Location of House or Building Sewer When main sewer is not located on street house or building sewers must be constructed on outside of buildings and branched into each house or building separately and in no case will the sewer from one house or building to another be permitted to run through cellars

Section 20 Drains Outside of Buildings Where the ground of sufficient solidity for a proper foundation cylindrical terra-cotta pipe of the best quality free from flaws splits or cracks perfectly burned and well glazed over the entire inner and outer surfaces may be used if laid on a smooth bottom with a special groove cut in the bottom of the trench for each hub in order to give the pipe a solid bearing on its entire length and the soil well rammed on each side of the pipe The spigot and hub ends shall be connected The space between the hub and the pipe must be thoroughly filled with cement mortar made of equal parts of the best American natural cement and bar sand thoroughly mixed dry and enough water afterwards added to give the proper consistency The mortar must be mixed in small quantities and used as soon as made The joints must be carefully wiped out and pointed and all mortar that may be left inside removed and the pipe left clean and smooth throughout for which purpose a swab may be used It must not be laid closer than five feet to any exterior wall of a building or less than three and one-half feet below the surface of the ground or when the sewer passes near a well nor will it be allowed in bad or made ground or inside a building with or without a cellar

Section 21 Material of Sewers Between Buildings Where a sewer is laid between buildings in a passageway alley or courtyard at a less distance than five feet from the buildings it must be constructed of extra heavy cast-iron pipe for a distance corresponding to the length of the foundation of said buildings

Section 22 Floor French or Other Drains Floor French or other drains will only be permitted when it can be shown to the satisfaction of the department or board of health that their use is absolutely necessary and arrangements made to maintain a permanent water seal in the traps and be provided with check or back water valves where warranted.

Section 23 Weight and Thickness of Cast-Iron Soil-Pipe All cast-iron pipes must be sound free from holes and of a uniform thickness known as "extra heavy" pipe and corresponding fittings will be required The pipe must be tested to fifty pounds water pressure and marked with the maker's name

Pipes shall weigh as follows namely

Two-inch pipe five pounds per lineal foot
Three-inch pipe nine pounds per lineal foot
Four-inch pipe twelve pounds per lineal foot
Five-inch pipe fifteen pounds per lineal foot
Six-inch pipe nineteen pounds per lineal foot
Eight-inch pipe thirty pounds per lineal foot
Ten-inch pipe forty-three pounds per lineal foot
Twelve-inch pipe fifty-four pounds per lineal foot

Section 24 Subsoil Drains Subsoil drains must discharge into a sump or receiving tank the contents of which must be lifted and discharged into the drainage system above the cellar floor by some approved method Where directly sewer connected they must be cut off from the rest of the plumbing system by a brass flap-valve on the inlet to the catch-basin and the trap on the drain from the catch-basin must be water supplied as required for cellar drain

Section 25 Yard Ramp Area and Court Drain All yards paved ramps areas and courts must be drained and sewer connected such as gasoline or oil service stations and buildings of similar nature or construction Tenement-houses and lodging-houses must have the paved yards ramps areas and court drained into the sewer and under no circumstances shall surface or storm water be allowed to drain over walks or driveways These drains when sewer connected must have connection not less than four inches in diameter They should be controlled by one trap the leader trap if possible

Section 26 French Subsoil Foundation Clear Water and Absorption Tile Drains Where subsoil drains are placed under the cellar floor or used to encircle the outer walls of a building the same shall be made of open-jointed drain tile or vitrified clay pipe and shall be effectively trapped before connecting into the building drain or building sewer or shall connect into the storm water drain inside the storm water trap The pipe must be laid on no less than four inches and covered with no less than six inches of crushed stone or gravel of medium size and arrangements made to cover the stone with a material to prevent as much as possible sand or dirt from washing into and clogging the stone or gravel bed and cover Where danger of basement flooding exists they shall be protected against back-pressure by an automatic back-pressure valve accessibly located before entering the building sewer or drain or they may discharge through a cellar floor drain provided with a back-water valve

Section 27 Use of Old House Drains and Sewers Old house drains and sewers may be used in connection with new buildings or new plumbing only when they are found on examination by the department or board of health to conform in all respects to the requirements governing new sewers and drains All extensions to old house drains must be of extra heavy cast-iron pipe

Section 28 Leader Pipes All buildings shall be kept provided with proper metallic leaders for conducting water from the roofs in such manner as shall project the walls and foundations of said building from injury In no case shall the water from said leaders be allowed to flow upon the sidewalk but the same shall be conducted by a pipe or pipes to the sewer If there be no sewer in the street upon which such buildings front then the water from said leaders shall be conducted by proper pipe or pipes below the surface of the sidewalk to the street gutter

Section 29 Material for Inside and Outside Leaders Inside leaders must be constructed of cast-iron galvanized genuine wrought steel or copperized iron pipe with roof connections made gas and water tight Outside leaders may be sheet metal but they must connect with house drain by means of a cast-iron pipe extending vertically five (5) feet above grade level where the building is located along public driveways or sidewalks Where the building is located off building line and not liable to be damaged the connection shall be made with iron pipe extending at least one foot above grade level

Section 30 Trapping of Leaders Hand-Holes Cleanouts All leaders must be trapped with cast-iron running or P traps so placed as to prevent freezing and provided with hand-hole and brass screw cleanout plug Outside traps must have cleanouts brought to grade for convenience of cleaning Brass cleanout plugs to be vaulted and made gas and water tight as hereinbefore provided

Section 31 Use of Leaders Rain-water leaders must not be used as soil- waste- or vent-pipes nor shall such pipes be used as a leader

Section 32 Discharge from Steam Pipes and Other Pipes No steam exhaust blow-off or drip-pipe shall connect with a sewer or house drain leader soil-pipe waste- or vent-pipe Such pipes must discharge into a tank or condenser from which suitable outlet to the sewer shall be made Such condensers shall be water supplied to help condensation and protect the sewer and shall also be supplied with relief vent to carry off dry steam

Section 33 Diameter of Soil-Pipe The smallest diameter of any soil-pipe permitted to be used shall be three-inch

The size of soil-pipes must be not less than those set forth in the following tables

Maximum Number of Fixtures Connected to Size of Pipe	Soil and Waste Combined		Soil-Pipe Alone	
	Branch	Main	Branch	Main
3 In 7 fixtures	14 fixtures	3 water-closets	4 water-closets	
4 In 48 fixtures	96 fixtures	8 water-closets	16 water-closets	
5 In 96 fixtures	192 fixtures	16 water-closets	32 water-closets	
6 In 268 fixtures	336 fixtures	34 water-closets	68 water-closets	

If the building is six (6) and less than twelve (12) stories in height the diameter shall be not less than five (5) inches if more than twelve (12) stories it shall be six inches in diameter

All soil-pipes must extend at least two feet above the highest window and must not be reduced in size Traps will not be permitted on main vertical soil or waste lines Each house must have a separate line of soil and vent pipe No soil vent or waste line shall be constructed on the outside of a building A two inch relief vent shall be required for first floor closets where a main vent stack of three inch or larger is in place and fixtures are located above first floor

Fixtures with

One and one-quarter inch traps count as one fixture

One and one-half inch traps count as one fixture

Two-inch traps count as two fixtures

Two and one-half inch traps count as three fixtures

Three-inch traps (water-closets) count as four fixtures

Four-inch traps count as five fixtures

Section 34 Changes in Direction All sewer soil and waste pipes must be as direct as possible Changes in direction must be made with fittings "Y's" combination Y and eight bends or half "Y's" or one-eight bends Offsets in soil or waste pipes will not be permitted when they can be avoided nor in any case unless suitable provision is made to prevent accumulation of rust or other obstruction Offsets shall be made with forty-five degree bends or similar fittings The use of T's or sanitary T's will be permitted on upright lines only Saddle hubs when bolted or strapped on are prohibited

Section 35 Joints for Soil and Waste-Pipes Joints in cast-iron pipes and soil and waste-pipes must be so filled with oakum and lead and hand caulked as to make them gas-tight Connections of lead and cast iron pipe must be made with brass sleeve or ferrule of the same size as the lead pipe inserted in the hub of the iron pipe and caulked with lead The lead pipe must be attached to the ferrule by wiped joint Joints between lead and wrought-iron pipes must be made with brass nipple by wiped joint All connections of lead waste pipe must be made by means of wiped joints All connections for brass or copper pipe (which shall be full iron pipe size and weight) shall be screw joint properly secured All connections for type K copper pipe shall be sweated or soldered

Section 36 Waste-Pipe Waste-Pipe of two inches or under may be of lead cast-iron brass or copper (of full iron pipe size and weight) or type K copper pipe

Section 37 Traps for Bathtubs Water-Closets and Other Fixtures Every sink bathtub basin water-closet slop-hopper dental cuspidor and all outlets of chemical or experimental laboratory tables or any fixture having a waste-pipe specified herein or not must be furnished with a trap which shall be placed as close as practicable to the fixture that it serves and in no case shall they be more than foot from said fixture The waste-pipe from one fixture must not be connected with a trap of another

Section 38 Number of Traps and Size of Traps and Waste Branches

Number of Traps Permitted on Various Size Waste Pipes

1-1-¼ Trap permitted on 1-¼ Waste Pipe

2-1-½ Trap or equivalent permitted on 1-½ Waste Pipe

3 to 8-1½ Trap or equivalent permitted on 2 Waste Pipe

9 to 20-1-½ Trap or equivalent permitted on 2-½ Waste Pipe
 21 to 44-1-½ Trap or equivalent permitted on 3 Waste Pipe

If building is ten (10) or more stories in height the vertical waste-pipe shall not be less than three (3) inches in diameter. The use of short pattern recessed drainage fittings of wrought-iron steel or copperized pipe for waste-pipe two inches or less in diameter is prohibited.

The size of traps and waste branches for given fixture shall be as follows

Kind of Fixtures	Size in inches	
	Trap	Branch
Water-closet	3	4 3
Slop sink with trap combined	3	3
Slop sink ordinary	2	2
Pedestal urinal	3	3
Stall urinals	2-4	2-4
Wall urinals	1-½.2.3	2.3
Floor drain or wash	3.4	3.4
Yard drain or catch basin	4	4
Laundry trays (2 or 5)	1-½.2	2
Combination sing and tray (for each fixture)	1-½	2
Kitchen sinks (small) for dwellings	1-½	1-½
Kitchen sinks (large) hotels restaurants grease trap	2	2
Pantry sinks	1-½	1-½
Wash basin one only	1-¼	1-¼
Bathtubs 4 x 8 inches drum trap	1-½	1-½
P or Running trap	1-½	1-½
Shower baths over bathtub	1-½	1-½
Shower baths (floor)	2	2
Sitz baths	1-½	1-½
Drinking fountains	1-¼	1-¼
Dental Cuspidor 4 x 8 Drum P or Running trap	1-½	1-½
Dish Washers motor driven	2	2

Section 39 Overflow Pipes Overflow pipes from fixtures must in all cases be connected on the inlet side of traps

Section 40 Sediment Pipes Sediment pipes from kitchen boilers must not be connected on the outlet side of traps

Section 41 Setting and Kinds of Traps All traps must be well supported and set true with respect to their water levels "P" or running traps with clean-out trap-screw on floor or ceiling line. In case where an additional fixture is required in a building and it is impossible to get revent pipe for the trap the department or board of health shall designate the kind of trap to be used. This shall not be construed to allow traps without revents in new buildings or any one particular kind of an antisiphon trap. No trap which depends for its seal upon the action of movable parts or submerged interior patiritions shall be allowed.

Section 42 Safe and Refrigerator Waste-Pipes Fixtures Drained by Safe or Special Waste-Pipes Safe or special waste-pipes must not connect directly with any part of the plumbing system. Safe or special waste-pipe must discharge over an open water supplied publicly placed ordinarily used sink placed not more than three and one-half feet above the cellar floor.

The waste from a refrigerator soda fountain refrigerator case or bar fixture must be trapped with suitable traps and must not discharge upon the ground floor but over an ordinary properly trapped and vented water supplied sink as above. In no case shall the special wastepipes discharge over a sink located in a room used for living purposes.

The branches on vertical lines must be made by "Y" fittings and be graded with as much pitch as possible. Where there is an offset on a waste-pipe there must be clean-outs to control the horizontal part of the pipe.

In tenement- and lodging-houses the refrigerator pastepipes must extend above the roof and not be larger than one and one-half inches nor the branches less than one and one-quarter inches. Lead safes must be graded and neatly turned over beveled strips at their edges.

Fixtures or appliances drained by safe or special waste-

pipes include such fixtures as soda fountains refrigerators refrigerator cases bar fixtures ice boxes bottle coolers steam tables glass washers rinsing sinks bain-maries air conditioning units sprinkler system drains house-tanks small or portable drinking fountains coffe urns and sterilizers.

Section 43 Material for Vent-Pipes All vent-pipes must either be of lead brass loricated porcelain enameled iron or galvanized iron pipe.

Section 44 Ventilation of Traps Drains and Soil Traps shall be protected from syphonage or air pressure by special vent-pipes. Traps should not be more than approximately 245 inches from the vertical line serving the trap and of a size not less than the following tables.

Size of Pipe	Maximum Developed Length in Feet		Number of 1½ inch Traps Vented or Equivalent	
	Mains	Branch	Main	Vertical
1¼ inch vent	20		1	
1½ inch vent	20		2 or less	
2 inch vent	65		10 or less	20 or less
2½ inch vent	100		20 or less	40 or less
3 inch vent	10 or more stories		60 or less	100 or less

The branch vent-pipes shall be not less than the following sizes

One and one-fourth inches in diameter for one and one-fourth inch traps

One and one-half inches in diameter for one and one-half inch to two and one-half inch traps

Two inches in diameter for three inch to four inch traps

One-half their diameter for traps five inches and over

Where two (2) or more water-closets are placed side by side on a horizontal branch the branch line shall have a relief extended as a loop vent. A pipe two (2) inches in diameter will be sufficient as a loopvent for two (2) closets. A pipe three (3) inches in diameter shall be used as a relief for three (3) or four (4) closets and where more than four (4) closets are located on the same branch the relief shall not be less than four (4) inches in diameter. All house or building drains and soil lines on which a water-closet is located must have a three-inch main vent line. Where an additional closet is located in the cellar or basement and within ten feet of main soil or vent line no relief vent will be required for said closet but where it is more than ten feet a two inch vent line will be required for said closet but where it is more than ten feet a two inch vent will be required as for first floor closets. Relief vent pipes for water-closets must not be less than two inches in diameter for a length of forty feet and not less than three inches in diameter for more than forty feet.

The three inch vent stack for a single wall-hung closet must be directly back of the closet or have a separate two inch vent. Where two wall-hung closets are placed side by side on a horizontal branch each must have a separate two inch vent back of each closet. Where three or more wall-hung closets are placed side by side on a horizontal branch the branch line must have a relief extended as a loop vent. A pipe three inches in diameter shall be used as a relief for three or four wall-hung water-closets in addition to the separate two inch vent directly back of each closet. Where more than four closets are located on the same branch the relief must be four inches in diameter in addition to the separate two inch vent directly back of each closet.

No revent from traps under bell-traps will be required. Connections between P traps and bell-traps should be made as hereinbefore provided.

Any building having a sewer connection with a public or private sewer used for bell-trap connections or floor drainage only a two-inch relief line must be extended to the roof of building from read end of main drain. House or building drains constructed for roof drainage only will not require a relief vent.

A floor-trap for a shower shall be vented. If the number of these fixtures on a branch is two (2) or more the waste line shall be extended as a loop vent instead of back venting the separate traps and when located in basement floor

they shall be provided with a removable strainer or clean-out

Back vent pipes from traps above the floor must either be connected with crown of trap with ground in brass coupling or if connected solidly to trap must have a ground in brass coupling at wall

Section 45 Horizontal Vent Pipes Where rows of fixtures are placed in a line ninety (90) degree fittings will be allowed Trapped ventpipes are strictly prohibited No vent pipe from house side of any trap shall connect with centilation pipe or with sewer soil or waste-pipe Vent-pipes from several traps may be connected together or may be carried into main vent line above the highest fixture Where one vertical vent line connects with another an inverted "Y" fitting must be used Branch vent-pipes must be connected as near to crown of trap as possible

Where future connections are left in the roughing of soil and waste lines vent connections must also be provided

Section 46 Offsets on Vent Lines All offsets on vent lines must be made at an angle of not less than forty-five degrees to the horizontal unless building construction will not permit and all lines must be connected at the bottom with a soil or waste-pipe or the drain in such manner as to prevent the accumulation of rust scale or condensation

Section 47 Connections for Closets and Vents Rubber connections for back vents will not be permitted

Section 48 Ventilators Prohibited No brick steel metal or earthen ware flue or chimney flue shall be used as a sewer ventilator or to ventilate any trap drain soil or waste-pipe

Section 49 Soldering Nipples Soldering nipples must be extra heavy brass or brass pipe iron pipe size

Section 50 Brass Cleanouts Brass screw-caps for clean-outs must be extra heavy not less than one-eighth of an inch thick The screw-cap must have a solid square or hexagonal nut not less than one inch high The body of cleanout ferrule must at least equal in weight and thickness the caulking ferrule for the same size pipe

Section 51 Diameter and Weight of Ferrules Brass ferrules must be of best quality bell-shaped extra heavy cast-brass not less than four inches long and two and one-quarter inches three and one-half inches and four and one-half inches in diameter and not less than the following weights

Diameter two and one-fourth inches weight one pound

Diameter three and one-half inches weight one pound twelve ounces

Diameter four and one-half inches weight two pounds eight ounces

Section 52 Setting of Fixtures The closet and all other fixtures except sinks must be set open and free from all enclsing woodwork In tenement-houses and lodging-houses sinks must be entirely open set on iron legs or brackets without any enclosing woodwork Ironenameled water-proof cabinets are permissible under all lavatories and under sinks in tenement-houses and lodging-houses

Any fixture removed from service either to be discarded or replaced with new by any owner must have the inspected approval of the inspection department of plumbing under whose jurisdiction it is/was at time of removal before it can be reinstalled If after inspection it is found to conform with proper standard so as not to create a potential hazard to public or private health it may be labeled numbered and certified issued for its reinstallation with no other limitations reserved No used plumbing fixture intended for sanitary purposes or any that may be connected to the domestic water system of any dwelling or building can be installed without the inspection approval of the department or board of health

Section 53 Closets Prohibited Pan plunger or hopper closets will not be permitted in any building No range closet either wet or dry nor an evaporating system of closets shall be constructed or allowed inside of any building

A separate building constructed especially for the purpose must be provided in which such range closets shall be set

Section 54 Water-Closet Connections with Soil-Pipe All earthenware traps must have heavy brass floor plates soldered to the lead bends and bolted to the trap flange or must have heavy cast-iron floor plates caulked to cast-iron bends and bolted to the trap flange and the joint made permanently secure and gas-tight

Section 55 Location of Water-Closets Water-closets must not be located in sleeping apartments nor in any room or compartment which has no direct communication with external air either by window or air shaft of at least four square feet or mechanical ventilation equivalent to six changes of air per hour

When water-closets are located adjacent to kitchens or dining rooms an intervening vestibule of at least three feet square must be provided

Section 56 Water-Closets How Supplied No water-closets except those placed in yards and flush meters volumeters or similar devices shall be supplied directly from the supply pipes

Section 57 Flushing Rim-Bowls for Water-Closets All water-closets must have flushing rim-bowls

Section 58 Water-Closets to be Supplied From Flushing-Tanks Water-closets within buildings shall be supplied with water from special tanks or cisterns which shall hold not less than six gallons when full to the level of the overflow pipe for each closet supplied excepting automatic or siphon-tanks which shall hold not less than five gallons for each closet supplied A group of closets may be flushed from one tank but water-closets on different floors must not be flushed from the same tank except flushimeters volumeters or similar devices The water in said tank must not be used for any other purpose

Section 59 Water-Closets for Tenement-Houses In no case will the water-closet system of tenement- or lodging-houses be permitted in cellars basements or under side-walks

Section 60 Number of Closets and Sinks Required In all sewer-connected occupied buildings there must be at least one water-closet and one sink and there must be additional closets so as there will never be more than fifteen persons per closet In lodging-houses where there are more than fifteen persons on any floor there must be an additional water-closet on that floor for every fifteen additional persons or fraction thereof

Section 61 Water-Closet Apartments In tenement-houses lodging-houses factories workshops and all public buildings (except single family homes) the entire water-closet apartments and side-walls to a height of six inches from the floor except at the door must be made waterproof with asphalt cement tile or other waterproof material as approved by the department or board of health In tenement-houses and lodging-houses the water-closet and urinal apartments must have a window or windows opening into the outer air of sufficient size all of which shall be shown on plans and shall be subject to the approval of the department or board of health except that tenement- or lodging-houses three stories or less in height may have such window opening on a ventilating shaft not less than ten square feet in area If over three stories then said shaft must not be less than twenty-five square feet In all buildings the outer partition of such apartments must extend to the ceiling or be independently ceiled over and these partitions must be air-tight The outside partitions must include a window opening to outer air on the lot whereon the building is situated or some other approved mechanical means of centilation must be provided to change the air at least six times per hour When necessary to properly light such apartments the upper part of the partitions must be of glass The interior partitions of such apartments must be dwarfed partitions

Section 62 Construction of Urinals All urinals must be constructed of materials impervious to moisture and that will not corrode under the action of urine The floor and walls of urinal apartments must be lined with similar non-absorbant and non-corrosive material

Section 63 Flushing of Water-Closets and Other Fixtures All water-closets and other fixtures must be provided with a sufficient supply of water for flushing to keep them in a proper and cleanly condition

Section 64 Commercial or Experimental Installations Drainage installations for chemical manufacturing laboratories processing or other liquids used for commercial or experimental purposes that are subject to attack the materials hereinbefore specified for ordinary use such as gray cast-iron wrought-steel or copperized iron lead copper or brass waste-pipes are required and subject to submit to such rules and specifications for other kinds of materials as the department or board of health may require. In no case shall the materials used for this class of installation be less in quality or acid-resistance and strength than cast-iron containing fourteen and one-quarter (14- $\frac{1}{4}$) per centum to fourteen and three-quarters (14- $\frac{3}{4}$) per centum silicon and not more than nine-tenths (0.9) per centum carbon and have sufficient strength to permit all joints to be caulked with molded lead in the same manner as other soil pipe hereinbefore provided. Outlets are a potential danger and must be trapped and vented when left either for convenience or future connection. No sanitary connection will be allowed to connect with an acid drain.

Section 65 Prohibited Fixtures Wooden wash-trays sinks or bathtubs are prohibited (except sinks in commercial or manufacturing establishments handling acids or other liquids that are subject to attack or destroy fixtures as hereinbefore specified) inside of buildings. Such fixtures must be constructed of non-absorbent material. Cement or artificial stone tubs will be permitted when approved by the department or board of health.

No fixing having a water connection either to or from any direct or indirect line of sewer or waste or vent-pipe the construction of which will in any way create a potential cross connection between the fresh water for drinking or domestic purposes and the sewer will be permitted.

Section 66. Yard Water-Closets Water-closets when located in yard must be so arranged as to be conveniently and adequately flushed and the water-supply pipes and traps protected from freezing by being placed in a hopper-pit at least four feet below the surface of the ground the walls of which pit shall be constructed of hard burned brick or stone laid in cement mortar or of concrete. The walls for pit where one (1) closet is installed may be four (4) inches in thickness or salt-glazed sewer-pipe thirty-six (36) inches in diameter may be used.

Where pit is for more than one (1) closet the walls shall be nine (9) inches in thickness. The soil-pipe and traps used inside pit must be extra heavy cast-iron and the trap to have hand-hole for cleanout purposes with cleanout caulked in. If the closet is located in the rear of a soil- or vent-pipe the drain on which it is located shall be vented with a four-inch pipe carried above roof of closet away from any opening or window. All outside closets shall be of the tank pattern. The water shall be supplied to tank through an automatic seat-action valve. The waste from valve may be permitted to discharge on cement floor of pit which shall be provided with four-inch trap and strainer. The enclosure of yard water-closets shall be ventilated by slatted openings and there shall be a trap-door of sufficient size to permit of convenient access to the hopper-pit.

Section 67 Cesspools and Privy Vaults No privy vault or cesspool for sewage shall hereafter be constructed in any part of the city where a sewer is at all accessible which shall be determined by the department or board of health nor shall it be lawful to continue a privy vault or cesspool on any lot piece or parcel of ground abutting on or contiguous to any public sewer within the city limits. The department or board of health shall have the power to issue notice giving at least three months' time to discontinue the use of any cesspool and have it cleaned and filled up. No connection for any cesspool or privy vault shall be made with any sewer nor shall any water-closet or house drain empty into a cesspool or privy vault.

Section 68 Privy Vaults in Districts Where No Sewer Exists In rural districts or districts where no sewer exists privy vaults shall not be located within two feet of party or street line nor within twenty feet of any building. Before any privy vault shall be constructed application for permission therefor shall be made to the department or

board of health and such privy vault shall have nine-inch walls constructed of hard burned brick or stone laid in cement mortar or of concrete with bottom and sides cemented so as to be water-tight size to be not less than four feet in diameter and six feet deep.

Section 69 Material and Workmanship All material used in the work of plumbing and drainage must be of good quality and free from defects. The work must be executed in a thorough and workmanlike manner.

Section 70 No Person To Allow Name To Be Used No person firm or corporation carrying on the business of plumbing and house drainage shall allow his or their name to be used by any person directly or indirectly either to obtain a permit or permits or to do any work under his or their license.

Section 71 Definitions. The term "private sewer" is applied to main sewers that are not constructed by and under the supervision of the department of public works.

The term "house-sewer" is applied to that part of the main drain or sewer extending from a point five feet outside of the outer wall of a building vault or area to its connection with public sewer private sewer or cesspool.

The term "house drain" is applied to that part of the main horizontal drain and its branches inside the walls of the building vault or area and extending to and connecting with the house sewer.

The term "soil-pipe" is applied to any vertical line of pipe extending through the roof receiving the discharge of one or more water-closets with or without other fixtures.

The term "waste-pipe" is applied to any pipe receiving the discharge from any fixtures except water-closet.

The term "vent-pipe" is applied to any pipe extending through the roof provided to ventilate the system of piping and to prevent trap syphonage and back pressure.

The term "plumbing fixtures" is applied to receptacles intended to receive and discharge any liquid water or water carried wastes into a drainage system or treatment works with which they are connected.

The term "safe or special waste-pipe" is applied to any waste pipe receiving the discharge from any fixtures or drainage appliance with or without water supply not connected directly with the drainage system.

The term "dwelling" applies to any building which is designed for or occupied in whole or in part as the home residence or sleeping place of none or more persons either permanently or transiently.

The term "one family dwelling" A separate building designed for or occupied exclusively by one family.

The term "two family dwelling" (duplex) A separate building designated for or occupied exclusively by two families one above the other or an interior accessible door or passage way.

The term "tenement-house" is any house or building or portion thereof which is intended or designated to be occupied as a home or residence for three or more families living in separate apartments and doing their cooking upon the premises.

Section 72 Plumbing Nuisances and Violations Notice of Changes Required Enforcement Whenever it shall come to the knowledge of the department or board of health or complaint in writing shall be made by any citizen that the plumbing or drainage in any building has become a nuisance or is contrary to the provisions and requirements of this act or the regulations of the county department of health or the ordinances of the city or is of faulty construction and liable to breed disease or endanger the health of the occupants then the department or board of health shall direct the proper officer to examine the plumbing or drainage in any such building and the said officer shall make a drawing of the plan of said plumbing drainage and sewer and ventilating shaft connections. He shall report his findings in writing to the department or board of health and suggest such changes as are necessary to make the same conform to the rules governing such matters.

The department or board of health shall thereupon notify the owner or agent of any such building of the changes which are necessary to be made in said plumbing or drainage. Said changes shall be made within the time

fixed by the department or board of health and upon refusal or neglect to obey such orders the department or board of health shall institute legal proceedings to have such changes made and said nuisance abated by action before any alderman magistrate justice of the peace or court of record in which said action the owner or agent of said building may show in defense that the plumbing or drainage was not a nuisance or was not of faulty construction or out of repair or that the plumbing or drainage was not contrary to the provisions and requirements of this act or the regulations of the county department of health or the ordinances of the city

Section 73 First Inspection When drain soil waste vent and other pipes in the buildings connected or to be connected with the sewer have been placed in position a preliminary water or air test of the same shall be applied in presence of the plumbing inspector of the department or board of health A maximum of a five inch column of mercury held for a period of twenty minutes is prescribed when tests are made with air

Section 74 Final Test When the work has been completed a final notice shall be filed with the department or board of health in the district issuing the permit when a final test shall be made in presence of said plumbing inspector with and by the use of such water connections as are connected to each respective fixture and if found satisfactory a certificate of approval of the work will be issued but no such plumbing or drainage work or system shall be used until said test has been made and certificate issued

Section 75 Plumbing Contractor to Assist Inspection When work is ready for inspection the plumbing contractor shall make such arrangements as will enable the proper officer to reach all parts of the building easily and readily and also have present the proper apparatus and appliances for making said tests and furnish such assistance as may be necessary to a proper application of the same

Section 76 Settlement of Disputes In case of any dispute or difference of opinion existing between the department or board of health and any person firm or corporation as aforesaid regarding the construction of plumbing house or building drainage or cesspools the same shall be submitted by either party to the presiding officer of the department or board of health together with the two plumbers of the examining board who are in no wise connected with the county or city government who shall pass upon the same and whose findings therein after shall be final and conclusive upon all parties

Section 77 Penalties Any person or persons who shall fail to comply with any of the provisions of this act regarding the procuring of a license or certificate to engage in or work at the business of plumbing house and building drainage shall be liable upon conviction for a first offense to a fine of not less than ten dollars (\$10.00) nor exceeding fifty dollars (\$50.00) for each and every day he or they shall engage in or work at said business without first having obtained said certificate or license and for a second offense in a like manner to a fine of not less than twenty dollars (\$20.00) nor exceeding one hundred dollars (\$100.00) for each and every day and for a third offense to a like fine as for a second offense or to imprisonment in the county jail for a period not exceeding thirty days or both in the discretion of the alderman justice of the peace or magistrate together with costs of prosecution in each case and any person or persons who shall violate any of the rules regulations or requirements set forth in this act regarding the construction reconstruction or testing of plumbing house and building drainage or cesspools or water connections to private or public fixtures or equipment shall be liable upon conviction for a first offense to a fine of not less than ten dollars (\$10.00) nor more than fifty dollars (\$50.00) and for a second offense to a fine of not less than twenty dollars (\$20.00) nor exceeding one hundred dollars (\$100.00) and for a third offense to a like fine as for a second offense or to imprisonment in the county jail for a period not exceeding thirty days or both at the discretion of the alderman

justice of the peace or magistrate together with costs of prosecution in each case

All prosecutions for violations of this act shall be by summary proceedings brought in the name and for the use of the county or city as the case may be within or against which the alleged offense is committed before any alderman police magistrate or justice of the peace in the county wherein the offense is alleged to have been committed All fines and penalties shall be paid into the treasury of the county in which the offense was committed or in case the offense was committed in a city not within the jurisdiction of a county department of health or joint-county department of health then to the treasury of the city to apply to the general fund In default of the payment of any fine or penalty imposed by any alderman police magistrate or justice of the peace under the provisions of this act the person or persons so offending shall be committed to the jail workhouse or other penal institution of the count for a period not exceeding thirty days Provided however That in the case of a third offense such period not exceeding thirty days may be added to the sentence of imprisonment

Section 78 Specific Repeals The following acts and parts of acts and all amendments thereof are hereby repealed to the extent hereinafter specified

The act approved the seventh day of June one thousand nine hundred one (P. L. 493) entitled "An act providing for the examination licensure and registration of persons firms or corporations engaged or engaging in the business or work of plumbing or house drainage and prescribing certain rules regulations and requirements for the construction of plumbing house drainage and cesspools in cities of the second class and imposing fines penalties and forfeitures for violation thereof" absolutely

The act approved the fourteenth day of May one thousand nine hundred nine (P. L. 840) entitled "An act amending sections one two eight twenty-one twenty-five twenty-nine thirty-five thirty-six sixty sixty-one sixty-two sixty-six seven and seven-one of an act entitled 'An act providing for the examination licensure and registration of persons firms or corporations engaged or engaging in the business or work of plumbing or house drainage and prescribing certain rules regulations and requirements for the construction of plumbing house drainage and cesspools in cities of the second class and imposing fines penalties and forfeitures for violation thereof' approved the seventh day of June Anno Domini one thousand nine hundred and one extending the provisions of said act to cities of the third class having a system of water-supply and sewerage of this Commonwealth and providing further rules regulations and requirements for the construction or reconstruction of plumbing house drainage and cesspools and providing penalties and forfeitures for violation thereof" absolutely

The act approved the twenty-first day of May one thousand nine hundred thirteen (P. L. 276) entitled "An act further amending section one of an act entitled 'An act providing for the examination licensure and registration of persons firms or corporations engaged or engaging in the business or work of plumbing or house drainage and prescribing certain rules regulations and requirements for the construction of plumbing house drainage and cesspools in cities of the second class and imposing fines penalties and forfeitures for violation thereof' approved the seventh day of June Anno Domini one thousand nine hundred and one extending the provisions of said act to all cities of the third class" absolutely

The act approved the twelfth day of June one thousand nine hundred thirteen (P. L. 476) entitled "An act further amending section two of an act approved the seventh day of June one thousand nine hundred one entitled An act providing for the examination licensure and registration of persons firms or corporations engaged or engaging in the business or work of plumbing or house drainage and prescribing certain rules regulations and requirements for the construction of plumbing house drainage and cesspools in cities of the second class and imposing fines penalties and forfeitures for violation thereof" as heretofore amended and authorizing and requiring second and

third class cities to provide for the appointment and payment of plumbing inspectors" absolutely

The act approved the thirty-first day of March one thousand thirty-seven (P. L. 168) entitled "An act to amend the act approved the seventh day of June one thousand nine hundred and one (P. L. four hundred ninety-three) entitled 'An act providing for the examination licensure and registration of persons firms or corporations engaged or engaging in the business or work of plumbing or house drainage and prescribing certain rules and requirements for the construction of plumbing house drainage and cesspools in cities of the second class and imposing fines penalties and forfeitures for violation thereof' as amended extending the provisions of said act to certain boroughs incorporated towns and townships of the first class extending the same to include building drainage imposing certain powers and duties on the Department of Health making further provisions for the administration of said act extending the specifications increasing certain fees and payments and providing increased penalties including imprisonment and repealing sections fifty-four fifty-five fifty-seven and fifty-eight of said act" absolutely

The act approved the twenty-sixth day of May one thousand nine hundred thirty-nine (P. L. 232) entitled "An act to amend paragraph six of section two of the act of June seventh one thousand nine hundred one (P. L. four hundred ninety-three) entitled 'An act providing for the examination licensure and registration of persons firms or corporations engaged or engaging in the business or work of plumbing or house drainage and prescribing certain rules regulations and requirements for the construction of plumbing house drainage and cesspools in cities of the second class and imposing fines penalties and forfeitures for violation thereof' as amended and extended to cities of the third class boroughs incorporated towns and townships of the first class by eliminating the prohibition against connections to waterpipes by persons other than plumbers" absolutely

The act approved the fifteenth day of June one thousand nine hundred thirty-nine (P. L. 371) entitled "An act to further amend section one of the act approved the seventh day of June one thousand nine hundred and one (P. L. four hundred ninety-three) entitled 'An act providing for the examination licensure and registration of persons firms or corporations engaged or engaging in the business or work of plumbing or house drainage and prescribing certain rules regulations and requirements for the construction of plumbing house drainage and cesspools in cities of the second class and imposing fines penalties and forfeitures for violation thereof' by extending the provisions of said act to cities of the second class A" absolutely

The act approved the thirty-first day of July one thousand nine hundred forty-one (P. L. 603) entitled "An act to amend the title and to further amend section forty-three of the act approved the seventh day of June one thousand nine hundred and one (P. L. four hundred ninety-three) entitled 'An act providing for the examination licensure and registration of persons firms or corporations engaged or work of plumbing or house drainage and prescribing certain rules regulations and requirements for the construction of plumbing house drainage and cesspools in cities of the second class and imposing fines penalties and forfeitures for violation thereof' by permitting the use of enclosed woodwork about sinks in all except tenement-houses and lodging-houses in cities of the second class A and thir class" absolutely

The act approved the twenty-third day of May one thousand nine hundred forty-seven (P. L. 314) "And act to further amend sections twenty-seven and forty-five and to add a new section to the act approved the seventh day of June one thousand nine hundred one (P. L. 493) entitled as amended 'An act providing for the examination licensure and registration of persons firms or corporations engaged or engaging in the business or work of plumbing or house drainage and prescribing certain rules regulations and requirements for the construction of plumbing house drainage and cesspools in cities of the second class second

class A and third class and imposing fines penalties and forfeiture for violation thereof' prescribing further rules regulations and requirements for the construction of plumbing house drainage and cesspools" absolutely

Section 79 Saving clause the provisions of this act so far as they are the same as the provisions of the laws repealed by this act are intended as a continuation of such laws and not as new enactments

Section 80 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. SEYLER. Mr. Speaker, I desire to interrogate briefly the sponsor of the bill.

The SPEAKER. Will the gentleman from Dauphin, Mr. Ziegler, permit himself to be interrogated?

Mr. ZIEGLER. I shall, Mr. Speaker.

Mr. SEYLER. Mr. Speaker, I would like to clarify my mind on this bill and therefore I ask the gentleman the relationship of this bill with 1310. I understand that 1310 is an amendment which says that any municipality which already has a Board of Health, does not come under the provisions of 1310. Does that mean that any municipality which has a Board of Health also does not come under the provisions of 1378, in your understanding?

Mr. ZIEGLER. Mr. Speaker, in my opinion if the county or the city already has a Board of Health and does not come under the provisions of 1310 by reason of being an exception or being exempt, in my opinion 1310 would not apply.

Mr. SEYLER. In order to make it more specific, Mr. Speaker, I would like to ask the gentleman if a city which now has a plumbing inspector and plumbing examiners, I would like to know whether such a city would be affected by the provisions of 1378?

Mr. ZIEGLER. I do not think it would, Mr. Speaker.

Mr. SEYLER. In other words the county board, if such a board were established in that county by the commissioners or by other means provided, would have no jurisdiction over either the plumbing inspection or the granting of plumbers' licenses in a city which already has its own way of making that provision.

Mr. ZIEGLER. Mr. Speaker, that is my understanding.

Mr. SEYLER. Mr. Speaker, I thank the gentleman.

Mr. LOPRESTI. Mr. Speaker, before leaving Harrisburg at the last session I studied this bill for two or three hours, I imagine, and after that length of time I concluded that I needed a lawyer.

I have listened to answers to some questions and the answers are "I think" and "I understand." Now, is there anyone in the House who knows, because it is an important thing in my mind as to whether it does or it does not. To think or to understand is not quite a satisfactory answer in my opinion.

In reading over the bill I find toward the end of it that there are several repealers, and they state that they repeal absolutely these particular laws. Then clear at the end we come to a saving clause which says that insofar as the provisions of this bill are the same, this is a continuation.

After I get through reading the wording or the bill

I do not know whether we are going to retain the other laws or we are going to repeal them absolutely as this particular bill says we are going to.

If the provisions are not the same, then I would take it that they would be repealed. If you have a county health officer and a city health officer then you would have conflicting officers, and I do not know under which law the third class cities would be operating.

If there is somebody who can give me a definite answer, —and I will say to you very frankly I do not know after having studied the bill, what the answer is,—if there is someone who can give me a definite answer I would appreciate it very much.

Mr. ZIEGLER. Mr. Speaker, if a county does not accept the provisions of 1310 the provisions of 1378 do not apply.

Mr. SEYLER. Mr. Speaker, I understand Mr. Ziegler's last statement, but what we are concerned about is not the case of a county which does not accept the plan. We are interested in the case of a county which does accept the plan, and then we are wondering whether that county board of health can set up a plumbing inspector and a plumbing board of examiners who will have jurisdiction over the city plumbing situation. Obviously if it can you may have the situation where a person, a plumber let us say from the county, is set up as plumbing inspector over the city plumbers, which seems to me a situation to be avoided, since the situation in the county and the city is so different.

Furthermore you might have a county board of examiners set up by the county board who would be able to limit entrance into the plumbing occupation in the city by a set of standards which perhaps would not meet at all the needs of the city in regard to the examination of plumber applicants.

The question is whether in case the county does accept this county plan is a city which already has a system set up going to be controlled by the actions of that county board?

I think the point made by the gentleman from Cambria is very well taken, that this is a rather important matter, and I think if the sponsor is not prepared with a definite and definitive answer on this it might be wise to hold this bill until such an answer can be obtained, perhaps from the Attorney General or some other source that we can take as authoritative. Otherwise I think it would be unwise for anyone who is interested in the welfare of cities and particularly the plumbers in cities to vote for this bill until such assurance is secured.

Mr. ZIEGLER. I understand that if the municipality does not accept, or does not come within the provisions of Bill 1310, and there is a county board setup, they will not supersede any city board already in existence.

Mr. LOPRESTI. Mr. Speaker, I am at a loss to understand how 1310 can control the operation of 1378. 1378 is a separate law, and I do not know of any place in 1378 where it says that it is to be applicable only to those cases under 1310. I just cannot understand it. I have made a thorough study of it and I cannot figure it out. I am not saying that the gentleman is not correct, but I would like to be sure.

On the question recurring,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and neys were taken and were as follows:

YEAS—158

Amarando,	Gutendorf,	McCormack,	Sax,
Andrews,	Guthrie,	McCullough,	Scanlon,
Banker,	Hagerty,	McGee,	Schmidt,
Barkdoll,	Hall,	McInroy,	Schuster,
Baumunk,	Hamilton, R. K.,	McKinney,	Shoemaker,
Bear,	Hamilton, W. H.,	McMillen,	Shotwell,
Beaver,	Harney,	McNally,	Smith,
Berkstresser,	Haudenshield,	Metz,	Snider,
Blair,	Headlee,	Mikula,	Sollenberger,
Bolton,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Mintess,	Stimmel,
Breth,	Hocker,	Monroe,	Stoner,
Brown,	Hunter,	Moore, C. E.,	Swartz,
Byrne,	Jenkins,	Moore, H. A.,	Swope,
Cella,	Johnson,	Moran,	Tahl,
Clapper,	Jones, G. E.,	Muldowney,	Taylor,
Clendenning,	Jones, J. M.,	Munley,	Thompson, E. F.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Costa,	Jump,	Musto,	Tompkins,
Coyle,	Kamyk,	Najaka,	Toomey,
Dalrymple,	Keller,	Naugle,	VanSant,
Davis,	Kent,	Needham,	Varallo,
Dennison,	Kilne,	Penglase,	Varner,
Dougherty,	Kohl,	Peta,	Wachhaus,
Dowling,	Kornick,	Pfaff,	Wargo,
Duffy,	Kratz,	Pichney,	Waterhouse,
Dunn,	Lafore,	Pitzer,	Weidner,
Erb,	Lederer,	Polaski,	Watkins,
Ewing,	Lelsey,	Polen,	Weish,
Ferster,	Leonard, L.,	Price, H. W. Jr.,	Wescott,
Firmstone,	Leonard, W. C.,	Price, R. A.,	Whalley,
Flack,	Leven,	Readinger,	Wheeler,
Frost,	Light,	Reagan,	White,
Gaffney,	Limper,	Reidenbach,	Wood,
Geer,	Lutty,	Reilly, J. M.,	Yeakel,
Gibson,	Madden,	Rigby,	Young,
Gleason,	Madigan,	Riley, R. L.,	Ziegler,
Graybill,	Markley,	Robertson,	Sorg,
Greenwood,	Mazza,	Royer,	Speaker
Greer,	McConnell,	Rubin,	

NAYS—13

Buechlin,	Filo,	Maxwell,	Rovansek,
DuBols,	Lopresti,	McDermitt,	Seyler,
Fillip,	Lovett,	Petrosky,	Westrick,
			Yester,

NOT VOTING—36

Beech,	Fenrich,	Loftus,	Rosen,
Bloom,	Good,	Lyons,	Sarraf,
Boles,	Goodling,	Mihm,	Scott,
Bomberger,	Guarnieri,	Miller, J. C.,	Stank,
Boorse,	Hersch,	Mills,	Thompson, R. L.,
Brelschi,	Hoggard,	Olsen,	Verona,
Cochran,	Jones, P. F.,	Pettigrew,	Williams,
Cooper,	Kolankiewicz,	Reese,	Wilt,
Corr,	Kubacki,	Rose,	Yetzer,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

REASON FOR VOTE

Mr. LOPRESTI. I desire to be recorded as voting "No" on House Bill 1378 only for the reason that I do not know what I am voting for.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. FROST.

The House resumed the consideration on third reading of House Bill No. 1376 as follows:

An Act to further amend subsection (a) of section two hundred seven and subsection (f) of section four hundred forty-eight and to amend section two thousand one hundred eleven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal School or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the power and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the duties and all other assistants and employees of certain departments boards and commissions shall be determined" by prescribing the qualifications for the secretary of health and by reconstituting the advisory Health Board and further prescribing its powers and duties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (a) of section two hundred seven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions be determined" as last amended by the act approved the eighteenth day of February one thousand nine hundred forty-nine (P. L. 16) is hereby further amended to read as follows

Section 207 appointment the Governor shall nominate and by and with the advice and consent of two-thirds of all the members of the Senate appoint

(a) The Secretary of the Commonwealth the Attorney General the Superintendent of Public Instruction the Adjutant General the Insurance Commissioner the Secretary of Banking the Secretary of Agriculture the Secretary of Forests and Waters the Secretary of Mines the Secretary of Highways the Secretary of Health the Commissioner of the Pennsylvania State Police the Secretary of Labor and Industry the Secretary of Welfare the Secretary of Property and Supplies the Secretary of Revenue the Secretary of Public Assistance the Secretary of Commerce and the Members of all Independent Administrative Boards and Commissions

The Adjutant General may have the rank of Major General of the Adjutant General's Department in the Pennsylvania National Guard or Pennsylvania Guard or the Governor may designate the Ranking Line Officer of the Pennsylvania National Guard of Pennsylvania Guard or an Officer of the Regular Army United States Navy United States Coast Guard or United States Marine

Corps as Adjutant General provided that should the Ranking Line Officer be also appointed Adjutant General he shall receive only the salary provided by law for the Adjutant General and provided further that should the Ranking Line Officer be called into the service of the United States a Deputy Adjutant General to be designated by the Governor shall act as Adjutant General during his absence no Adjutant General shall be appointed who shall not have served at least two years as a Commissioned Officer in the Pennsylvania National Guard Pennsylvania Guard or equivalent length of service in the regular Army of the United States United States Navy United States Coast Guard or United States Marine Corps or Officers Reserve corps of the United States Army United States Navy Reserve United States Coast Guard Reserve or United States Marine Corps Reserve which service may be cumulative that is service in any one or more of the foregoing services may be added together

The secretary of health shall be a doctor of medicine licensed to practice medicine in Pennsylvania or eligible to be so licensed

Section 2 subsection (f) of section four hundred forty-eight of said act as last amended by the acts approved the twenty-second day of May one thousand nine hundred forty-seven (P. L. 269) and the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 935 act number 390) is hereby further amended to read as follows

(f) The Advisory Health Board shall consist of the Secretary of Health or in his place his duly authorized deputy and [seven] ten members [a majority] five of whom shall be [physicians] [graduates of legally constituted medical colleges] [and of at least ten years' experience in the practice of their profession] doctors of medicine licensed to practice medicine in Pennsylvania one [of whom shall be] a dentist [and] licensed to practice dentistry in Pennsylvania and [of whom shall be] a pharmacist [graduates of legally constituted dental and pharmacy colleges respectively and of at least ten years' experience in the practice of their profession] registered with the State board of pharmacy and one [of whom shall be a civil] an engineer registered with the State registration board for professional engineers who is experienced in sanitary engineering The Secretary of Health or in his place his duly authorized deputy shall be chairman of the board

The term of office of each appointed member of the board shall be four years measured from the third Tuesday of January of the year in which he takes office or until his successor has been appointed and has qualified except that in the initial appointment of the members of the board one member shall be appointed for a term of one year three members for a term of two years three members for a term of three years and three members for a term of four years

[Four] Six members of the board together with the Secretary of Health or in his place his duly authorized deputy shall constitute a quorum

Each appointed member of the board shall receive actual traveling expenses and per diem compensation at the rate of \$25.00 a day for time actually devoted to the business of the board

Section 3 Section two thousand one hundred eleven of the said act is hereby amended to read as follows

Section 2111 The Advisory Health Board shall have the power and its duty shall be

(a) To advise the Secretary of Health on such matters as he may bring before it

(b) To make such reasonable rules and regulations not contrary to law as may be deemed by the board necessary for the prevention of disease and for the protection of the lives and health of the people of the Commonwealth and for the proper performance of the work of the Department of Health and such rules and regulations when made by the board shall become the rules and regulations of the department

(c) To adopt rules and regulations for personnel ad-

ministration based upon merit and fitness including standards of recruitment selection tenure removal and working conditions and to prescribe qualifications for professional technical and executive personnel appointed or employed by the State Department of Health and by the departments or boards of health of counties or other political subdivisions No restrictions shall be imposed relating to race religion residence or political affiliation

(d) To prescribe minimum health activities and minimum standards of performance of health services for counties or other political subdivisions

Section 4 All other acts and parts of acts inconsistent herewith are hereby repealed

Section 5 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—141

Amarando,	Goodling,	Madden,	Robertson.
Andrews,	Graybill,	Markley,	Rose,
Banker,	Greer,	McConnell,	Rovanssek.
Barkdoll,	Guarnieri,	McCormack,	Royer,
Baumunk,	Gutendorf,	McCullough,	Rubin,
Bear,	Guthrie,	McDermitt,	Scanlon,
Beaver,	Hagerty,	McGee,	Schmidt,
Berkstresser,	Hall,	McInroy,	Schuster,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McNally,	Smith,
Bomberger,	Harney,	Milkula,	Snider,
Brelsch,	Haudenshield,	Miller, H. G.,	Sollenberger,
Breth,	Headlee,	Mills,	Spencer,
Brown,	Helm,	Mintess,	Stimmel,
Bucchin,	Hunter,	Monroe,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jump,	Munley,	Toil,
Costa,	Kamyk,	Murray,	Toomey,
Coyle,	Keller,	Musto,	VanSant,
Dalrymple,	Kline,	Najaka,	Varallo,
Davis,	Kohl,	Needham,	Wachhaus,
Dougherty,	Lederer,	Penglase,	Wargo,
Dowling,	Lelsey,	Peta,	Waterhouse,
Duffy,	Leonard, L.,	Petrosky,	Weidner,
Erb,	Leonard, W. C.,	Pfaff,	Welsh,
Ferster,	Leven,	Polaski,	Wescott,
Fillp,	Light,	Polen,	Westrick,
Filo,	Limper,	Price, H. W. Jr.,	Wheeler,
Firmstone,	Loftus,	Price, R. A.,	Williams,
Flack,	Lopresti,	Readinger,	Wilt,
Frost,	Lovett,	Reese,	Yester,
Gaffney,	Lutty,	Reidenbach,	Young,
Geer,	Lyons,	Rigby,	Ziegler,
Gleason,			

NAYS—37

Bolton,	Johnson,	Pichney,	Swartz,
Bower,	Jones, T. H. W.,	Pitzer,	Tompkins,
Dennison,	Kent,	Reagan,	Varnier,
DuBois,	Kratz,	Reilly, J. M.,	Whalley,
Dunn,	Lafore,	Riley, R. L.,	White,
Ewing,	Madigan,	Sax,	Wood,
Gibson,	Maxwell,	Shoemaker,	Yeakel,
Greenwood,	McMillen,	Shotwell,	Sorg,
Hewitt,	Moore, C. E.,	Stoner,	Speaker
Hocker,	Naule,		

NOT VOTING—29

Beech,	Fenrich,	Kubacki,	Rosen,
Boles,	Good,	Mazza,	Sarra,
Boorse,	Hersch,	Metz,	Scott,
Cochran,	Hoggard,	Mihm,	Stank,
Conway,	Jones, P. F.,	Miller, J. C.,	Thompson, R. L.,
Cooper,	Kolaniewicz,	Olsen,	Verona,
Corr,	Kornick,	Pettigrew,	Watkins,
			Yetzer,

The majority required by the Constitution having voted

in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. WILBUR H. HAMILTON,

The House resumed the consideration on third reading of House Bill No. 1431, as follows:

An Act providing for the licensure and regulation of commercial boarding homes for the aged conferring certain powers and duties upon the Department of Welfare imposing license fees and providing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 It shall be unlawful for any person copartnership association or corporation to operate for profit within this Commonwealth a commercial boarding home for the aged without a license as hereinafter required but this act shall not be construed to apply to any State or State-aided institution or any institution licensed by the Department of Welfare or the Department of Health under other statutes

Section 2 Definitions as used in this act

(a) "Commercial boarding home for the aged" shall mean any institution however named which is operated for profit and advertised announced or maintained for the express or implied purpose of providing service or domiciliary care for three or more elderly people who are not ill or in need of nursing care

(b) A "boarder" shall mean any active individual who needs no service or care other than room and board and who is able to go up and down stairs unassisted and able to bathe and dress without assistance or supervision who is domiciled in a commercial boarding home for the aged

Section 3 Every person copartnership association or corporation desiring to operate for profit such a commercial boarding home for the aged shall file an application for a license with the Department of Welfare The application shall be on a form prescribed prepared and furnished by the Department of Welfare and together with such other information as the department shall require shall state

(a) The name and address of the applicant and the person to be in charge of said home If the applicant is a copartnership association or corporation the application shall state the names and addresses of all the partners and officers as the case may be

(b) The location of the commercial boarding home for the aged and if the applicant is a corporation association or partnership the state of incorporation or organization

(c) The facilities of the commercial boarding home for the aged for domiciliary care or providing service for boarders including sanitary and fire protection facilities

Section 4 Any person or any or all officers or partners of any partnership association or corporation maintaining or operating for profit within this Commonwealth a commercial boarding home for the aged without a license required by this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars (\$1000) or to undergo imprisonment not exceeding one year or both

No person who because of inability to satisfy the character requirements deemed necessary by the department has been refused a license shall thereafter in any way connected with any commercial boarding home for the aged licensed pursuant to the provisions of this act

Section 5 Upon receipt of an application for a license the Department of Welfare shall cause a thorough investigation to be made as to the character and qualifications of the applicant and if the applicant is a partnership association or corporation of all the officers or partners as the case may be and of the person who is to have the general management of the commercial home for

the aged the adequacy of the facilities of the home to furnish the type of care and service specified in the application the sanitary and fire protection facilities and any other matter or thing which the department may deem proper

Section 6 The Department of Welfare may with the approval of the State Welfare Commission make and enforce reasonable rules and regulations for the issuance and renewal of such licenses for the proper maintenance operation and conduct of such commercial boarding homes for the aged and for the visitation examination and inspection of all such homes The Department of Welfare or its duly authorized representative shall have free and full access to the grounds premises and buildings and to the records of any home licensed under this act and full opportunity to interrogate or interview any boarder thereof and all persons connected with any such home as officers or charged with the management thereof are hereby directed to give to the Department of Welfare or its duly authorized representatives such means facilities and opportunity for such visitation examination and interrogation as is hereby provided and required or as the department by its duly ordained rules or regulations may require

Section 7 Whenever the Department of Welfare shall upon inspection investigation or sworn complaint learn of any violation of rules or regulations adopted by the department or any failure to establish provide or maintain standards and facilities required by the department it shall give written notice thereof to the offending licensee The department may revoke the license of said licensee if such violations do not case or such standards and facilities are not established or brought in conformity with those prescribed by the department two months after such written notice

Section 8 The Department of Welfare shall when satisfied that the applicant or applicants for such license are proper and responsible persons that the place sought to be used as a commercial boarding home for the aged is a suitable place for such purpose and is properly equipped therefor and when all the requirements of this act and the rules and regulations of the department have been complied with issue a license to the applicant upon the payment of a license fee of ten dollars (\$10.00) which shall be paid into the State Treasury through the Department of Revenue

All licenses issued by the department under this act shall expire one year next following the day on which issued shall be on a form prescribed by the department shall not be transferable shall be issued only for the premises named in the application shall be posted in a conspicuous place on the applicant's premises and may be renewed from year to year upon application investigation and payment of license fee as in the procurement of an original license

Section 9 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—160

Amarando,	Guthrie,	McCormack,	Sax,
Andrews,	Hagerty,	McCullough,	Scanlon,
Banker,	Hamilton, R. K.,	McDermitt,	Schmidt,
Barkdoll,	Hamilton, W. H.,	McGee,	Schuster,
Baumunk,	Harney,	McInroy,	Seyler,
Bear,	Haudenshield,	McKinney,	Shoemaker,
Beaver,	Headlee,	McMillen,	Shotwell,
Beech,	Helm,	McNally,	Smith,
Berkstresser,	Hewitt,	Metz,	Snider,
Blair,	Hocker,	Mikula,	Sollenberger,
Bloom,	Hunter,	Miller, H. G.,	Spencer,

Bolton,	Jenkins,	Mills,	Stimmel,
Breth,	Johnson,	Mintess,	Stoner,
Brown,	Jones, G. E.,	Monroe,	Swartz,
Bucchin,	Jones, J. M.,	Moran,	Swope,
Byrne,	Jones, T. H. W.,	Muldowney,	Tahl,
Cella,	Kamyk,	Munley,	Taylor,
Clapper,	Keller,	Murray,	Thompson, E. F.,
Clendenning,	Kent,	Najaka,	Toll,
Conway,	Kilne,	Needham,	Tompkins,
Costa,	Kohl,	Penglase,	Toomey,
Coyle,	Kornick,	Peta,	VanSant,
Dalrymple,	Kratz,	Pfaff,	Varallo,
Dougherty,	Lafore,	Pichney,	Varner,
Dowling,	Lederer,	Pitzer,	Wachhaus,
Duffy,	Leasey,	Polaski,	Waterhouse,
Erb,	Leonard, L.,	Polen,	Weidner,
Filo,	Leonard, W. C.,	Price, H. W. Jr.,	Welsh,
Firmstone,	Leven,	Price, R. A.,	Wescott,
Flack,	Light,	Readinger,	Westrick,
Frost,	Limper,	Reagan,	Whalley,
Gaffney,	Loftus,	Reese,	Wheeler,
Geer,	Lopresti,	Reilly, J. M.,	Williams,
Gibson,	Lovett,	Rigby,	Wilt,
Gleason,	Lutty,	Riley, R. L.,	Wood,
Goodling,	Lyons,	Robertson,	Yeakel,
Graybill,	Madden,	Rose,	Yester,
Greenwood,	Markley,	Rovanssek,	Yetzer,
Greer,	Mazza,	Royer,	Young,
Guarnieri,	McConnell,	Rubin,	Ziegler,

NAYS—23

Bomberger,	Ewing,	Madigan,	Reidenbach,
Bower,	Ferster,	Maxwell,	Wargo,
Davis,	Filip,	Moore, C. E.,	Watkins,
Dennison,	Gutendorf,	Musto,	White,
DuBois,	Hall,	Naugle,	Sorg,
Dunn,	Jump,	Petrosky,	Speaker

NOT VOTING—24

Boles,	Fenrich,	Kubacki,	Rosen,
Boorse,	Good,	Mihm,	Sarrafi,
Brasch,	Hersch,	Miller, J. C.,	Scott,
Cochran,	Hoggard,	Moore, H. A.,	Stank,
Cooper,	Jones, P. F.,	Olsen,	Thompson, R. L.,
Corr,	Kolankiewicz,	Pettigrew,	Verona,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1433, as follows:

An Act to add section 17.1 to the act approved the twenty-sixth day of June one thousand nine hundred thirty-one P. L. 1379) entitled "An act creating in counties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors a solicitor engineers and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities" by imposing duties on certain owners of and persons who acquire real estate and providing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the twenty-sixth day of

June one thousand nine hundred thirty-one (P. L. 1379) entitled "An act creating in counties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors a solicitor engineers and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities" is hereby amended by adding after section 17 thereof a new section to read as follows

Section 17.1 It shall be the duty of all owners of real estate within the county within two months after the effective date of this amending act and of every subsequent purchaser within one month after acquiring title in any manner whatsoever to any real estate in the county to furnish to the board at its office descriptions of their respective properties upon forms to be furnished by the board unless in the case of conveyances the deeds have previously been deposited for recording with the recorder of deeds

Any person who wilfully refuses to comply with the provisions of this section shall be liable to a penalty of five dollars to be recovered with costs of suit in the name and for the use of the county

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Graybill,	Maxwell,	Royer,
Andrews,	Greenwood,	Mazza,	Rubin,
Banker,	Greer,	McConnell,	Sarraf,
Barkdoll,	Guarnieri,	McCormack,	Sax,
Baumunk,	Gutendorf,	McCullough,	Scanlon,
Bear,	Guthrie,	McDermitt,	Schmidt,
Beaver,	Hagerty,	McGee,	Schuster,
Beech,	Hall,	McInroy,	Scott,
Berkstresser,	Hamilton, R. K.,	McKinney,	Seyler,
Blair,	Hamilton, W. H.,	McMillen,	Shoemaker,
Bloom,	Harney,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Headlee,	Mihm,	Snider,
Bomberger,	Helm,	Mikula,	Sollenberger,
Boorae,	Hersch,	Miller, H. G.,	Spencer,
Bower,	Hewitt,	Miller, J. C.,	Stank,
Brelschi,	Hocker,	Mills,	Stimmel,
Breth,	Hoggard,	Mintess,	Stoner,
Brown,	Hunter,	Monroe,	Swartz,
Bucchin,	Jenkins,	Moore, C. E.,	Swope,
Byrne,	Johnson,	Moore, H. A.,	Tahl,
Cella,	Jones, G. E.,	Moran,	Taylor,
Clapper,	Jones, J. M.,	Muldorney,	Thompson, E. F.,
Clendening,	Jones, P. F.,	Munley,	Thompson, R. L.,
Cochran,	Jones, T. H. W.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varner,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
Duffy,	Lafore,	Pichney,	Weidner,
Dunn,	Lederer,	Pitzer,	Welsh,
Erb,	Lelsey,	Polaski,	Wescott,
Ewing,	Leonard, L.,	Polen,	Westrick,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leven,	Price, R. A.,	Wheeler,
		Readinger,	White,

Filip,
Flo,
Firmstone,
Flack,
Frost,
Gaffney,
Geer,
Gibson,
Gleason,
Good,
Goodling,

Light,
Limper,
Loftus,
Lopresti,
Lovett,
Lutty,
Lyons,
Madden,
Madigan,
Markley,

Reagan,
Reese,
Reidenbach,
Reilly, J. M.,
Rigby,
Riley, R. L.,
Robertson,
Rose,
Rosen,
Rovanssek,

Williams,
Wilt,
Wood,
Yeakel,
Yester,
Yetzer,
Young,
Ziegler,
Sorg,
Speaker

NAYS—1

DuBois.

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

RECONSIDERATION OF VOTE
(HOUSE BILL 1085)

Mr. ZIEGLER. Mr. Speaker, I move that the vote by which House Bill No. 1085, Printer's No. 666, entitled:

An Act to amend Section 432 and Section 472 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. , Act No. 21), entitled "Liquor Code," by providing that no wholesale distributor's license shall be granted in any municipality where the electors have voted against licensing places for the sale of malt or brewed beverages; bringing wholesale distributors within local option provisions now applicable to retail dispensers and providing where the vote occurs on local option question, the status quo obtains.

was defeated on final passage, Tuesday, July 17, 1951, be reconsidered.

Mr. HELM. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Dauphin, Mr. Ziegler, vote on the final passage of this bill?

Mr. ZIEGLER. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Armstrong, Mr. Helm, vote on the final passage of this bill?

Mr. HELM. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

Mr. ANDREWS. Mr. Speaker, is it proposed to press for immediate action on this bill, or if it is reconsidered will it be placed on the postponed calendar?

Mr. ZIEGLER. Mr. Speaker, if the motion carries it will be placed on the postponed calendar.

Mr. ANDREWS. Personally I shall not oppose the motion to reconsider if the bill goes on the postponed calendar. What the other Members of the minority group will do, I do not know.

On the question recurring,

Will the House agree to the motion?

It was agreed to.

On the question recurring,

Shall the bill pass finally?

BILL POSTPONED

Mr. ZIEGLER. Mr. Speaker, I move that House Bill 1085, Printer's No. 1066 be placed on the final passage postponed calendar.

On the question,

Will the House agree to the motion?

The SPEAKER declared the "ayes" appear to have it.

Whereupon, a division was called for, one hundred seven Members or more than a majority having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1844, as follows:

An Act to facilitate vehicular traffic across the Commonwealth by providing for the construction operation and maintenance of a turnpike from a connection with the Pennsylvania Turnpike System at such point east of the Susquehanna River as the Pennsylvania Turnpike Commission may decide is most feasible and practicable to a point on or near the boundary line between the Commonwealth of Pennsylvania and the State of New York between the Susquehanna and Delaware Rivers and conferring powers and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds notes or other obligations of the Commonwealth payable solely from revenues of the Commission including tolls or from such funds as may be available to the Commission for that purpose to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds notes or other obligations and for the cost of maintenance operation and repair of the turnpike making such turnpike bonds notes or other obligations exempt from taxation constituting the same legal investments in certain instances requiring suits against the Commission to be brought in Dauphin County prescribing conditions on which such turnpike shall become free providing for grade separation grade changes relocations restorations and vacation of public roads and State highways affected by the turnpike providing for the purchasing or condemnation of land and procedure for determining damages in condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the Commission and authorizing the issuance of turnpike revenue refunding bonds

The General Assembly of the Commonwealth of Pennsylvania enacts as follows

Section 1 This act shall be known and may be cited as the "Pennsylvania Turnpike Northeastern Extension Act"

Section 2 In order to facilitate vehicular traffic across the Commonwealth and to provide additional traffic facilities to the industrial communities of the northeastern section of the Commonwealth the Pennsylvania Turnpike Commission heretofore created by virtue of the provisions of the Act approved the 21st day of May 1937 (P. L. 774) and the supplements and amendments thereto is hereby authorized and empowered to construct operate and maintain a turnpike at such location as shall be approved by the Governor and the Department of Highways from such point east of the Susquehanna River as the Pennsylvania Turnpike Commission may decide is most feasible and practicable to a point on or near the boundary line between the Commonwealth of Pennsylvania and the State of New York between the Susquehanna River at Sayre and the Delaware River together with connecting roads tunnels and bridges and further to issue turnpike revenue bonds of the Commonwealth notes or other obligations payable solely from revenues of the Commission including tolls or from such funds as may be available to the Commission for that purpose to pay the cost of any and all construction

Section 3 The turnpike revenue bonds notes or other obligations issued under the provisions of this act shall not be deemed to be a debt of the Commonwealth or a

pledge of the faith and credit of the Commonwealth but such bonds notes or other obligations shall be payable solely from revenues of the Commission including tolls or from such funds as may be available to the Commission including tolls or from such funds as may be available to the Commission for that purpose All such bonds notes or other obligations shall contain a statement on their face that the Commonwealth is not obligated to pay the same or the interest thereon except from revenues of the Commission including tolls or from such funds as may be available to the Commission for that purpose and that the faith and credit of the Commonwealth is not pledged to the payment of the principal or interest of such bonds notes or other obligations The issuance of turnpike revenue bonds notes or other obligations under the provisions of this act shall not directly or indirectly or contingently obligate the Commonwealth to levy or to pledge any form of taxation whatever therefor or to make any appropriation for their payment

Section 4 The following words and terms shall have the following meanings

(a) The word "commission" shall mean the Pennsylvania Turnpike Commission heretofore created by the act approved the twenty-first day of May one thousand nine hundred and thirty-seven (P. L. 774) or if said commission shall be abolished any board commission or officer succeeding to the principal functions thereof or upon whom the power and functions given by this act to said commission shall be given by law

(b) The word "owner" shall include all individuals partnerships associations or corporations having any title or interest in any property rights easements or franchises authorized to be acquired by this act

(c) The words "the turnpike" shall mean the turnpike to be constructed as hereinafter provided from a connection with the Pennsylvania Turnpike System east of the Susquehanna River to a point on or near the boundary line between the Commonwealth of Pennsylvania and the State of New York between the Susquehanna River at Sayre and the Delaware River and may be constructed as a whole at one time or in sections from time to time as the commission shall determine and shall be deemed to include not only the turnpike and all connecting roads tunnels and bridges connected therewith but also all property rights easements and franchises relating thereto and deemed necessary or convenient for the construction or the operation thereof

(d) The term "cost of the turnpike" shall embrace the cost of constructing the turnpike and all connecting roads tunnels and bridges the cost of all lands property rights rights of way easements and franchises acquired which are deemed necessary or convenient for such construction the cost of all machinery and equipment financing charges interest prior to and during construction and for one year after completion of construction cost of traffic estimates and of engineering and legal expenses plans specifications surveys estimates of cost and of revenues other expenses necessary or incident to determining the feasibility or practicability of the enterprise administrative and legal expense and such other expenses as may be necessary or incident to the financing herein authorized the construction of the turnpike and connecting roads tunnels and bridges the placing of the same in operation and the condemnation of property necessary for such construction and operation Any obligation or expense contracted for by the Commission with the Department of Highways of the Commonwealth of Pennsylvania or with the United States or any agency thereof for traffic surveys preparation of plans and specifications supervision of construction and other engineering administrative and legal services and expenses in connection with the construction of the turnpike or any of the connecting roads tunnels and bridges shall be regarded as a part of the cost of the turnpike and shall be reimbursed or paid out of the proceeds of the turnpike revenue bonds notes or other obligations shall be considered payment of the cost of the turnpike provided such notes or other obligations were issued for such purpose

Section 5 The exercise by the Commission of the powers conferred by this act in the construction operation and maintenance of the turnpike shall be deemed and held to be an essential governmental function of the Commonwealth

Section 6 The Commission shall have the following powers and duties

(a) It shall maintain a principal office at such place as shall be designated by the Commission

(b) The Commission may contract and be contracted with in its own name

(c) The Commission may sue and be sued in its own name plead and be impleaded Provided however That any and all actions at law or in equity against the Commission shall be brought only in the proper courts at the County of Dauphin

(d) The Commission shall have an official seal

(e) The Commission shall make necessary rules and regulations for its own government and shall have power and authority to acquire own use hire lease operate and dispose of personal property real property and interests in real property and to make and enter into all contracts and agreements necessary or incidental to the performance of its duties and the execution of its powers under this act and to employ engineering traffic architectural and construction experts and inspectors and attorneys and such other employees as may in its judgment be necessary and fix their compensation Provided however That all contracts and agreements relating to the construction of the turnpike and connecting roads tunnels and bridges shall be approved by the Department of Highways and the turnpike and connecting roads tunnels and bridges shall be constructed under the supervision of the Department of Highways

(f) The turnpike when completed and opened to traffic shall be maintained and repaired by and under the control of the Commission through the Department of Highways of the Commonwealth and all charges and costs for such maintenance and repairs actually expended by said Department of Highways shall be paid to it by the Commission upon certification thereof out of tolls Such turnpike shall also be policed and operated by such force of police tolltakers and other operating employees as the Commission may in its discretion employ

(g) The Commission shall have authority at its own cost to provide grade separations with respect to all public roads and State highways intersected by the turnpike and to change and adjust the lines and grades thereof so as to accommodate the same to the design of such grade separation Provided however That the damages incurred in changing and adjusting the lines and grades of such public roads and State highways shall be ascertained and paid by the Commission in the same manner as is provided for by this act in regard to the location and construction of the turnpike

(h) If the Commission shall find it necessary to provide a grade separation or change the site of any portion of any State highway or public road or vacate the same it shall cause it to be reconstructed and restored forthwith at the Commission's own proper expense on the most favorable location and in as satisfactory a manner as the original road or vacate it as the case may be Provided That the method of acquiring the right-of-way and determining damages incurred in changing the location of or vacating such road or State highway shall be ascertained and paid for by the Commission in the same manner as is provided for by this act in regard to the location and construction of the turnpike In such cases the plan of such reconstruction and restoration or vacation shall be submitted to the supervisors of the proper township for approval and in the event of failure of the supervisors to approve the plan then it shall be submitted to the Department of Highways for final approval In the case of the State high-

ways the plan shall be submitted to the Department of Highways for its approval

(i) The Commission shall also have authority to petition the court of quarter sessions of the county wherein is situate any public road or part thereof affected by the location therein of the turnpike for the vacation relocation or supply of the same or any part thereof with the same force and effect as is now given by existing laws to the inhabitants of any township of such county and the proceedings upon such petition whether it be for the appointment of viewers or otherwise shall be the same as provided by existing law for similar proceedings upon such petitions

(j) The Commission shall otherwise have all of the powers and perform all of the duties prescribed by the act approved the twenty-first day of May one thousand nine hundred and thirty-seven (P. L. 774) and any supplements or amendments thereto

(k) Adequate compensation shall be made by the Commission out of funds provided under the authority of this act for damages to all public or private property taken injured or destroyed in carrying out the powers granted by this act or such property may be restored or repaired and placed in its original condition as nearly as practicable as the Commission may deem it expedient in any particular case

Section 7 (a) Each member of the Commission shall be reimbursed for the necessary expenses incurred in the performance of the duties performed under the provisions of this act

(b) All expenses incurred in carrying out the provisions of this act shall be paid solely from funds provided under the authority of this act and sufficient funds shall be provided under the authority of this act to meet any liability or obligation incurred in carrying out the provisions of this act

(c) Before the issuance of any turnpike revenue bonds notes or other obligations under the provisions of this act each appointed member of the commission shall execute a bond in the penalty of twenty-five thousand dollars (\$25,000) and the secretary and treasurer shall execute a bond in the penalty of fifty thousand dollars (\$50,000) each such bond to be approved by the Governor and to be conditioned upon the faithful performance of the duties of his office under the provisions of this act which bonds shall be filed in the office of the Secretary of the Commonwealth Provided however That if the turnpike as defined in this act shall be designated by the commission as part of the Pennsylvania Turnpike System as provided in the act approved the day of one thousand nine hundred and fifty-one (Act No) the bonds provided for under this section shall no longer be required and if previously delivered may be cancelled

Section 8 (a) The Commission is hereby authorized and empowered to condemn by resolution any lands interest in lands property rights rights of way franchises easements and other property deemed necessary or convenient for the construction and efficient operation of the turnpike or necessary in the restoration or relocation of public or private property damaged or destroyed and the date of such resolution shall be the effective date of condemnation

(b) The Commission is hereby authorized and empowered to acquire by purchase whenever it shall deem such purchase expedient any lands interests in lands property rights rights of way franchises easements and other property deemed necessary or convenient for the construction and efficient operation of the turnpike or necessary in the restoration or relocation of public or private property damaged or destroyed whether the same had theretofore been condemned or otherwise upon such terms and at such price as may be considered by it to be reasonable and can be agreed upon between the Commission and the owner thereof and to take title thereto in the name of the Commission

Section 9 (a) Whenever a reasonable sum representing the damages cannot be agreed upon or whenever the owner is legally incapacitated or unable to convey valid title or is absent or unknown either the Commission acting through the Department of Justice or any owner or owners shall apply to the court of common pleas of the county in which the property is located or in the case of property located in two or more counties then in any one of such counties for the appointment of viewers to determine as hereinafter provided the amount of damages resulting from the taking Whereupon said court or any law judge thereof shall appoint three disinterested freeholders to view such property and estimate the value thereof None of the freeholders shall be a resident of the county wherein such application shall be made The court shall fix a time not less than twenty nor more than thirty days thereafter when the viewers shall meet upon the property and view the same The viewers shall cause at least ten days' personal notice of the time and place of such meeting to be given to the Attorney General to the Commission and to the owner or owners if resident within said county If the owner is a corporation such notice shall be given to the president secretary or treasurer thereof if such officer resides within said county If neither owner nor any of such officers reside within the county or cannot be found therein or is unknown notice of such first meeting shall be given as the court may direct The viewers having been duly sworn or affirmed faithfully and impartially to perform the duties required of them under the provisions of this act shall at the time fixed for the first meeting proceed to ascertain as accurately as may be the value of such land property rights rights of way easements or franchises and to that end may require the attendance of any person whose testimony may be pertinent thereto and production of any such books or papers as the viewers may deem necessary if any person shall refuse to appear and testify before such viewers or refuse to produce such books and papers when they are required then the court or any judge thereof shall on application of the viewers or a quorum thereof make such order therein as may be necessary Whenever the viewers shall have ascertained the value of the lands property rights rights of way easements or franchises they shall prepare a full report of their labors Upon the completion of the report the viewers shall fix a time when they shall meet and exhibit same Ten days written notice of the time and place of such meeting together with a copy of said report shall be given to the Commission to the Attorney General and to the owner or owners of the property condemned At the time and place mentioned in such notice the viewers shall meet and publicly exhibit the report and hear all exceptions thereto After making any changes in such report as they may deem necessary the same shall be filed in the court Within thirty days after the filing of the report in the court the Commission acting through the Department of Justice or any person interested may file exceptions thereto Whereupon the court shall either confirm the report absolutely or modify it or refer it back to the same or to any viewers with like powers and duties of the former viewers Within thirty days after the final action on the report by the court the Commission acting through the Department of Justice or any person interested may demand a trial by jury From the action of the court on exceptions or from any judgment after a jury trial an appeal may be taken by any party to the Supreme or Superior Court Each of the viewers shall receive a sum not exceeding ten dollars for each day actually and necessarily employed in the performance of the duties herein prescribed and all necessary expenses actually incurred in the performance of his duties Title to any property condemned by the Commission shall be taken in the name of the Commission Prior to physical entry upon the land the Commission shall be under no obligation to accept and pay for any property

condemned or any costs incidental to any condemnation proceedings Provided however That in any condemnation proceedings the court having jurisdiction of the suit action or proceeding may make such orders as may be just to the commission and to the owners of the property to be condemned and may require an undertaking or other security to secure such owners against any loss or damage by reason of the failure of the Commission to enter upon accept and pay for the property but neither such undertaking or security nor any act or obligation of the Commission shall impose any liability upon the Commonwealth except such as may be paid from the funds provided under the authority of this act

The Commission in its discretion may vacate any portion or all of the land condemned either prior to or after physical entry upon the land or any part thereof and prior to final determination of damages In such cases the Commission shall be under no obligation to accept and pay for any property condemned and subsequently vacated Provided however That in any case the court having jurisdiction of the suit or proceeding may make such orders as may be just to the Commission and to the owners of the property and may require an undertaking or other security to secure such owners against any and all loss or damages occasioned to the owner from the time of the original condemnation to the time of the modification thereof but neither such undertaking or security nor any act or obligation of the Commission shall impose any liability upon the Commonwealth except such as may be paid from the funds provided under the authority of this act

(b) In addition to the foregoing powers the Commission and its authorized agents and employees may enter upon any lands waters and premises in the State for the purpose of making surveys soundings drillings and examinations as may deem necessary or convenient for the purpose of this act and such entry shall not be deemed a trespass nor shall an entry for such purposes be deemed an entry under any condemnation proceedings which may be then pending Provided however That the Commission shall make reimbursement for any actual damages resulting to such lands waters and premises as a result of such activities

(c) All counties cities boroughs townships and other political subdivisions and municipalities and all public agencies and commissions of the Commonwealth of Pennsylvania notwithstanding any contrary provision of law are hereby authorized and empowered to lease lend grant or convey to the Commission upon its request upon such terms and conditions as the proper authorities of such counties cities boroughs townships other political subdivisions and municipalities or public agencies and commissions of the Commonwealth of Pennsylvania may deem reasonable and fair and without the necessity for any advertisement order of court or other action or formality other than the regular and formal action of the authorities concerned any real property which may be necessary or convenient to the effectuation of the authorized purposes of the Commission including public roads and other real property already devoted to public use

Section 10 Whenever the Commission has condemned any lands rights rights of way easements and franchises or interests therein as hereinbefore provided and has tendered a bond or other security to secure the owner or owners for damages and the same has been accepted or if the acceptance of said bond has been refused and the same has been filed in and approved by the court of common pleas of the county in which the property is located or in the case of property located in two or more counties then in any one of such counties the Commission shall have the right to immediate possession of the property covered by the bond and may enter thereon in the name of the Commission If the owner lessee or occupier of any of said premises or any building or structure thereon shall refuse to remove his personal property therefrom or give up possession thereof the Commission

may proceed to obtain possession in the manner now provided by law for the obtaining possession by the Secretary of Highways of occupied structures

Section 11 (a) The Commission is hereby authorized to provide by resolution at one time or from time to time for the issuance of turnpike revenue bonds of the Commonwealth for the purpose of paying the cost as hereinabove defined of the turnpike which resolution shall recite an estimate of such cost The principal and interest of such bonds shall be payable solely from revenues of the Commission including tolls or from such funds as may be available to the Commission for that purpose The bonds shall be dated shall bear interest at such rate or rates not exceeding six per centum per annum payable semi-annually shall mature at such time or times not exceeding forty years from their date or dates as may be determined by the Commission and may be made redeemable before maturity at the option of the Commission at such price or prices and under such terms and conditions as may be fixed by the Commission prior to the issuance of the bonds Provided however That the amount of premiums on any bonds shall not cause the yield to be more than six per centum per annum from the date of such bonds to the date of their redemption The bonds may be issued in series with varying provisions as to rates of interest maturity and other provisions not inconsistent with this act but all bonds of whatever series shall share ratably in the tolls hereinafter pledged as security therefor The principal and interest of such bonds may be made payable in any lawful medium The Commission shall determine the form of bonds including any interest coupons to be attached thereto and shall fix the denomination or denominations of the bonds and the place or places of payment of principal and interest thereof which may be at any bank or trust company within or without the Commonwealth The bonds shall bear the facsimile signatures of the Governor and of the chairman of the Commission and the facsimile of the official seal of the Commission shall be affixed thereto and attested by the secretary and treasurer of the Commission and any coupons attached thereto shall bear the facsimile signature of the chairman of the Commission In case any officer whose signature or a facsimile of whose signature shall appear on any bonds or coupons shall cease to be such officer before the delivery of such bonds such signature or such facsimile shall nevertheless be valid and sufficient for all purposes the same as if he had remained in office until such delivery All turnpike revenue bonds issued under the provisions of this act shall have and are hereby declared to have all the qualities and incidents of negotiable instruments under the negotiable instruments law of the Commonwealth The bonds may be issued in coupon or in registered form or both as the Commission may determine and provision may be made for the registration of any coupon bond as to principal alone and also as to both principal and interest and registered and coupon bonds shall be interchangeable The Commission may sell such bonds in such manner and for such price as it may determine to be for the best interest of the Commonwealth but no such sale shall be made at a price so low as to require the payment of interest on the money received therefor at more than six per centum per annum computed with relation to the absolute maturity of the bonds in accordance with standard tables of bond values The proceeds of such bonds shall be used solely for the payment of the cost of the turnpike and shall be disbursed upon requisition of the chairman of the Commission under such restrictions if any as the resolution authorizing the issuance of the bonds or the trust indenture hereinafter mentioned may provide If the proceeds of such bonds by error of calculation or otherwise shall be less than the cost of the turnpike additional bonds may in like manner be issued to provide the amount of such deficit and unless otherwise provided in the resolution authorizing the issuance of the bonds or in the trust indenture shall be deemed to be of the same issue and shall be entitled to payment from the same fund without preference or

priority of the bonds first issued If the proceeds of the bonds shall exceed the cost of the turnpike the surplus shall be paid into the fund hereinafter provided for the payment of principal and interest of such bonds Prior to the preparation of definitive bonds the Commission may under like restrictions issue temporary bonds with or without coupons exchangeable for definitive bonds upon the issuance of the latter The Commission may also provide for the replacement of any bond which shall become mutilated or be destroyed or lost Such turnpike revenue bonds may be issued without any other proceedings or the happening of any other conditions or things than those proceedings conditions and things which are specified and required by this act

Such bonds are hereby made securities in which all States and municipal officers and administrative departments boards and commissions of the Commonwealth all bankers saving banks trust companies saving and loan associations investment companies and other persons carrying on a banking business all insurance companies insurance associations and other persons carrying on an insurance business and all administrators executors guardians trustees and other fiduciaries and all other persons whatsoever who now or may hereafter be authorized to invest in bonds or other obligations of the Commonwealth may properly and legally invest any funds including capital belonging to them or within their control and said bonds are hereby made securities which may properly and legally be deposited with and received by any State or municipal officers or agency of the Commonwealth for any purpose for which the deposit of bonds or other obligations of the Commonwealth is now or may hereafter be authorized by law

(b) The Commission is hereby authorized to borrow money from time to time at an interest rate not exceeding six per centum per annum to provide for preliminary or interim financing up to but not exceeding the estimated total cost of the turnpike and to evidence such borrowing by the issuance of turnpike revenue notes or other revenue obligations of the Commonwealth and in its discretion to pledge as collateral for such notes or other obligations turnpike revenue bonds issued under the provisions of this act and to renew any such notes or other obligations from time to time and the payment or retirement of such notes or other obligations shall be considered to be payment of the cost of such project All such notes or other obligations shall be executed by the same persons in the same manner and with the same effect as provided herein for the execution of revenue bonds All such notes or other obligations shall contain a statement on their face that the Commonwealth is not obligated to pay the same or interest thereon except from revenues of the Commission including tolls or from such funds as may be available to the Commission for that purpose and that the faith and credit of the Commonwealth is not pledged to the payment of the principal or interest of such notes or other obligations The issuance of turnpike notes or other obligations under the provisions of this act shall not directly or indirectly or contingently obligate the Commonwealth to levy or to pledge any form of taxation therefor or make any appropriation for their payment

All state and municipal officers and administrative departments boards and commissions of the Commonwealth all banks bankers savings banks trust companies saving and loan associations investment companies and other persons carrying on a banking business all insurance companies insurance associations and other persons carrying on an insurance business may properly and legally invest any funds including capital belonging to them or within their control in such notes or other obligations or loan any such funds and accept as evidence of the same such notes or other obligations

All such notes or other obligations shall have and are hereby declared to have all the qualities and incidents of negotiable instruments under the negotiable instruments law of the Commonwealth

Section 12 All moneys received from any bonds notes or other obligations issued pursuant to this act shall be

applied solely to the payment of the cost of the turnpike or to the appurtenant fund and there shall be and hereby is created and granted a lien upon such moneys until so applied in favor of holders of such bonds notes or other obligations or the trustee hereinafter provided for in respect of such bonds notes or other obligations

Section 13 In the discretion of the Commission such bonds notes or other obligations may be secured by a trust indenture by and between the Commission and a corporate trustee which may be any trust company or bank having the powers of a trust company within or outside of the Commonwealth Such trust indenture may pledge or assign tolls and revenue to be received but shall not convey or mortgage the turnpike or any part thereof Either the resolution providing for the issuance of such bonds notes or other obligations or such trust indenture may contain such provisions for protecting and enforcing the rights and remedies of the bondholders or holders of notes or other obligations as may be reasonable and proper and not in violation of law including covenants setting forth the duties of the Commission in relation to the acquisition of properties and the construction maintenance operation and repair and insurance of the turnpike and the custody safeguarding and application of all moneys It shall be lawful for any bank or trust company incorporated under the laws of this Commonwealth to act as depository of the proceeds of bonds notes or other obligations or revenues and to furnish such indemnity bonds or to pledge such securities as may be required by the Commission Such indenture may set forth the rights and remedies of the bondholders or holders of notes or other obligations and of the trustee and may restrict the individual right of action of bondholders or holders of notes or other obligations as is customary in trust indentures securing bonds debentures of corporations notes or other obligations In addition to the foregoing such trust indenture may contain such other provisions as the Commission may deem reasonable and proper for the security of bondholders or holders of notes or other obligations All expenses incurred in carrying out such trust indenture may be treated as part of the cost of maintenance operation and repair of the turnpike

Section 14 The accomplishment by the Commission of the authorized purposes stated in this act being for the benefit of the people of the Commonwealth and for the improvement of their commerce and prosperity in which accomplishment the Commission will be performing essential governmental functions the Commission shall not be required to pay any taxes or assessments on any property acquired or used by it for the purposes provided in this act and the bonds notes or other obligations issued by the Commission their transfer and the income therefrom including any profits made on the sale thereof shall at all times be free from taxation within the Commonwealth

Section 15 The Commission is hereby authorized to fix and to revise from time to time tolls for the use of the turnpike and the different parts or sections thereof and to charge and collect the same and to contract with any person partnership association or corporation desiring the use of any part thereof including the right of way adjoining the paved portion for placing thereon telephone telegraph electric light or power lines gas stations garages stores hotels restaurants and advertising signs or for any other purpose except for tracks for railroad or railway use and to fix the terms conditions rents and rates of charges for such use Such tolls shall be so fixed and adjusted as to provide a fund at least sufficient with other revenues of the turnpike if any to pay (a) the cost of maintaining repairing and operating the turnpike and (b) the bonds notes or other obligations and the interest thereon and all sinking fund requirements and other requirements provided by the resolution authorizing the issuance of the bonds notes or other obligations or by the trust indenture as the same shall become due Such tolls shall not be subject to supervision or regulation by any other State commission board bureau or agency The tolls and all other revenue derived from the turnpike except such part thereof as may be required to pay the

cost of maintaining repairing and operating the turnpike and to provide such reserves therefor as may be provided for in the resolution authorizing the issuance of the bonds notes or other obligations or in the trust indenture shall be set aside at such regular intervals as may be provided in such resolution or such trust indenture in a sinking fund which is hereby pledged to and charged with the payment of (1) the interest upon such bonds notes or other obligations as such interest shall fall due (2) the principal of the bonds notes or other obligations as the same shall fall due (3) the necessary fiscal agency charges for paying principal and interest and (4) any premium upon bonds retired by call or purchase as herein provided The use and disposition of such sinking fund shall be subject to such regulations as may be provided in the resolution authorizing the issuance of bonds notes or other obligations or in the trust indenture but except as may otherwise be provided in such resolution or trust indenture such sinking fund shall be a fund for the benefit of all bonds notes or other obligations issued hereunder without distinction or priority of one over another Subject to the provisions of the resolutions authorizing the issuance of bonds notes or other obligations or of the trust indenture any moneys in such sinking fund in excess of an amount equal to one year's interest on all bonds notes or other obligations then outstanding may be applied to the purchase or redemption of bonds notes or other obligations All bonds notes or other obligations so purchased or redeemed shall forthwith be cancelled and shall not again be issued

Section 16 The Commission is hereby authorized to provide by resolution for the issuance of turnpike revenue refunding bonds of the Commonwealth for the purpose of refunding any turnpike revenue bonds notes or other obligations issued under the provisions of this act and then outstanding The issuance of such turnpike revenue refunding bonds the maturities and other details thereof the rights of the holders thereof and the duties of the Commonwealth and of the Commission in respect to the same shall be governed by the foregoing provisions of this act in so far as the same may be applicable

Section 17 Any holder of bonds notes or other obligations issued under the provisions of this act or any of the coupons attached thereto and the trustee under the trust indenture if any except to the extent the rights herein given may be restricted by resolution passed before the issuance of the bonds notes or other obligations or by the trust indenture may either at law or in equity by suit action mandamus or other proceedings protect and enforce any and all rights granted hereunder or under such resolution or trust indenture and may enforce and compel performance of all duties required by this act or by such resolution or trust indenture to be performed by the commission or any officer thereof including the fixing charging and collecting of tolls for the use of the turnpike

Section 18 When all bonds notes or other obligations and the interest thereon shall have been paid or a sufficient amount for the payment of all bonds notes or other obligations and the interest to maturity thereon shall have been set aside in trust for the benefit of the holders of such bonds notes or other obligations and shall continue to be held for that purpose the turnpike and the connecting roads tunnels and bridges shall become a part of the system of State highways and shall be maintained by the Department of Highways free of tolls and thereupon the Commission shall be dissolved and all funds of the Commission not required for the payment of the bonds notes or other obligations and all machinery equipment and other property belonging to the Commission shall be vested in the Department of Highways

Section 19 The foregoing sections of this act shall be deemed to provide an additional and alternative method for the doing of things authorized thereby and shall be regarded as supplemental and additional to powers conferred by other laws and shall not be regarded as in derogation of any powers now existing Such sections being necessary for the welfare of the Commonwealth and its inhabitants shall be liberally construed to effect the purposes thereof

Section 20 The provisions of this act are severable and if any of its provisions shall be held unconstitutional by any court of competent jurisdiction the decision of such court shall not affect or impair any of the remaining provisions It is hereby declared to be the legislative intent that this act would have been adopted had such unconstitutional provisions not been included therein

Section 21 The act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 1050) and all acts and parts of acts inconsistent with this act are hereby repealed

Section 22 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

NAYS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boies,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Penglass,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBols,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovanack,	Speaker.

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 1508 Printer's No. 744

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1518, as follows:

An Act to amend Section 2001 of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by changing the provisions relating to protests by property owners to the exercise of zoning powers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 2001 of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" as added by the act approved the tenth day of July one thousand nine hundred forty-seven (P. L. 1481) is hereby amended to read as follows

Section 2001 Grant of Power For the purpose of promoting health safety morals or the general welfare of townships of the second class the supervisors are hereby empowered to regulate and restrict the heights number of stories and size of building and other structures their construction alteration extension repair maintenance and all facilities and services in or about such buildings and structures and percentage of lot that may be occupied the size of yards courts and other open spaces the density of population and the location and use of buildings structures and land for trade industry residence or other purposes and may also establish and maintain building lines and set back building lines upon any or all public roads or highways The power hereby granted shall be suspended in any township or part of a township during any period of time that any zoning ordinance adopted pursuant to law by the county commissioners of the county shall continue to be in effect in such township or part of a township and any ordinance adopted by any township before the adoption of such county ordinance shall likewise be suspended during such period The power hereby granted shall not be exercised for a period of two years from the date of filing if taxpayers whose property valuation as assessed for tax purposes within the township shall amount to fifty-one per centum or more of the total property valuation as assessed for tax purposes within the township [or within the district of the township affected if the township has been divided into districts as hereinafter provided] shall sign and file in the office of the prothonotary of the county in which the ownership is located a written protest against the exercise of such powers

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,

Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelschi,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Najaka,	Toomey,
Corr,	Keller,	Naugle,	VanSant,
Costa,	Kent,	Needham,	Varallo,
Coyle,	Kline,	Olsen,	Varnier,
Dalrymple,	Kohl,	Penglase,	Verona,
Davis,	Kolankiewicz,	Peta,	Wachhaus,
Dennison,	Kornick,	Petrosky,	Wargo,
Dougherty,	Kratz,	Pettigrew,	Waterhouse,
Dowling,	Kubacki,	Pfaff,	Watkins,
Duffy,	Lafore,	Pichney,	Weidner,
Dunn,	Lederer,	Pitzer,	Welsh,
Erb,	Lelsey,	Polaski,	Wescott,
Ewing,	Leonard, L.,	Polen,	Westrick,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leven,	Price, R. A.,	Wheeler,
Filip,	Light,	Readinger,	White,
Filo,	Limper,	Reagan,	Williams,
Firmstone,	Loftus,	Reese,	Wilt,
Flack,	Lopresti,	Reidenbach,	Wood,
Frost,	Lovett,	Reilly, J. M.,	Yeakel,
Gaffney,	Lutty,	Rigby,	Yester,
Geer,	Lyons,	Riley, R. L.,	Yetzer,
Gibson,	Madden,	Robertson,	Young,
Gleason,	Madigan,	Rose,	Ziegler,
Good,	Markley,	Rosen,	Sorg,
		Rovansek,	Speaker

NAYS—2

DuBols, Jones, T. H. W.,

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1523, as follows:

An Act to amend Section 10 of the act approved the fifteenth day of May one thousand eight hundred seventy-four (P. L. 186) entitled "An act declaring what offices are incompatible" by making elective county offices and members of the legislature incompatible. The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 10 of the act approved the fifteenth day of May one thousand eight hundred seventy-four (P. L. 186) entitled "An act declaring what offices are incompatible" is hereby amended to read as follows

Section 10 It shall not be lawful for any member of either branch of the legislature to hold or to exercise an elective county office or the office of councilman in any incorporated city of this commonwealth

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, the issue which this bill raises is an issue which I believe can probably be referred to the voting constituencies in the various parts of the Commonwealth.

If the people in any voting constituency in their sovereign will decide that someone holding an elective office in the county would make a fitting and proper representative in the General Assembly, it is within their right to so decree. I do not believe that this is a realm in which the General Assembly should obtrude itself.

Mr. PETROSKY. Mr. Speaker, I am very much surprised that at such an early date my good friends Mr. Kent and Mr. Hewitt want to eliminate me from this legislative body.

Members of the House, I want to say that I agree to the statement of the Minority Leader of the House in its entirety that the will of the electorate should make the decision that you are trying to legislate here in these halls. I do not think it is good legislation; I think we should let the people back home decide it. Therefore, I would like to hear the Members vote against House Bill No. 1523.

Mr. HEWITT. Mr. Speaker, I listened very attentively to the remarks by the Minority Leader and also the gentleman from Westmoreland. I have been of the firm conviction for many years that no man can serve as a county officer, for instance as a county commissioner, and serve in the Legislature and do both jobs well.

This job here you see now is becoming almost a year round job. We are now going into the eighth month.

There are three county commissioners, two majority and one minority, and even in the small counties as well as the larger counties there are millions and millions of dollars involved. Perhaps with the three county commissioners, two of the majority party and one of the minority, and one of the majority party is elected to the Legislature, he is here for seven or eight months or a year, he leaves and goes back home to fight the matter out. The result is they get no action at all.

I believe this is a good piece of legislation. I do not believe that any man in the lower house would accept both salaries. I do not know how it would be other but it would not be here. I do not believe Mr. Petrosky would take salaries from both places if he were elected a county commissioner if Westmoreland County.

Mr. ANDREWS. In reply to the gentlemen from Indiana, I would like to state that anybody that has sense enough to be elected to a county office has sense enough not to get mixed up in the kind of a dog fight we have here at the present time.

Mr. PETROSKY. Mr. Speaker, for the purpose of the record I had not intended to run for reelection to the Assembly whether I won or lost my county nomination or my general election fight. But I do take exception to this type of legislation. I say to the members of the House that we should amend this bill and state specifically that no Member could serve and also be on the payroll of the Pennsylvania Railroad or of any other vested interest in the state. That would make it proper and give truly representative government to the people back home.

Mr. HEWITT. Just a few words with reference to the remarks of the gentleman from Westmoreland. This bill

only affects elective officers. The Pennsylvania Railroad and the different coal and steel companies employ people by the month, but they are not elected. I am speaking of elective officers.

I am really very sorry to hear that Mr. Petrosky is not going to attempt to come back to the Legislature and in all sincerity I am sorry to have him refuse to run next year.

But I am still for this bill. I think it is a good piece of legislation.

On the question recurring.

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—116

Banker,	Gibson,	Loftus,	Schmidt,
Barkdoll,	Gleason,	Lovett,	Scott,
Beaumunk,	Goodling,	Lyons,	Seyler,
Bear,	Graybill,	Madden,	Shoemaker,
Berkstresser,	Greenwood,	Madigan,	Shotwell,
Blair,	Greer,	Markley,	Smith,
Bloom,	Gutendorf,	Mazza,	Snider,
Bolton,	Guthrie,	McConnell,	Sollenberger,
Boorse,	Hall,	McCormack,	Spencer,
Bower,	Hamilton, R. E.,	McCullough,	Stimmel,
Bresch,	Hamilton, W. H.,	McInroy,	Stoner,
Breth,	Harney,	McKinney,	Swartz,
Brown,	Haudenschild,	McMillen,	Tahl,
Cella,	Helm,	Metz,	Thompson, E. F.,
Clapper,	Hewitt,	Mikula,	Tompkins,
Clendenen,	Hocker,	Miller, H. G.,	Toomey,
Costa,	Johnson,	Mintess,	VanSant,
Dalrymple,	Jones, T. H. W.,	Moore, C. E.,	Wachhaus,
Davis,	Jump,	Moore, H. A.,	Waterhouse,
Dennison,	Keller,	Najaka,	Watkins,
Dowling,	Kent,	Naugle,	Weidner,
DuBois,	Kilne,	Pichney,	Wescott,
Dunn,	Kohl,	Pitzer,	Whalley,
Erb,	Kornick,	Price, H. W. Jr.,	Wheeler,
Ewing,	Kratz,	Reagan,	White,
Farster,	Lafore,	Reilly, J. M.,	Yakel,
Firmstone,	Lelsey,	Riley, E. L.,	Young,
Flack,	Leonard, W. C.,	Robertson,	Ziegler,
Frost,	Light,	Sax,	Sorg,

Speaker.

NAYS—59

Amarando,	Jenkins,	Munley,	Scanlon,
Andrews,	Jones, G. E.,	Murray,	Schuster,
Beaver,	Jones, J. M.,	Needham,	Swope,
Bomberger,	Kamyk,	Penglaase,	Taylor,
Bucchin,	Lederer,	Petrosky,	Toll,
Byrne,	Leonard, L.,	Pfaff,	Varallo,
Conway,	Leven,	Polaski,	Varner,
Coyle,	Limper,	Polen,	Wargo,
Dougherty,	Lopresti,	Readinger,	Welsh,
Filip,	Lutty,	Reese,	Westrick,
Filo,	Maxwell,	Reidenbach,	Wilt,
Geer,	McDermitt,	Rigby,	Wood,
Guarnieri,	Millie,	Rovansek,	Yester,
Headlee,	Monroe,	Royer,	Yetzler,
Hunter,	Moran,	Rubin,	

NOT VOTING—32

Beech,	Good,	McNally,	Price, R. A.,
Boies,	Hagerty,	Mihm,	Rose,
Cochran,	Hersch,	Miller, J. C.,	Rosen,
Cooper,	Hoggard,	Muldowney,	Sarraf,
Corr,	Jones, P. F.,	Musto,	Stank,
Duffy,	Kolankiewicz,	Olsen,	Thompson, R. L.,
Fenrich,	Kubacki,	Peta,	Verona,
Gaffney,	McGee,	Pettigrew,	Williams,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1535, as follows:

An Act to amend clauses (r) and (s) of subsection B of section four of the act approved the second day of May one thousand nine hundred forty-five (P L 382) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" by clarifying and correcting the provisions of said clauses authorizing Authorities to charge the cost of sewer construction against properties benefited improved or accommodated thereby and providing for the enforcement of such charges

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clauses (r) and (s) of subsection B of section four of the act approved the second day of May one thousand nine hundred forty-five (P L 382) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" as amended by the act approved the twelfth day of June one thousand nine hundred forty-seven (P L 571) are hereby amended to read as follows

Section 4 Purposes and Powers General

* * * * *

B Every Authority is hereby granted and shall have and may exercise all powers necessary or convenient for the carrying out of the aforesaid purposes including but without limiting the generality of the foregoing the following rights and powers

* * * * *

(r) To charge the cost of construction of any [laterall] sewer constructed by the Authority against the properties benefited improved or accommodated thereby to the extent of such benefits Such benefits shall be assessed in the manner provided by section eleven of this act for the exercise of the right of eminent domain

(s) To charge the cost of construction of any [laterall] sewer constructed by the Authority against the properties benefited improved or accommodated thereby according to the foot front rule Such charges shall be based upon the foot frontage of the properties so benefited and shall be a lien against such properties Such charges may be assessed and collected and such liens may be enforced in the manner provided by law for the assessment and collection of charges and the enforcement of liens of the municipality in which such Authority is located Provided That no such charge shall be assessed [have the force and effect of a lien] unless prior to construction of such sewer [system] the Authority shall have submitted the plan of construction and estimated cost to the municipality in which such project is to be undertaken and the [municipal authority] municipality shall have approved such plan and estimated cost And provided That [the cost of the construction shall not have exceeded] there shall not be charged against the properties benefited improved or accommodated thereby

an aggregate amount in excess of the estimated cost as approved by the [municipal authority] municipality

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Clodran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kilne,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBols,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Flack,	Loftus,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg.
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection,

Senate Bill No. 11, Printer's No. 409,

Senate Bill No. 121, Printer's No. 151,

Senate Bill No. 190, Printer's No. 444,
Senate Bill No. 379, Printer's No. 448,
Senate Bill No. 456, Printer's No. 173,
Senate Bill No. 496, Printer's No. 315,
Senate Bill No. 604, Printer's No. 263,
Senate Bill No. 618, Printer's No. 336,
Senate Bill No. 643, Printer's No. 291,
Senate Bill No. 694, Printer's No. 300 and
Senate Bill No. 721, Printer's No. 406,

were passed over at the request of the SPEAKER.

BILLS REPORTED AS COMMITTED READ FIRST TIME

Mr. SMITH. Mr. Speaker, I move that all bills reported from committees as committed at today's session be read for the first time.

It was agreed to.

REPORTS FROM COMMITTEES

Mr. BROWN from the Committee on Cities—Third Class, reported as amended, House Bill No. 1027, entitled:

An Act to amend subsection (b) of Section 4 of the act approved the twenty-third day of May one thousand nine hundred forty-five (P. L. 903) entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities" limiting rights to involuntary retirement and providing for the reinstatement of certain persons to the pension rolls of certain cities.

Mr. GUARNIERI from the Committee on Judiciary, reported as committed, Senate Bill No. 54, entitled:

An Act to provide for an additional law judge of the court of common pleas in the seventh judicial district

Mr. BOWER from the Committee on Workmen's Compensation, reported as committed, House Bill No. 1441, entitled:

An Act to further amend clauses (a), (c) and (d) of section three hundred six and section four hundred ten of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled, as amended, "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by increasing maximum and minimum rates and deleting the limitation of number of weeks and aggregate of compensation for total disability and changing procedure.

Mr. BOWER from the Committee on Workmen's Compensation, reported as committed, House Bill No. 1442, entitled:

An Act to further amend the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employe arising out of and in the course of employment; establishing an elective schedule of compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation; and prescribing penalties," by increasing maximum

and minimum rates and total amounts and aggregate of compensation and changing time for mailing medical report.

Mr. BOWER from the Committee on Workmen's Compensation, reported as committed, House Bill No. 1480, entitled:

An Act to further amend the act approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An Act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer, and prescribing penalties," by defining and re-defining certain terms; by further providing for the submission of reports by the department to the Governor concerning the administration and operation of the act, by providing for the selection of certain personnel on a civil service basis, by providing for the disposition of obsolete files and records, for reciprocal arrangements with foreign governments, for modification of the manner in which contribution rates are determined, for modification of the manner in which reports are filed and contributions paid, for modification of the provisions with respect to eligibility for benefits and the amount thereof, by conferring upon the department the right of appeal, by eliminating appeal filing fees, and by making further provisions for the prosecution of fraud and for recoupment of benefit payments.

Mr. DOWLING from the Committee on Judiciary, reported as committed, House Bill No. 1578, entitled:

An Act to further amend Section 4 of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1019), entitled "An act relating to statutory laws; prescribing an enacting clause for statutes; fixing the effective date and time of statutes hereafter enacted, providing for notice of application of errors in statutes, and for the printing and publication of statutes; defining certain words and phrases when used in statutes; and prescribing rules for the construction and operation of amendments, reenactments and repeals of statutes," changing the effective date of laws in certain cases.

Mr. DENNISON from the Committee on Workmen's Compensation, reported as committed, House Bill No. 1590, entitled:

An Act to further amend the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "A supplement to the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled, as amended 'An Act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation; thereunder; and prescribing penalties,' as reenacted and amended providing for the payment of compensation to volunteer firemen or their dependents," by amplifying the provisions thereof as to persons entitled to such benefits.

BILLS ON FIRST READING

Pursuant to the motion just adopted by the House, the following bills were read for the first time:

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1441, entitled:

An Act to further amend clauses (a), (c) and (d) of section three hundred six and section four hundred ten of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled, as amended, "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder and prescribing penalties," by increasing maximum and minimum rates and deleting the limitation of number of weeks and aggregate of compensation for total disability and changing procedure.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1442, entitled:

An Act to further amend the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," by increasing maximum and minimum rates and total amounts and aggregate of compensation and changing time for mailing medical report.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1480, entitled:

An Act to further amend the act approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2397), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer, and prescribing penalties," by defining and re-defining certain terms; by further providing for the submission of reports by the department to the Governor concerning the administration and operation of the act, by providing for the selection of certain personnel on a civil service basis, by providing for the disposition of obsolete files and records, for reciprocal arrangements with foreign governments, for modification of the manner in which contribution rates are determined, for modification of the manner in which

reports are filed and contributions paid, for modification of the provisions with respect to eligibility for benefits and the amount thereof, by conferring upon the department the right of appeal, by eliminating appeal filing fees, and by making further provisions for the prosecution of fraud and for recoupment of benefit payments.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1578, entitled:

An Act to further amend section 4 of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1019) entitled "An act relating to statutory laws; prescribing an enacting clause for statutes; fixing the effective date and time of statutes clause for statutes; fixing the effective date and time of statutes hereafter enacted, providing for notice of application of errors in statutes, and for the printing and publication of statutes; defining certain words and phrases when used in statutes; and prescribing rules for the construction and operation of amendments, reenactments and repeals of statutes," changing the effective date of laws in certain cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1590, entitled:

An Act to further amend the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "A supplement to the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled, as amended 'An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties,' as reenacted and amended, providing for the payment of compensation to volunteer firemen or their dependents," by amplifying the provisions thereof as to persons entitled to such benefits.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Mr. ANDREWS. Mr. Speaker, were all of the bills reported today to be read the first time? It was my understanding that only the labor bills were to be read the first time.

The SPEAKER. The Chair notes that the motion was made that all bills reported from committees as committed at today's sessions be read for the first time.

The SPEAKER. If there is no objection, Senate Bill 54 reported from the Committee on Judiciary as committed will not be read for the first time, but will appear on the first reading calendar tomorrow.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. RIGBY. Mr. Speaker, I move that House Bill No. 757 Printer's No. 210 together with communication from the Governor be taken from the table.

The motion was agreed to.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 30, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 757, Printer's No. 210, for further amendments.

Accordingly, the original bill is herewith returned.

JOHN S. FINE.

RECONSIDERATION OF VOTE

Mr. RIGBY. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

Mr. EWING. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Allegheny Mr. Rigby vote on the final passage of this bill?

Mr. RIGBY. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Allegheny Mr. Ewing vote on the final passage of this bill?

Mr. EWING. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. RIGBY. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. RIGBY. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Title, page 1, line 1 of Title, by striking out the following "XVII" and inserting in lieu thereof "XVI-A".
Amend Title, page 1, next to last line of Title, by inserting after the word "a" the following "municipal".

Amend Sec. 1, page 2, line 2, by striking out the following: "Article XVII" and inserting in lieu thereof "after Article XVI a new article".

Amend Sec. 1 (Art. XVI), page 2, lines 3 and 4, by striking out both of said lines.

Amend Sec. 1 (Sec. 1), page 2, lines 5 to 9, inclusive, by striking out all of said lines.

Amend Sec. 1 (Sec. 2), page 2, lines 15 to 19, by striking out the word "SECTION" in line 15 and all of lines 16 to 19, both inclusive.

Amend Sec. 1 (Sec. 2), page 3, lines 1, 2 and 3, by striking out all of said lines.

Amend Sec. 2, page 3, lines 4 to 20, both inclusive, by striking out all of said lines.

Amend Sec. 2, page 4, lines 1 to 8, both inclusive, by striking out all of said lines and inserting in lieu thereof.

Article XVI-A

Municipal Traffic Court

Section 1. Traffic Courts Established in Cities of the Second Class: Jurisdiction.—In each city of the second class there is hereby established a court not of record to be called the "Municipal Traffic Court of the City of". The court hereby created, notwithstanding any

provision of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) known as The Vehicle Code or of any other law to the contrary, shall have jurisdiction in all prosecutions for summary offenses and the preliminary proceedings in prosecutions for indictable offenses arising under The Vehicle Code or any municipal ordinance of such city enacted pursuant thereto, committed within the corporate limits of such city.

Section 2. Composition of Municipal Traffic Court.—The municipal traffic court shall be held by such police magistrates as shall be assigned thereto from time to time by the mayor of such city, one of whom shall be designated presiding magistrate. The presiding magistrate shall preside over and supervise the work of the municipal traffic court.

Section 3. Powers of the Magistrates of the Municipal Traffic Court.—All magistrates of the municipal traffic court in each city of the second class shall have full and complete jurisdiction, power and authority to receive and take criminal informations, on oath or affirmation of and subscribed to by the affiant, accusing any person or persons of the commission of any summary offense or felony or felony or misdemeanor arising under The Vehicle Code, or any ordinance enacted pursuant thereto committed within the corporate limits of the city in which the said municipal traffic court has jurisdiction, and to administer oaths, issue summonses, subpoenas and warrants for the arrest of the accused, and hear and decide all such summary offenses, impose fines and costs of prosecution and to commit to jail in default of the payment thereof, and hold preliminary hearings and prosecutions for indictable offenses under The Vehicle Code and local ordinance enacted pursuant thereto, and commit to jail, or bind over for trial at the next term of the proper court of the county, or discharge such accused person or persons as the evidence produced at such preliminary hearing or hearings may warrant.

Section 4. Necessary Facilities and Supplies to be Furnished by City.—It shall be the duty of each second class city to supply and pay for whatever may be necessary for the transaction of the business of the said municipal traffic court, and to supply all proper court rooms, chambers and accommodations, including waiting rooms, lavatories, conference rooms, dockets, blanks, books, legal blanks, stationery, furniture and equipment, and such law book as may be certified by the presiding magistrate to be necessary for the use of the municipal traffic court, and to pay all salaries, compensations, expenses and disbursements that are herein or are otherwise authorized by law, and it shall be the duty of the council of the city to appropriate annually a sum sufficient to pay such salaries, compensations, expenses and disbursements. The court rooms, chambers, waiting rooms, lavatories, conference rooms, accommodations, furniture and equipment to be supplied shall be of such character and be kept in such condition of repair, cleanliness and useful service, at the expense of the city, as the presiding magistrate shall determine to be necessary or desirable.

Section 5. Clerk of Municipal Traffic Court; Assistants; Compensation.—A clerk of the municipal traffic court hereby created and all necessary assistants shall be appointed and their compensation and duties fixed in the manner provided by law, which compensation shall be paid out of the treasury of such city in the same manner as other expenses are paid by law. The clerk shall have custody of the seal as well as the docket of the court and all papers pertaining to the business of the court.

Section 6. Seal of Municipal Traffic Court; Custody.—The municipal traffic court shall have a seal for the use of said court which shall contain the name of the court and the word "seal" which seal shall be affixed to all processes, summonses, informations, warrants, transcripts, and other official certificate issued by or under the order of said court.

Section 7. Business Hours of Municipal Traffic Court.—The municipal traffic court shall be open for the transaction of business at such time as shall be designated by

ordinance and shall be under the supervision of the presiding magistrate.

Section 8. City Solicitor to Assign Prosecuting Attorney upon Request of Presiding Magistrate.—The city solicitor shall, upon request of the presiding magistrate, assign a member of his staff to prosecute any proceeding, jurisdiction of which is conferred upon the municipal traffic court hereby created.

Section 9. Costs: Magistrates' Fees; Disposition.—Costs taxable in proceedings before the municipal traffic court shall include magistrates' fees, as allowed by law, which fees shall be paid by the clerk into the city treasury daily, and other costs, as allowed by law but shall not include witness fees for police officers.

Section 10. Rules of Practice.—Within sixty (60) days after this act takes effect it shall be the duty of the magistrates of the municipal traffic court to prepare and submit to the judges of the county court, or if there be no county court in the county in which the municipal traffic court is situate, then the judges of the court of quarter sessions thereof, rules and regulations for the practice and procedure in and the conduct of the business of the municipal traffic court which shall become valid and binding as such when the same are approved by a majority of the judges of the county court or the court of quarter sessions, as the case may be. If the magistrates of the municipal traffic court shall fail or neglect to prepare such rules and regulations and submit the same to the judges of the county court or the court of quarter sessions, as the case may be, it shall be the duty of said judges, of their own motion, to promulgate such rules and regulations which shall be the official rules and regulations of the municipal traffic court. Said rules and regulations may be altered, amended, or repealed by the magistrates of the municipal traffic court or by the judges of the county court, or if there be no county court, then by the judges of the court of quarter sessions and such rules and regulations promulgated as they may deem necessary and proper.

Section 11. Annual Report.—On or before the twentieth day of January of each year, the presiding magistrate of the municipal traffic court shall make written report to the mayor of the city with respect to the business of the court during the preceding calendar year. Copies of said report shall be furnished each member of council, the city controller, each judge of the county court, or if there be no county court, then of the court of quarter sessions and the Secretary of Revenue of the Commonwealth.

Section 2. All acts and parts of acts are hereby repealed in so far as they are inconsistent with the provisions of this act.

Section 3. The provisions of this act shall become effective immediately upon final enactment.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? It there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 19, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 218, Printer's No. 188, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

JOHN S. FINE.

COMMUNICATION AND BILL LAID ON TABLE

Mr. POLEN. Mr. Speaker, I move that the communication from the Governor together with the bill be laid on the table.

The motion was agreed to.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 477.

An Act to amend Article X of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the appointment and removal of technical personnel their qualifications term of office duties salary and method of filling vacancies

Senate Bill No. 505.

An Act to further amend the act approved the fifth day of July one thousand nine hundred forty-seven (P. L. 1217) entitled "An act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania creating a State Public School Building Authority as a body corporate and politic with power to construct improve and operate projects and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing school districts to enter into contracts to lease authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof granting the right of eminent domain increasing the powers and duties of the Department of Public Instruction and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act and making an appropriation to said Authority to pay expenses incident to its formation" by authorizing the leasing of school buildings prior to completion authorizing the issuance of bonds pursuant to resolutions or trust indentures and permitting certain moneys to be set aside for the benefit of particular bonds limiting powers of Commonwealth to alter the provisions relating to security of the Authority and bondholders.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

RESOLUTION CONGRATULATIONS

Mr. PETROSKY. Mr. Speaker, I want to offer a privileged resolution. This is the first opportunity I have had to offer it in this elongated session. It is on behalf of my colleague James Lovett on his 58th birthday.

Someone coined the nickname "Let's be fair Jim Lovett."

Let me say that I appreciate having served with him for six terms and respect very much his prowess and ability in the House. I hope he can serve as many sessions as he may want to serve. If he wants to come back, I know his constituents will want to send him back.

The resolution was read, considered and unanimously adopted as follows:

In the House of Representatives, July 30, 1951.

Whereas, the Honorable James E. Lovett has served faithfully as a member of this House of Representatives since 1933 from the second district of Westmoreland County; and

Whereas, Mr. Lovett's birthday anniversary falls on the 30th day of July; and

Whereas, The high esteem in which Mr. Lovett is held by his colleagues is due to long association and pleasant companionships during the many legislative problems in which he has lent a helpful and steadying hand; therefore be it

Resolved, That this House of Representatives hereby extends its hearty felicitations and kind regards to the Honorable James E. Lovett on the occasion of his birthday anniversary, and expresses its hope for many happy returns of this joyous anniversary.

The SPEAKER. The Chair recognizes the gentleman from Westmoreland, Mr. Lovett.

Mr. LOVETT. Mr. Speaker, I certainly appreciate the kind words that my colleague, Mr. Petrosky said in my behalf. I looked around to see of whom he was speaking.

I want to thank the House for the consideration of his resolution.

COMMITTEE MEETINGS

Game and Forestry, Mr. Goodling, Chairman, Room 331, Tuesday, July 31, at 10:00 a. m.

Judiciary, Mr. McKinney, Chairman, Room 520, Tuesday, July 31, at 10:30 a. m.

Motor Vehicles, Mr. Dennison, Chairman, Room 522, Tuesday, July 31, at 10:00 a. m.

Public Health and Sanitation, Mr. Frost, Chairman, Room 329, Tuesday, July 31, at 9:00 a. m.

State Government, Mr. Watkins, Chairman, Room 324, Tuesday, July 31, at 11:00 a. m.

Welfare, Mr. Haudenschild, Chairman, Room 330, Tuesday, July 31, at 10:00 a. m.

The Legislative Service Clubs will hold their usual weekly breakfast at 8:30 a. m. Tuesday, in the Capitol dining room.

The Honorable Ray Smock, Secretary of Highways, will be the speaker.

All members are invited to attend irrespective of home town service club affiliations.

All times are Eastern Standard Time.

ADJOURNMENT

Mr. AMARANDO. Mr. Speaker, I move that this House do now adjourn until Tuesday, July 31, 1951 at 12:00 noon EST.

The motion was agreed to, and (at 6:44 p. m. EST) the House adjourned.

Legislative Journal.

Session 1951.

139th of the General Assembly.

Vol. 32.

HARRISBURG, PA., TUESDAY, JULY 31, 1951.

No. 72.

SENATE

TUESDAY, July 31, 1951.

The Senate met at 12:00 o'clock, m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Lloyd H. Wood) in the Chair.

PRAYER

The Chaplain, Rec. EDGAR C. IRWIN, Pastor of First Presbyterian Church, Ford City, Pennsylvania, offered the following prayer:

Guide and Judge of the nations, look upon this Session of the Legislature of this State here assembled and grant Legislators Thy light and Thy guidance. We are part of a great Nation and that Nation can be no stronger than the combined strength of its composing units. Not by boasting that our system of government is nobler than that of those with whom we are in competition for predominance in world leadership, but by being nobler in thought and word and act and attitude, in accordance with Thy ways, shall we be great.

May we wholeheartedly seek to know and follow the best as Thou givest us to see the best, tolerant of those who disagree with us, and seeking at the same time to be in closest correspondence with Thee, not sacrificing to any set of men that freedom of conscience and trust in Thy providence for which we are deeply answerable, through Jesus Christ our Lord, Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. HARE, further reading was dispensed with, and the Journal was approved.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bills of the House, as follows:

House Bill No. 174, entitled:

An Act to further amend the third paragraph of section eight hundred two of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "The Second Class Township Law," by changing

certain provisions relating to the letting of township contracts.

Which was committed to the Committee on Local Government.

House Bill No. 620, entitled:

An Act to further amend clause (b) of Section 201 of the act approved the twenty-ninth day of November, one thousand nine hundred thirty-three (1933-34 P. L. 15), entitled, as amended "Pennsylvania Liquor Control Act" by further providing for the fixing of sale prices for Pennsylvania liquor stores.

Which was committed to the Committee on Law and Order.

House Bill No. 623, entitled:

An Act to amend subsection (f) of section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 748) entitled as amended, "The Pennsylvania Securities Act," by changing the exemptions of certain corporations the number of whose stockholders does not exceed twenty-five to companies of whose security holders does not exceed twenty-five by exempting certain offerings to directors officers and employees of the issuing company and certain private offerings by companies without any selling commission or fee by extending to companies certain exemptions now available only to corporations by eliminating the requirement that certain exemptions are not available until five days after a claim therefor is mailed or filed and by exempting dealers from filing prospectuses offering securities registered under the Federal Securities Act of 1933.

Which was committed to the Committee on Banking.

House Bill No. 861, entitled:

An Act to further amend Section 301 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," by further providing for the term of office of president of the Game Commission.

Which was committed to the Committee on Forests and Waters, Game and Fish.

House Bill No. 959, entitled:

An Act to further amend the act, approved the third day of May, one thousand nine hundred thirty-three (P. L. 252), entitled, as amended "Beverage License Law," by further regulating and limiting the issuance of distributors' and importing distributors' licenses and further regulating sales by licenses.

Which was committed to the Committee on Law and Order.

House Bill No. 1039, entitled:

An Act to amend sections 401 and 406 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 21), entitled "Liquor Code," by permitting certain sales of liquor for consumption off the premises.

Which was committed to the Committee on Law and Order.

House Bill No. 1060, entitled:

An Act to amend the act approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 21), entitled "Liquor Code," by making the serving of food optional with certain licenses and charging certain requirements relating to the serving of food.

Which was committed to the Committee on Law and Order.

House Bill No. 1100, entitled:

An Act to amend sections 464 and 471 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (Act No. 21), entitled "Liquor Code," by further defining the powers of courts on appeal.

Which was committed to the Committee on Law and Order.

House Bill No. 1196, entitled:

An Act to amend clause (15) of the second paragraph of Section 493 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (Act No. 21), entitled "Liquor Code," by making the cashing of Public Assistance checks by licensees of the Pennsylvania Liquor Control Board an unlawful act.

Which was committed to the Committee on Law and Order.

House Bill No. 1290, entitled:

An Act to amend section one of the act, approved the nineteenth day of May, one thousand eight hundred and ninety-seven (P. L. 77), entitled "An act granting the permission and regulating the establishment and operation of bone boiling establishments and depositories of dead animals in the Commonwealth of Pennsylvania, and providing for violations of the provisions of this act," by adding the requirement that permission to erect or operate such establishments in counties which have organized a county department of health or joint-county department of health must be obtained from the county department of health or joint-county department of health.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 1294, entitled:

An Act to amend the title of, and the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1005), entitled "Tractor Code," by deleting from said act all provisions relating to operators, operators' licenses, and trailers; and further providing for the equipment of tractors.

Which was committed to the Committee on Highways.

House Bill No. 1300, entitled:

An Act to amend section one, two, three and five, as amended, of the act approved the fifth day of June, one thousand nine hundred thirteen (P. L. 443), entitled "An act for the prevention of blindness, by requiring the re-

porting of cases of ophthalmia neonatorum (inflammation of the eyes of infants) by physicians, midwives and others, and requiring the reporting of results of treatment of each case of said disease, and fixing a penalty for violation thereof," by adding county departments of health or joint-county departments of health to the health authorities to which cases of ophthalmia neonatorum must be reported.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 1301, entitled:

An Act to further amend section fifteen of the act, approved the nineteenth day of June, one thousand nine hundred and thirty-one (P. L. 589), entitled, as amended, "Barber License Law," by adding counties which have established a county department of health or joint-county department of health to the political subdivisions empowered to regulate barber shops by ordinances or regulations not inconsistent with law.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 1309, entitled:

An Act to amend sections one and two, as amended, sections four, five, six, seven and eight, and sections nine and ten, as amended, of the act, approved the twenty-eighth day of June, one thousand nine hundred and twenty-three (P. L. 888), entitled "Communicable Disease Control Law," by changing the method of approval of communicable disease regulations by the advisory health board and by adding counties which have established a county department of health or joint-county department of health to the political subdivision required or empowered to perform certain duties relating to the reporting, quarantining, and control of diseases declared communicable by law or regulation.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 1310, entitled:

An Act to improve local health administration throughout the Commonwealth by providing for the creation, establishment and administration of single-county or joint-county departments of health in all counties except counties of the first class; abolishing local boards or departments of health and the offices of health officer in political subdivisions which become subject to the jurisdiction of single-county or joint-county departments of health; excepting cities of the first and second class from jurisdiction of single-county or joint-county departments of health; providing for State grants to counties which establish departments of health and to cities of the first and second class if they meet certain requirements; conferring powers and duties upon the State Department of Health in connection with the creation, establishment and administration of single-county or joint-county departments of health, the administration of the health laws in certain boroughs not subject to the jurisdiction of single-county or joint-county departments of health, the administration of State grants; and repealing acts which provide for co-operation between political subdivisions in health matters and which confer health powers upon counties of the first class.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 1311, entitled:

An Act to amend section four hundred forty-seven of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278) entitled "General

County Law," by deleting those provisions which require such counties to cooperate with the State Department of Health and boroughs and first class townships; and deleting those provisions which prescribe the appointment of health officers, the approval of appointments by the State Department of Health, and the powers and duties of appointees.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 1312, entitled:

An Act to provide for the better protection of life and health of the citizens of this Commonwealth by requiring and regulating the examination, licensure, and registration of persons, and registration of corporations, engaging in the care, preparation, and disposition of the bodies of deceased persons; and providing penalties; and repealing other laws.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 1330, entitled:

An Act to quiet title to real estate and to facilitate the alienation thereof, creating a conclusive presumption of payment, satisfaction or release and making unenforceable any claim for money charged against real estate under any deed, certain mortgages or any decree of any court of record of this Commonwealth, and correcting defects in title arising out of unrecorded deeds and breaks in chain of title and making claims thereunder invalid, by creating a conclusive presumption of release and satisfaction where such charges and mortgages mature, or become due and payable, and decrees or defects of record arise, occur, exist or are dated for more than fifty years prior to the time of the institution of any proceeding hereunder to enforce payment, perfect, revive or continue the aforesaid lien charge or encumbrances or to enforce any right arising out of such a defect in title, unless an action is instituted to enforce such charges, mortgages and decrease as aforesaid against the present owners, or action is taken to enforce any right arising out of such a defect in title within one year after the effective date of this act.

Which was committed to the Committee on Judiciary General.

House Bill No. 1333, entitled:

An Act to amend sections five and eighteen of the act, approved the second day of July, one thousand nine hundred and thirty-five (P. L. 589), entitled "Milk Sanitation Law," by adding counties which have established or joined in establishing county departments of health to those municipalities which may be constituted agents of the Secretary of Health for the purpose of issuance of milk permits and by adding county department of health regulations to those municipal ordinances not affected by the act.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 1334, entitled:

An Act to amend section one of the act, approved the seventh day of April, one thousand nine hundred twenty-seven (P. L. 144), entitled "An act authorizing boards of health to require roving bands, or bands of nomads, commonly called gypsies, declared to be nuisances or menaces to health, to leave municipalities, and providing penalties," by adding county departments of health and joint-county departments of health as alternate health authorities which may make findings and issue orders under the act.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 1376, entitled:

An Act to further amend subsection (f) of section four hundred forty-eight and to amend section two thousand one hundred eleven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," by reconstituting the Advisory Health Board and further prescribing its powers and duties.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 1377, entitled:

An Act to amend sections two, four, five, and six of the act, approved the second day of July, one thousand eight hundred and ninety-five (P. L. 428), entitled "An act to regulate and license public lodging-houses in the different cities in this Commonwealth," by adding county departments of health and joint-county departments of health to the health authorities empowered by act to render certificates, make inspections, and adopt rules and regulations.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 1378, entitled:

An Act providing for the examination, licensure and registration of persons; firms or corporations engaged in the business or work of plumbing or house and building drainage, and prescribing certain rules, regulations and requirements for the construction of plumbing, house and building drainage and cesspools, in cities of the second class, second class A and third class, and imposing fines, penalties and forfeitures for violation thereof; and providing for administration of this act by county departments of health or joint-county departments of health in cities of the second class, second class A and third class which are within the jurisdiction of such departments of health, and repealing certain laws.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 1379, entitled:

An Act to authorize the revival of judgments entered in favor of the Commonwealth of Pennsylvania by filing a suggestion of nonpayment.

Which was committed to the Committee on Judiciary General.

House Bill No. 1431, entitled:

An Act providing for the licensure and regulation of commercial boarding homes for the aged conferring certain powers and duties upon the Department of Welfare imposing license fees and providing penalties

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 1432, entitled:

An Act to further amend Section 1 of the act, approved the eleventh day of July, one thousand nine hundred twenty-three (P. L. 1032), entitled "An act providing for the abatement of nuisances caused by the improper grading or defective paving or encroaching fences in alleys, in cities of the first class; for the establishment of lines and grades for, and the grading, paving, or repaving of, said alleys, and the grading of private alleys hereafter laid out; and for apportioning the cost, and for the filing of liens therefor," by giving property owners a longer period of time in which to abate nuisances.

Which was committed to the Committee on Local Government.

House Bill No. 1433, entitled:

An Act to add section 17.1 to the act, approved the twenty-sixth day of June, one thousand nine hundred thirty-one (P. L. 1379), entitled "Third Class County Board Assessment Law," by imposing duties on certain owners of state, county, poor and military taxes in the county of Bedford," so far as it relates to Bedford County.

Which was committed to the Committee on Local Government.

House Bill No. 1470, entitled:

An Act to repeal the act, approved the thirteenth day of April, one thousand eight hundred sixty-eight (P. L. 1017), entitled "An act to provide for the collection of state, county, poor and military taxes in the county of Bedford," so far as it relates to Bedford County.

Which was committed to the Committee on Local Government.

House Bill No. 1476, entitled:

An Act to further amend Article III of the act, approved the seventh day of March, one thousand nine hundred one (P. L. 20), entitled "Second Class City Law," by fixing maximum hours of service for policemen and providing for compensation for extra services in emergencies.

Which was committed to the Committee on Local Government.

House Bill No. 1484, entitled:

An Act to facilitate vehicular traffic across the Commonwealth by providing for the construction, operation and maintenance of a turnpike from a connection with the Pennsylvania Turnpike System at such point east of the Susquehanna River as the Pennsylvania Turnpike Commission may decide is most feasible and practicable to a point on or near the boundary line between the Commonwealth of Pennsylvania and the State of New York between the Susquehanna and Delaware Rivers and conferring powers and imposing duties on the Pennsylvania Turnpike Commission; authorizing the issuance of turnpike revenue bonds, notes or other obligations of the Commonwealth payable solely from revenues of the Commission including tolls or from such funds as may be available to the Commission for that purpose to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred on the exercise of any of the powers granted by this act; providing for the collection of tolls for the payment of such bonds, notes or other obligations and for the cost of maintenance, operation and repair of the turnpike; making such turnpike bonds, notes or other obligations exempt from taxation; constituting the same legal investments in certain instances; requiring suits against the Commission to be brought in Dauphin County; prescribing conditions on which such turnpike shall become free; providing for grade separations, grade changes relocation, restorations and vacation of public roads and State highways affected by the turnpike; providing for the purchasing or condemnation of land and procedure for determining damages in condemnation; granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the Commission; and authorizing the issuance of turnpike revenue refunding bonds.

Which was committed to the Committee on Highways.

House Bill No. 1504, entitled:

An Act to amend the act approved the twenty-sixth day of May, one thousand nine hundred forty-nine (P. L. 1828), entitled "Fiduciaries Investment Act of 1949," by declaring the obligations of Redevelopment Authorities issued pursuant to the law of Pennsylvania to be legal investments for fiduciaries.

Which was committed to the Committee on Judiciary General.

House Bill No. 1506, entitled:

An Act to amend the act approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. 90), entitled "Liquor Code," by further providing for transfers of certain liquor licenses.

Which was committed to the Committee on Law and Order.

House Bill No. 1507, entitled:

An Act to further amend section seven hundred six and subsection (c) of section nine hundred three of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code," by increasing the fee for annual registration and the maximum gross weight allowed for certain two-wheeled semi-trailers.

Which was committed to the Committee on Highways.

House Bill No. 1512, entitled:

An Act relating to records of governmental departments or agencies or private businesses, institutions, professions or callings; authorizing the reproduction or recording thereof by any photographic, photostatic, microfilm, micro-card, miniature photographic or other similar process; providing for the admissibility of such reproductions in evidence and the disposition of the original records.

Which was committed to the Committee on Judiciary General.

House Bill No. 1518, entitled:

An Act to amend Section 2001 of the act approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "The Second Class Township Law," by changing the provisions relating to protests by property owners to the exercise of zoning powers.

Which was committed to the Committee on Local Government.

House Bill No. 1523, entitled:

An Act to amend Section 10 of the act approved the fifteenth day of May, one thousand eight hundred seventy-four (P. L. 186), entitled "An act declaring what offices are incompatible," by making elective county offices and members of the legislature incompatible.

Which was committed to the Committee on Rules.

House Bill No. 1525, entitled:

An Act to further amend subsection (e) of Section 302 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," by further providing for the qualifications and term of office of the president of the Pennsylvania Fish Commission.

Which was committed to the Committee on Forests and Waters, Game and Fish.

House Bill No. 1535, entitled:

An Act to amend clauses (r) and (s) of subsection B of section four of the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) as added by the act approved the twelfth day of June one thousand nine hundred forty-seven (P. L. 571), entitled "Municipality Authorities Act of 1945" by clarifying and correcting the provisions of said clauses authorizing Authorities to charge the cost of sewer construction against properties benefited improved or accommodated thereby and providing for the enforcement of such charges.

Which was committed to the Committee on Local Government.

REPORTS FROM COMMITTEES

Mr. BLASS, from the Committee on Judiciary General, reported as committed, Senate Bill No. 793, entitled:

An Act to validate and quiet the title of real estate in this Commonwealth held by a foreign corporation, not authorized to transact business in Pennsylvania, and heretofore conveyed to a citizen or citizens of the United States or a corporation authorized to hold such real estate.

He also, from the Committee on Judiciary General, reported as amended, Senate Bill No. 730, entitled:

An Act to promote the welfare of the people of this Commonwealth; creating Port Authorities to function in counties of the second class as bodies corporate and politic, with power to plan, acquire, construct, maintain and operate facilities and projects for the improvement and development of the port district, and to borrow money and issue bonds therefor; providing for the payment of such bonds, and prescribing the rights of the holders thereof; conferring the right of eminent domain on the Authorities; authorizing the Authorities to enter into contracts with and to accept grants from the Federal government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates and services, and authorizing the Authorities to collect tolls, fares, fees, rentals and charges for the use of facilities; defining the Authorities' powers and duties; and defining the port districts.

Mr. RUTH, from the Committee on State Government, reported as committed, Senate Bill No. 399, entitled:

An Act to amend Section 11.1 of the act, approved, the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by extending the time for the retention of membership in the State Employees' Retirement Association by any contributor who ceases to be a State employee and becomes a public school employee and a member of the Public School Employees' Retirement Association.

He also, from the Committee on State Government, reported as committed, Senate Bill No. 400, entitled:

An Act to amend Section 12.1 of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing

certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by extending the time for the retention of membership in the Public School Employees' Retirement Association by any contributor, who ceases to be a public school employee, and becomes a State employee and a member of the State Employees' Retirement Association.

Mr. WOOD, from the Committee on Labor and Industry, reported as committed, House Bill No. 829, entitled:

An Act to amend clause (b) of Section 1 of the act approved the thirtieth day of June one thousand nine hundred forty-seven (P. L. 1183) entitled "An act relating to strikes by public employees prohibiting such strikes providing that such employees by striking terminate their employment providing for reinstatement under certain conditions providing for a grievance procedure and providing for hearings before civil service and tenure authorities and in certain cases before the Pennsylvania Labor Relations Board" by requiring panel to be set up within five days after the receipt of a request therefor

He also, from the Committee on Labor and Industry, reported as committed, Senate Bill No. 765, entitled:

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by changing the definition of wages as to the rights and obligations of employers and employees where a successor-in-interest has acquired assets of a predecessor.

Mr. FLEMING, from the Committee on Local Government, reported as committed, Senate Bill No. 808, entitled:

An Act to further amend Section 1201 of the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by further providing for the sale of borough property.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 809, entitled:

An Act to further amend the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 1145), entitled "An act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships of the first class, school districts of the second class, school districts of the third class and school districts of the fourth class to levy, assess, and collect or to provide for the levying, assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes; authorizing the establishment of bureaus and the

appointment and compensation of officers and employes to assess and collect such taxes; and permitting penalties to be imposed and enforced; providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court," by further limiting the maximum rate of certain taxes levied by certain political subdivisions.

He also, from the Committee on Local Government, reported as amended, Senate Bill No. 810, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by authorizing townships of the second class to levy assess and collect certain additional taxes subject to maximum limitations for general revenue purposes.

He also, from the Committee on Local Government, reported as committed, House Bill No. 1384, entitled:

An Act to repeal the act approved the thirteenth day of April one thousand eight hundred sixty-eight (P. L. 1017) entitled "An act to provide for the collection of state county poor and military taxes in the county of Bedford" so far as it relates to Bedford County

He also, from the Committee on Local Government, reported as committed, House Bill No. 1404, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the addition to the tax duplicates of school districts of the third and fourth class of properties occupied during the fiscal year of the school district in certain cases.

He also, from the Committee on Local Government, reported as committed, House Bill No. 1427, entitled:

An Act to add Article XX-A to the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by authorizing the creation of planning commissions in such townships and prescribing their powers and duties

He also, from the Committee on Local Government, reported as committed, House Bill No. 1477, entitled:

An Act to further amend Section 1 of the act approved the thirtieth day of March one thousand nine hundred fifteen (P. L. 34), entitled "An act to promote the health and efficiency of firemen in cities of the second class by providing for a two-platoon system for firemen in the department of public safety of such cities" by further regulating the hours of duty of firemen in cities of the second class.

Mr. WADE, from the Committee on Highways, reported as committed, House Bill No. 548, entitled:

An Act to amend Subsection (c) of Section 823 and to add Section 823.1 and 823.2 to the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and

limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing penalties for theft removal or transfer of certificates of inspection.

He also, from the Committee on Highways, reported as committed, House Bill No. 815, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing that the Department of Revenue furnish one registration plate for every vehicle

He also, from the Committee on Highways, reported as committed, House Bill No. 900, entitled:

An Act to further amend section one thousand and twenty-seven of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act, conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by changing the requirements that certain vehicles stop at railway grade crossings.

He also, from the Committee on Highways, reported as committed, House Bill No. 1171, entitled:

An Act to further amend the act approved the first day of June one thousand nine hundred thirty-one (P. L. 299) entitled "An act requiring retail dealers in liquid fuels to state the rate of the liquid fuels tax separately from the price of such liquid fuels on liquid fuel price display signs and imposing a penalty" by requiring the posting of signs on liquid fuels dispensing devices stating the brand quality and price of liquid fuels prohibiting the posting of signs not conforming to prescribed standards and increasing penalties.

He also, from the Committee on Highways, reported as committed, House Bill No. 1293, entitled:

An Act to amend the act approved the first day of June one thousand nine hundred forty-five (P. L. 1340) entitled "An act relating to the financial responsibility of operators and owners of motor vehicles and to make uniform the law with reference thereto requiring owners and operators in certain cases to furnish proof of financial responsibility providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases regulating insurance policies which may be accepted as proof of financial responsibility imposing duties upon the Secretary of Revenue the State Treasurer and prothonotaries and prescribing penalties" by clarifying and extending the provisions of the act to include certain vehicles of the tractor type and making editorial changes

He also, from the Committee on Highways, reported as committed, House Bill No. 1324, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by changing the registration year for commercial motor vehicles, motor buses, motor omnibuses, and trailers, and certain exemptions in accordance therewith.

He also, from the Committee on Highways, reported as committed, House Bill No. 1424, entitled:

An Act to further amend Section 1101 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the

peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the provisions relating to restrictions of the right to use highways.

He also, from the Committee on Highways, reported as committed, House Bill No. 1479, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by requiring certain vehicles and combinations of vehicles to be constructed or equipped to prevent throwing of road surface substances from their rear wheels beyond certain limits.

He also, from the Committee on Highways, reported as amended, House Bill No. 1292, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for reports of sales of vehicles to nonresidents the transportation of dangerous substances and the inspection of dealers' premises further regulating the administrative powers of the department the licensing suspension and revocation of operators and operating privileges and the operation and equipment of vehicles changing certain fees and powers and jurisdiction of peace officers magistrates aldermen justices of the peace and prescribing additional enforcement and penal provisions and making uniform the interpretation and construction of the law.

He also, from the Committee on Highways, reported as amended, House Bill No. 683, entitled:

An Act to further amend subsection (c) of section nine hundred two of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by removing certain equipment requirements pertaining to motor buses.

BILL INTRODUCED AND REFERRED

Mr. PECHAN read in his place and presented to the Chair Senate Bill No. 811, entitled:

An Act to further amend Section 205 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by increasing the salary of the Deputy Commissioner of the Pennsylvania State Police.

Which was committed to the Committee on State Government.

SENATE RESOLUTION

CALLING UPON THE PROPER AUTHORITIES IN THE CITY OF PHILADELPHIA TO PRESERVE ITS HISTORICAL TREASURES

Mr. STIEFEL offered the following resolution which was twice read as follows:

In the Senate of The General Assembly, July 31, 1951.

Whereas the Historical Society of Frankford has a rich store of historical data pertaining to Pennsylvania's cultural heritage generally and the industrial evolution of Northeastern Philadelphia in particular, containing interalia about six thousand books on Philadelphia and Penn-

sylvania history, a marvelous collection of early city and county maps, about ten thousand pictures of Northeast Philadelphia dating back many years, about two thousand slides of old mansions and business concerns, the Lodge Library containing thousands of books on Lincoln and his time, all autographed by their authors, many valuable paintings and many other objects of priceless Americana, too numerous for enumeration herein and

Whereas the Museum and the Library maintained by the Historical Society of Frankford render only limited services curtailed by lack of funds required for afternoon and evening services throughout the entire week and

Whereas the plans of the Historical Society of Frankford for historical research that would inure to the cultural progress of the Commonwealth of Pennsylvania cannot be implemented because of the paucity of its resources and

Whereas research scholars, artists, designers and thousands of school children in the metropolitan area of Philadelphia are deprived of full-blown services of the Library and Museum of the Historical Society of Frankford because of the limitations placed thereon by the inadequacy of the income of the Society and

Whereas the priceless collections of Americana and Lincolnia, owned by the Historical Society of Frankford constitute a cultural asset of compelling interest to the citizenry of Pennsylvania and consequently to the General Assembly of Pennsylvania and

Whereas the City of Philadelphia has been recently relieved of major responsibilities, when the Federal and State Governments have assumed jurisdiction over several major functions in the field of historical endeavor now therefore be it

Resolved, that the Senate of Pennsylvania hereby calls upon the proper authorities of the City of Philadelphia to promulgate at once measures that would enable the Historical Society of Frankford to render through its Museum and Library adequate services to the citizens of the Commonwealth commensurate with its historical treasures.

REQUEST THAT RULE 39 BE SUSPENDED

Mr. STIEFEL. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDENT. Is there objection?

Mr. WALKER. Mr. President, may the Senate be at ease?

(The Senate was at ease.)

Mr. WALKER. Mr. President, I object to immediate consideration of the resolution.

The PRESIDENT. The resolution is referred to the Committee on Rules.

RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess until 2:30 o'clock p. m., Eastern Standard Time.

Mr. LETZLER. Mr. President, I second the motion. The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

HOUSE MESSAGES

HOUSE CONCURS IN AMENDMENTS TO
HOUSE BILL No. 48

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 48, entitled:

An Act relating to and defining chiropractic and the right to practice chiropractic, requiring licensure, conferring powers and imposing duties upon the State Board of Chiropractic Examiners, providing for the granting, suspension and revocation of licenses issued by the board, conferring jurisdiction upon the Court of Common Pleas of Dauphin County, and prescribing penalties.

**HOUSE CONCURS IN AMENDMENTS TO
HOUSE BILL No. 80**

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 80, entitled:

An Act to further amend section four thousand three hundred two of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "Third Class City Law," by prescribing a minimum period of continuous service and in certain cases a minimum age for police retirement.

**HOUSE CONCURS IN AMENDMENTS TO
HOUSE BILL No. 98**

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 98, entitled:

An Act regulating the appointment, promotion, suspension, reduction, removal and reinstatement of employees (except superintendents, deputy superintendents and chief clerks) in bureaus of police in cities of the second class, and defining the powers and duties of civil service commissions in such cities for such purposes.

**HOUSE CONCURS IN AMENDMENTS TO
HOUSE BILL No. 205**

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 205, entitled:

An Act changing the procedure in civil actions hereafter brought in any of the courts of common pleas of this Commonwealth providing for trial without jury and for the filing of agreements therefor providing for the payment of jury fees

**HOUSE CONCURS IN AMENDMENTS TO
HOUSE BILL No. 793**

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 793, entitled:

An Act to further amend Section 12 of the act, approved the eleventh day of July, one thousand nine hundred seventeen (P. L. 758), entitled "Narcotic Law" by increasing the penalties for the illegal sale, dispensing or giving away of drugs.

**HOUSE CONCURS IN AMENDMENTS TO
HOUSE BILL No. 1192**

He also presented communication from the House of

Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1192, entitled:

An Act to further amend Section 1 of the act approved the twenty-first day of March, one thousand nine hundred forty-five (P. L. 51), entitled "An act defining and regulating the practice of Chiropody and providing penalties," by further defining Chiropody.

**HOUSE INSISTS UPON ITS AMENDMENTS
NON-CONCURRED IN BY THE SENATE TO
SENATE BILL No. 245**

He also presented communication from the House of Representatives informing the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 245, entitled:

An Act to further amend subsection (a) of section 2 of the act, approved the twenty-eighth day of June, one thousand eight hundred ninety-five (P. L. 408), entitled, as amended "A supplement to the twenty-fourth section of an act, entitled 'An act to provide revenue by taxation, approved the seventh day of June, one thousand eight hundred and seventy-nine,' approved the first day of June, one thousand eight hundred and eighty-nine, amending the twenty-fourth section, by providing for the payment by the State Treasurer of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities, towns, townships and boroughs, within this Commonwealth," by providing for the return of funds if not used within a certain time by the political subdivision for payment to the Department of the Auditor General to defray costs and expenses of auditing the fund and accounts receiving disbursements; restricting payments to firemen and their dependents.

**SENATE INSISTS UPON ITS NON-CONCURRENCE
IN THE AMENDMENTS MADE BY THE HOUSE TO
SENATE BILL No. 245**

Mr. WALKER. Mr. President, I move that the Senate insist upon its non-concurrence in the amendments made by the House to Senate Bill No. 245, and that a Committee of Conference on the part of the Senate be appointed.

Mr. TAYLOR. Mr. President, I second the motion.
The motion was agreed to.

**COMMITTEE OF CONFERENCE APPOINTED
ON SENATE BILL No. 245**

The PRESIDENT. The Chair announces on behalf of the President pro tempore the appointment of Messrs. WADE, LETZLER and STIEFEL, as a committee of conference on the part of the Senate to confer with a similar committee of the House (if the House shall appoint such committee to consider the differences existing between the two houses in relation to Senate Bill No. 245.

Ordered, That the Clerk inform the House of Representatives accordingly:

**HOUSE ADOPTS REPORT OF COMMITTEE OF
CONFERENCE ON SENATE BILL No. 25**

He also informed the Senate that the House has adopted the report of Committee of Conference on Senate Bill No. 25, entitled:

An Act relating to the orphans' courts, conferring ex-

clusive jurisdiction on such courts over the administration and distribution of decedents' estates, trust estates, minors' estates, and absentees' estates; providing for the organization of orphans' courts, the procedure therein, the powers and duties of the judges thereof, and appeals therefrom.

CALENDAR

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The senate proceeded to the third reading and consideration of House Bill No. 13, as follows:

An Act requiring political subdivisions to satisfy of record at their expense certain lost liens for taxes and municipal claims against real property sold at sheriffs' sales county tax claim bureaus' public sales or county treasurers' tax sales under certain conditions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Whenever any real property has been or is hereafter sold at a sheriff's sale by virtue of any writ of execution issued from any court in this Commonwealth or at a public sale for taxes held by a county tax claim bureau or by a county treasurer at which sale sufficient proceeds have been or are realized to pay all tax liens and municipal claims presented against the property and a political subdivision has lost or hereafter loses its lien or liens for taxes and municipal claims or either on such property by virtue of not having filed or not filing same in the manner prescribed or within the time limited by law to participate in the distribution of the proceeds of such sale and whenever the purchaser at such sale or any subsequent purchaser furnishes proof to the political subdivision that it has lost any such lien or liens the political subdivision involved shall satisfy of record any such lien or liens at its expense

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	McPherson, Jr.	Stevenson,
Berger,	Kephart,	Meade,	Stiefel,
Blass,	Kessler,	Neff,	Taylor,
Byrne,	Lane,	Pechan,	Wagner,
Chapman,	Leader,	Peelor,	Walker,
Crowe,	Letzler,	Propert,	Watkins,
Dent,	Mahany,	Robinson,	Watson,
Diehm,	Mallery,	Ruth,	Wolfe,
DiSilvestro,	McCreesh,	Scarlett,	Wood,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McMenamin,	Snowden,	Wade,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 41, as follows:

A Supplement to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending certain benefits heretofore granted to school employees entering the armed forces of the United States to certain other similarly qualified school employees

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Any school employe of any school district who shall have been regularly employed by one or more school districts within this Commonwealth for any period prior to the time when such employe volunteered or was called up for service in the armed forces of the United States of America in time of war or during a state of national emergency so proclaimed by the President of the United States or by action of Congress prior to the first day of September one thousand nine hundred fifty-one and who upon discharge from military service was employed by any school district or vocational school district within this Commonwealth shall be entitled to have full credit for each year or fraction thereof he spent in the armed forces of the United States upon his payment to the School Employees' Retirement Fund to the credit of the annuity savings accounts his total accumulated deductions in the amount they would have been had such employe remained in the service of a school district during the period he served in the armed forces of the United States together with a live additional amount as the equivalent of the employer contributions on account of such service Such back payments may either be paid in a lump sum or by such monthly payroll deductions as may be approved by the School Employees' Retirement Board

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	McPherson, Jr.	Stevenson,
Berger,	Kephart,	Meade,	Stiefel,
Blass,	Kessler,	Neff,	Taylor,
Byrne,	Lane,	Pechan,	Wade,
Chapman,	Leader,	Peelor,	Wagner,
Crowe,	Letzler,	Propert,	Walker,
Dent,	Mahany,	Robinson,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 74, as follows:

An Act to amend section two thousand five hundred five of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the basis for payments on account of school nurses

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two thousand five hundred five of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended to read as follows

Section 2505 Payments on Account of School Nurses Every school district and every vocational school district shall be paid by the Commonwealth for every school year on account of the employment of properly certified school nurses an amount equal to one reimbursement unit for each nurse having the care of [fifteen hundred] seven hundred fifty or more pupils in first class first class A and second class districts twelve hundred fifty or more pupils in third class districts and one thousand and or more pupils in fourth class districts in average daily membership in the districts' public schools and for each nurse having the care of less than [fifteen hundred] seven hundred fifty Such pupils in first class first class A and second class districts less than twelve hundred fifty such pupils in third class districts and less than one thousand such pupils in fourth class districts the fractional part of one reimbursement unit equal to the number of such pupils under her care divided by [fifteen hundred] seven hundred fifty twelve hundred fifty or one thousand respectively The reimbursement provided for by this section shall be paid by the Department of Health out of any money appropriated to said department for administering the provisions of Article fourteen of this act

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Bane,	Hare,	McPherson, Jr.	Shannon,
Berger,	Kephart,	Meade,	St. Clair,
Blass,	Kessler,	Neff,	Taylor,
Byrne,	Lane,	Pechan,	Ward,
Crowe,	Leader,	Peelor,	Waters,
Dent,	Letzler,	Propert,	W. J. Yezzer,
Diehm,	Mahanay,	Robinson,	W. J. Yezzer,
DiSilvestro,	Mallery,	Ruth,	W. J. Yezzer,
Fleming,	McCreesh,	Scarlett,	W. J. Yezzer,
Freed,	McGinnis,	Silvert,	W. J. Yezzer,
Haluska,	McMenamin,	Snowden,	Yezzer,

NAYS—1

Chapman.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 269, as follows:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the establishment by the Department of Public Instruction of a standardized driver-training program in the public schools and providing for assistance to school districts in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsections (a) and (c) of Section 1519 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" are hereby amended to read as follows

Section 1519 Teaching of Safe Driving of Motor Vehicles

(a) Any school district may provide for the teaching of safe driving of motor vehicles in the elementary and secondary schools of the district or in the secondary schools only in accordance with the standardized program established by the Department of Public Instruction In the case of pupils under the age of sixteen (16) years such instruction shall be limited to class room instruction by those who shall possess the qualifications prescribed by the State Council of Education In the case of pupils of the age of sixteen (16) years and over the instruction may include practical instruction in the operation of motor vehicles on the public highways or other places selected by the board of school directors or by the principal of the school where the instruction is given

* * * * *

(c) The board of school directors may appropriate and expend money of the school district for the purpose of paying the compensation of the instructors and to purchase rent or hire motor vehicles automobile liability insurance and to maintain and repair the same and to purchase fuel lubricants parts and accessories therefor Any such school district shall receive assistance from the department upon complying with its established standardized program as herein provided

Section 2 Said act is hereby amended by adding after Section 1519 thereof a new section to read as follows

Section 1519.1 Standardized Driver-Training Program (a) The Department of Public Instruction shall establish for operation in the public school system of the Commonwealth a standardized driver-training program in the safe operation of motor vehicles

(b) The Department of Public Instruction shall assist school districts throughout the Commonwealth in the functioning of such program by

(1) Preparation publishing and free distribution of driver-training instructional material to insure a more complete understanding of the duties of motor vehicle operators

(2) Making such rules and regulations as may be necessary to carry out such program and

(3) Providing assistance to school districts complying with the program established by the Department to the extent of the appropriation available from the Motor License Fund as follows (i) payment of traveling expenses of Commonwealth employees essential to the program (ii) purchase of visual training aids and psychological testing equipment (iii) costs of printing posters and (iv) other printed matter and costs of postage

(4) Every school district complying with the standardized program established by the Department for the school term 1951-52 and for every school term thereafter shall be paid a sum which shall be proportionate to the total amount available to the Department from the Motor License Fund for allocation and distribution to all school districts in the Commonwealth after expenditures enu-

merated in clause (3) of subsection (b) of this section have been covered for assistance to their driver-training programs as the ratio which the average daily pupil membership in such driver-training courses in such school district bears to the total average daily pupil membership in such driver-training courses in all school districts in the Commonwealth Allocations and apportionments within any school district shall be made according to a similar ratio Such sums shall be paid in the same manner as other reimbursements are paid to school districts

Section 3 The provisions of this act shall become effective on the first day of July one thousand nine hundred fifty-one

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	McPherson, Jr.	Stevenson,
Berger,	Kephart,	Meade,	Stiefel,
Blass,	Kessler,	Neff,	Taylor,
Byrne,	Lane,	Pechan,	Wade,
Chapman,	Leader,	Peelor,	Wagner,
Crowe,	Letzler,	Propert,	Walker,
Dent,	Mahanay,	Robinson,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 270, as follows:

An Act to add section 2511.2 to the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to provide and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for payments to school districts and vocational school districts on account of employment of highway safety education instructors

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended by adding immediately following section 2511.1 thereof a new section to read as follows

Section 2511.2 Payments on Account of Employment of Highway Safety Education Instructor Every school district and every vocational school district shall be paid by the Commonwealth for the biennium one thousand nine hundred fifty-one-fifty-three and for every school year thereafter on account of the employment of properly certificated highway safety education instructors each such instructor employed for one hundred twenty tors an amount equal to one (1) reimbursement unit for (120) or more students being instructed in driver education approved by the Department of Public Instruction and in average daily membership in the district's public

schools and for each instructor having the instruction of less than one hundred twenty (120) such pupils the fractional part of one (1) reimbursement unit equal to the number of such pupils under his care divided by one hundred twenty (120) Not more than five per cent (5%) of the moneys appropriated for highway safety education shall be allocated to the Department of Public Instruction for operating costs of the highway safety education program

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	McPherson, Jr.	Stevenson,
Berger,	Kephart,	Meade,	Stiefel,
Blass,	Kessler,	Neff,	Taylor,
Byrne,	Lane,	Pechan,	Wade,
Chapman,	Leader,	Peelor,	Wagner,
Crowe,	Letzler,	Propert,	Walker,
Dent,	Mahanay,	Robinson,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 382, on third reading, entitled:

An Act to further amend section eleven of the act approved the thirteenth day of May one thousand nine hundred twenty-five (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable religious benevolent humane and patriotic purposes" by exempting young men's and young women's Christian associations.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 556, as follows:

An Act to amend Section 625 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by authorizing municipalities to grant special permits for the discharge of flobert rifles and other types of firearms in such municipalities for particular purposes The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 625 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" is hereby amended to read as follows

Section 625 Discharge of Flobert Rifles etc in Cities and

Boroughs Whoever discharges on the streets or alleys of any city or borough a flobert rifle air gun spring gun or any implement which impels with force a metal pellet of any kind shall upon conviction thereof in a summary proceeding be sentenced to pay a fine not exceeding fifty dollars (\$50) and in default of the payment of such fine and costs shall be sentenced to imprisonment not exceeding thirty (30) days This section shall not be construed to prohibit any municipality from granting special permission to the chief of police or persons designated by him to discharge on the streets or alleys of such municipality a flobert rifle air gun spring gun firearms or any implement which impels with force a metal pellet of any kind for a particular purpose.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	McPherson, Jr.	Stevenson.
Berger,	Kephart,	Meade,	Stiefel,
Blass,	Kessler,	Neff,	Taylor,
Byrne,	Lane,	Pechan,	Wade,
Chapman,	Leader,	Peelor,	Wagner,
Crowe,	Letzler,	Propert,	Walker,
Dent,	Mahanay,	Robinson,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 631, as follows:

An Act to repeal an obsolete act relating to transfer of stock standing in the name of a decedent or in the joint names of a decedent and one or more other persons or in trust for a decedent

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 36 of the act approved the twentieth day of June one thousand nine hundred nineteen (P. L. 521) entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal" is hereby repealed absolutely

Section 2 This act shall be effective immediately upon its final enactment.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	Meade,	Stevenson.
Berger,	Kephart,	Neff,	Stiefel,
Blass,	Kessler,	McPherson, Jr.	Taylor,
Byrne,	Lane,	Pechan,	Wade,
Chapman,	Leader,	Peelor,	Wagner,
Crowe,	Letzler,	Propert,	Walker,
Dent,	Mahanay,	Robinson,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 671, on third reading, entitled:

An Act to further amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" by further limiting eligibility for general assistance.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 742, as follows:

An Act providing for supplementing the police forces of cities boroughs towns and townships for the appointment powers and control of auxiliary police therein and for the transfer during disasters and emergencies of such auxiliary police members of the regular police forces and police equipment thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The following words when used in this act shall have the following meanings

(1) "Municipality" means city borough town and township

(2) "Chief of police" means the chief or head of the police force of any municipality

Section 2 (a) The chief of police of any municipality may nominate persons as auxiliary policemen who have satisfactorily completed such training as he may prescribe

(b) All such persons so nominated shall before they enter upon their duties be confirmed and sworn by the mayor of the city the burgess of the borough or town or the chairman of commissioners or supervisors of the townships

(c) Auxiliary policemen shall serve at the pleasure of the chief of police of the municipality nominating them

Section 3 No person shall be nominated affirmed or sworn as an auxiliary policeman under this act who is not a citizen of the United States or who advocates or has advocated a change by force or violence in the constitutional form of government of the United States or in this State or the overthrow of any government in the United States by force or violence or who has been convicted of or is under indictment or information charging any subversive act against the United States or felony. Each person who is appointed to serve as an auxiliary policeman shall before entering upon his duties take an oath in writing before a person authorized to administer oaths in this State which oath shall be substantially as follows

"I do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of Pennsylvania against all enemies foreign and domestic that I will bear true faith and allegiance to the same that I take this obligation freely without any mental reservation or purpose of evasion and that I will well and faithfully discharge the duties upon which I am about to enter

And I do further swear (or affirm) that I do not advocate nor am I a member or an affiliate of any organization group or combination of persons that advocates the overthrow of the Government of the United States or of this State by force or violence and that during such time as I am a member of the auxiliary police I will not advocate nor become a member nor an affiliate of any organization group or combination of persons that advocates the overthrow of the Government of the United States or of this State by force or violence"

Section 4 The mayor of any city the burgess of any borough or town and the chairman of commissioners or supervisors of any township may call the auxiliary police to active duty during any period of distress disaster or emergency except in cases of labor disturbances

Section 5 (a) Auxiliary policemen on active duty shall have the same powers as regular police officers of the municipality in which they are serving and shall perform such other duties as may be assigned to them by the chief of police

(b) Auxiliary policemen when on active duty in a municipality other than the one in which appointed shall have the same powers in such municipality as regular police officers thereof

(c) The powers herein conferred may be exercised by auxiliary policemen only after they report for active duty and until they are relieved from duty

Section 6 (a) Upon the occurrence of an disaster or emergency other than a labor disturbance in any municipality the chief executive officer thereof may request the Governor for the emergency assignment of police equipment auxiliary police and members of the regular police forces from other municipalities for the period of such emergency. If the Governor approves such request he shall direct the Commissioner of the Pennsylvania State Police to order the chief executive officers of as many municipalities as may be necessary to transfer and such officials shall transfer police equipment auxiliary police and members of the regular police force to the requesting municipality in sufficient numbers and amounts to aid in meeting the disaster or emergency. During such period the transferred police and equipment shall be under the jurisdiction of the chief of police of the municipality to which they are transferred. Such transferred police shall have the same powers as regular police officers of the municipality to which they are transferred

(b) Police transferred from one municipality to another under this act shall be regarded as employees of the municipality to which transferred for all the purposes of the Pennsylvania Workmen's Compensation Act as last re-

enacted and amended by the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 520) and its amendments and shall be entitled to receive compensation in case of injuries received while actually engaged in performing any duty provided for by this act or while going to or coming from the performance of any such duties. Such municipality as employer shall in all such cases be deemed to have knowledge of all other employment of all such members including self-employment and shall be liable for compensation on account of all wages and earnings resulting therefrom. In all cases where an injury is received by such a policeman who is in whole or in part of a self-employer and loss of earnings results therefrom such earnings shall be regarded as wages. The average weekly wage as so regarded shall be that most favorable to the employee computed by dividing by thirteen the total earnings of the employee in the first second third or fourth period of thirteen consecutive calendar weeks in the fifty-two weeks immediately preceding the accident

Section 7 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	Meade,	Stevenson,
Berger,	Kephart,	Neff,	Stiefel,
Blass,	Kessler,	McPherson, Jr.,	Taylor,
Byrne,	Lane,	Pechan,	Wade,
Chapman,	Leader,	Peelor,	Wagner,
Crowe,	Letzler,	Propert,	Walker,
Dent,	Mahany,	Robinson,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

RECESS

Mr. HALUSKA. Mr. President, I move that the Senate do now take a recess for five minutes, for a Democratic Caucus.

Mr. LANE. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

NOMINATIONS BY THE GOVERNOR

REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations.

MEMBERS OF THE STATE COUNCIL FOR THE BLIND

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, July 31, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the State Council for the Blind:

William Taylor, Jr., Esq., Media, Delaware County, for the term of four years, and until his successor shall have been appointed and qualified. (Reappointment)

C. T. Troy, Towanda, Bradford County, from November 4, 1949, for the term of four years, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

REPORTS FROM COMMITTEES

Mr. WADE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WADE, from the Committee on Highways, reported as amended, Senate Bill No. 384, entitled:

An Act to further amend subsection (c) of Section 401 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for special permits for certain vehicles of nonresidents.

He also, from the Committee on Highways, reported as committed House Bill No. 1294, entitled:

An Act to amend the title of and the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1005) entitled "An act relating to and regulating tractors and trailers and their operation providing for their registration and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors and trailers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors and trailers imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making

an appropriation and providing for refunds" by deleting from said act all provisions relating to operators operators' licenses and trailers and further providing for the equipment of tractors.

Mr. BLASS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BLASS, from the Committee on Judiciary General, reported as amended, Senate Bill No. 187, entitled:

An Act to fix the salaries and compensation of the judges of the Supreme Court, the judges of the Superior Court, the judges of the courts of common pleas, the judges of the orphans' courts, the judges of the Municipal Court of Philadelphia, and the judges of the County Court of Allegheny County, certain associate judges not learned in the law, and repealing certain acts inconsistent herewith.

He also, from the Committee on Public Health and Welfare, reported as committed, Senate Bill No. 796, entitled:

An Act prohibiting the occupation of living quarters over or the depositing of foreign substances in any body of water which is the source of water used for human consumption; prescribing penalties; and authorizing the courts of common pleas to enjoin violations.

Mr. LANE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. LANE, from the Committee on Local Government, reported as committed, Senate Bill No. 806, entitled:

An Act to amend clause (1) of subsection (a) of Section 202 of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571), entitled "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh and eighth classes; designating the subjects, property and persons subject to and exempt from taxation for county, borough, town, township, school, except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof for such purposes; creating in each such county a board for the assessment and revision of taxes; defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, town and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the appointment of a chief assessor, assistant assessors and other employees; providing for their compensation payable by such counties; prescribing certain duties of and certain fees to be collected by the recorder of deeds; and eliminating the triennial assessment," by exempting from local taxation, all property owned by churches and religious groups and used exclusively for religious purposes, or as living quarters for religious leaders.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 807, entitled:

An Act to amend clause (a) of Section 202 of the act, approved the twenty-second day of May, one thousand nine hundred thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipal and quasi-municipal corporations which levy

their taxes on county assessments and valuations; amending, revising, and consolidating the law relating thereto; and repealing existing laws," by exempting from local taxation all property owned by churches and religious groups and used exclusively for religious purposes or as living quarters for religious leaders.

PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President and Members of the Senate, we are necessarily at this moment today in a very crucial period in the Legislative Session. I received this morning a letter that I think ought to be read to the Members of the Senate, because of the implications contained within the letter. This letter is postmarked State College, Pennsylvania, and is addressed to Senator Dent. I quote the letter:

"Dear Senator Dent:

"As a result of the opposition led by you against the state budget proposed by Governor Fine, the state does not have a budget for the coming year, leading directly to the situation outlined in the enclosed letter. I would urge that you bend every effort to draw up a compromise budget. As a lawmaker your prime responsibility is to the welfare of the people, not to a political party.

"I wish that you could spend several days on the campus of the Pennsylvania State College in order to see the hard diligent work that is in progress in every department, husbands leaving their wives to work far into the night, the extension workers traveling to all corners of the state in one of the most advanced extension services of any state university, and the almost continual holding of conferences for steel workers, dairy farmers, sewage workers, labor leaders, etc. Surely such earnest effort in this and other fields of state supported endeavor is worthy of solid backing in the State Legislature, and should not be made to feel insecure because of party strife in Harrisburg. Let us rise above petty wrangling and work out a budget program without delay.

"I think you for your consideration of these matters."

This letter is signed by an individual from State College.

This is the letter that it refers to. It is headed "The Pennsylvania State College—Inter-Office Correspondence."

"At its June meeting, the Board of Trustees of the College approved an increase in salary and/or promotion in rank for some members of the staff with the understanding that such adjustments would not be announced or become effective until the State Government appropriated to the College adequate funds for its operation during the 1951-53 biennium. Since there is now no way of knowing whether or when such funds will become available, this memorandum is being sent to all employees of the College for their information.

"Receipt of this memorandum does not imply pending change in either rank or salary for the reason to whom it is addressed. Those persons for whom changes in status are approved will be so notified at the earliest possible time. Meanwhile, each person is asked to continue to serve at the rank and salary in effect on June 30, 1951.

"I regret very much that conditions over which we have no control make this letter necessary."

Mr. President and Members of the Senate, I also have a letter which I will not read, sent out by the President of Temple University to the alumnus of Temple University, in which excerpts from the speeches of the Governor are contained and a condemnation of the Members of the Senate of Pennsylvania is also contained. Specifically they mention Senator Walker and they also refer to your humble servant.

Mr. President and Members of the Senate, there are many methods by which dictatorship comes to a country, to a state, to a community or to an enterprise. One of them is by the use of direct physical force, another is by use of indirect force through the medium of propaganda, through the medium of insinuations and through the medium of high pressure, unfounded misstatements.

Yes, the Senate of Pennsylvania has disagreed as to the tax program for the Commonwealth of Pennsylvania. I will accept whatever blame may be contained in that simple statement. Speaking for the Minority Group, I wish to state that in Caucus assembled, twenty Democratic Senators have again proposed that they will not vote State sales tax. They, however, have again proposed that individually or as a group for a State income tax or a committee of this group is willing to sit down with the Majority Membership of the Senate, with a group from the House or with the Governor himself, anytime, to work out a program to meet the stated and required needs that can be proven over and above those already provided for by the program voted upon by this General Assembly. To date there has been no alternate program offered to the Members of the Senate. Therefore, any action that we can take would only be upon the income tax. The Members of the Senate, as represented by the Democratic Caucus, have repeatedly offered to sit down with any authoritative group to discuss a new tax program or a compromise tax program. As I understand it, the Governor takes the position that his hands are tied and that he can only accept the estimates given to him by his Budget Director.

Now, Mr. President and Members of the Senate, we find ourselves in this position, and if I am wrong I wish somebody would correct me. The Governor's Budget Director has stated that certain numbers of dollars are needed by the Commonwealth, that certain numbers of dollars are provided for in the tax program already passed. There are those on both sides of the Senate who disagree with the Governor's Budget Director. However, unless the Governor himself asks for a review of the budget figures and a revision of the revenue estimates, the Senate of Pennsylvania and the House find themselves with their hands tied. There is not a thing we can do about it. If the Governor insists that the figures submitted by Secretary Logan are the only figures upon which he will deal with this Legislature, then there is only one thing for the General Assembly to do and that is, under protest, accept his figures, and under his figures new revenues are needed, new or added revenues are needed. We can disagree from now until the end of the biennium, but unless the Governor himself asks for a revision of the figures there is not anything this General Assembly can do because the Governor has threatened that he will cut needed appropriations to tailor to the amounts that the Secretary of the Budget says are the

proper amounts to be obtained by the revenue measures already passed.

That being the case, letters such as this going out over the Commonwealth are creating in the minds of thousands of persons who are directly or indirectly tied to the revenues of the Commonwealth, an impression is being created in these thousands of minds that a stubborn unqualified position by the Senate of Pennsylvania has placed in jeopardy needed increases for State employees, needed appropriations for the State-aided institutions.

Now, Mr. President, that is not the case. I have said many times and I repeat again today I disagree with Mr. Logan's figures, but I have not nor have I ever intimated that the Democratic Caucus is opposed to giving needed revenues to the Commonwealth to meet the required services in this Commonwealth. The history of the Senate proves that when a fact is proven to be such, we have always acted as Legislators, fully responsible to the people of this Commonwealth.

This letter sent out by the President of the College, I believe, was sent in good faith in order that these employees would not start spending an increase in pay that they did not have. However, the interpretation of the letter by those receiving it is contained in the letter of transmittal to me by this individual, and in that letter you can find that the whole blame for the stalemate at this moment is resting upon the shoulders of the Democratic Minority. This is not the case. We have offered time and time again, and stand ready at this moment, to sit down and discuss the needs of the Commonwealth and to provide the funds to meet whatever needs are not contained in the budget. However, I for one refuse to accept, on behalf of the Democratic Minority, any responsibility for any statement being made that the General Assembly and the Senate specifically is responsible for a stubborn opposition. It may be adamant, but not stubborn. I believe that on the other side of this Senate there are sufficient men of honest purpose who, if given an opportunity, would sit down and work out a reasonable program for the Commonwealth. These men who oppose an income tax do not oppose it for political reasons, and I say that sincerely. I know why I am opposed to an income tax and let me give you an illustration of exactly what is going to happen to an income tax, and if I am not here two years, four years or six years from now, let these words be resurrected and read them back in the Senate. I predict that if you pass an income tax at this Session, it will be doubled at the next Session, and when in 1960, your school needs will have reached \$640,000,000 a biennium, the people of Pennsylvania will be paying two and one-half per cent income tax on top of all the other taxes now contained in the statute books of this Commonwealth.

Mr. President, this State must never get to the point that has been reached by one State in the Union. In that State, citizens find themselves in the position that if the new Federal tax program on income is put into effect, the citizens of that Commonwealth, reaching a certain amount of income, will have to earn one dollar and two cents to pay for every dollar of tax they will have to pay on their State and Federal income taxes. I think it was Chief Justice Marshall who said, "The power to tax is the power to destroy." I for one am not going to partici-

pate in any movement in the Senate of Pennsylvania or in this General Assembly to set into motion that kind of a tax program that has behind it the threat of destruction, and I repeat to the Membership of the Senate, when you go into your deliberations, that the Democratic Caucus has instructed me to tell you that not singly or collectively will the Democratic Senators vote for an income tax at this time, nor will they vote for a sales tax at this time.

Mr. President, we are right at the crossroads. We have reached the peak of prosperity in so far as it is measured by employment, in so far as it is measured by industrial income and individual income. Whatever measures are needed today may not be needed two years from now. If the spiral of inflation is still climbing heavenward by that time, we will have had two years in which to study a proposed program to change the entire tax structure of the State, and I offer to the Senate at this moment a three point program that I believe ought to be considered and, if possibly so, agreed upon within the next twenty-four hours, and the Members of the General Assembly decide upon a sine die adjournment date, meet the required needs of the Commonwealth and go home to their respective districts.

First, Mr. President, make an absolute survey of the direct needs of the Commonwealth; second, propose the additional revenues to meet any additional needs not contained within the prescribed budget as we know it today; and number three, give to the Joint State Government Commission the power and the authority to receive at the end of each month a detailed budget report from every commission and every department on the Hill under the Commonwealth, and that budget report be tallied against the budget specified for that department. Those are the three points upon which we can sit down with you and agree upon. I mention the last point for this reason; some of us have been here long enough to know how governments operate. All of us can be made out liars, because departments can spend over and above their budgets under the system that has grown up of creating deficiency appropriations. That, Mr. President, would be the saddest thing that could happen to the valiant efforts of this General Assembly to keep from the backs of the people of the Commonwealth an unneeded income tax. If we leave here and adjourn sine die without passing additional revenues, then the Legislature ought to recall any appropriations over and above the budget prescribed by the Governor. The Legislature cannot go home and leave on the Governor's desk millions of dollars of appropriation bills not covered by the anticipated revenue. It would be a fallacy on the part of any of us to believe that we could do that and not face the condemnation of the people of the Commonwealth, but by the same token, it is unfair for any individual or group of individuals to believe that they can bludgeon the Senators of Pennsylvania into passing any specific tax by this type of propaganda and pressure.

Mr. President, I repeat for the benefit of all, we are willing to sit down at any moment, with a group or in a committee of the whole, with all of the Senators, with any authoritative group from the House or with the Governor himself, to give to the people of Pennsylvania a program that will provide for the necessary expenditures

of funds to give the required services to the people of the Commonwealth.

PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, I do not want to detract from the words of wisdom of the Minority Leader. However, during this Session of the Legislature, especially on the question of taxes and on the budget, I have heard it said from time to time that new revenues were needed in all of the States, and that new taxes were needed to finance those new revenues. In that connection, I have made a survey of just what did happen in the other States, and I have a report here from almost all of the States, and I thought it would be timely right now to give you sort of a cross section of what did happen in the other States of the United States.

Mr. President, one of the questions in these questionnaires that I sent out requests the amount that was appropriated for civil defense, because there has been considerable argument here in the Legislature relative to the amount that is requested by the Governor, so that I am going to give you some of the information that I have on these questionnaires.

In Alabama, Alabama operates on a biennial basis. During the last biennium they appropriated \$195,000,000 for the current biennium, with no new taxes and no increases in existing taxes. The amount appropriated for civilian defense was \$100,000.

In Arizona, they operate on an annual basis. The amount of the appropriation for the last period was \$33,135,778.79. The amount for the current period was reduced. It is \$31,921,899.91. No new taxes, no increase in existing taxes. The amount appropriated for civilian defense is \$275,000.

In Arkansas, they operate on an annual basis. The amount of the appropriations for the last period was \$238,996,319. The amount for the current period is \$263,232,812, and on the tax question, they say, "Have had a special Session as well as a regular Session, and the special Session refused to raise taxes; appropriations appeared in excess of anticipated revenues." There were no increases in the taxes already existing and they made no appropriation for civilian defense.

In California, they operate on an annual basis. The last period was \$1,092,711,250. The current period is \$1,016,883,000. No new taxes, no increase in existing taxes, and I have a special report on the amount appropriated for civilian defense. I think it is \$13,000,000.

In Connecticut, they operate on a biennial basis. The last period was \$184,000,000. This period, the current period, \$241,000,000. There were no new taxes. The sales tax was increased from one per cent to two per cent. The amount appropriated for civilian defense was \$1,904,594.

In Delaware, they operate on a biennial basis. The last period was \$54,000,000. This period, \$52,000,000. No new taxes, no increase in current taxes. The appropriation for civilian defense is \$110,000.

In Florida, they did not indicate the amount of the appropriation for the last period, but for this period they

appropriated \$246,913,093. They reenacted the 1949 sales and use tax, and there was no increase in current taxes. They appropriated \$36,000 for civilian defense.

In Georgia, the amount for the last period was \$108,574,026. They operate on an annual basis. This period it was \$108,574,026, with a \$51,685,000 contingent fund. There they imposed a three per cent sales tax and they appropriated \$200,000 for civil defense.

In Idaho they operate on a biennial basis. The last period was \$46,275,543. The current period, \$41,858,159. No new taxes except ton truck mileage tax for highways. The appropriation for civil defense was \$1,000,000.

In Indiana, they operate on an annual basis. The last appropriation was \$261,051,213. The current appropriation is \$272,693,904. No new taxes, no increase in existing taxes. The appropriation for civil defense was \$500,000.

In Kansas, they operate on a biennial basis. The last period was \$66,722,578. For the current period, \$63,026,151. No new taxes, no increase in existing taxes. The appropriation for civilian defense was—they have three figures down here—\$20,000, \$90,000 and \$70,000.

At the request of the Majority Leader, I will not continue with these statistics, but they do indicate that in a very few States of the United States the appropriations have been increased to some extent, in some States, and in other States they have been reduced. In very few States have new taxes been levied, in very few States have the existing taxes been increased, and the appropriations for civil defense are very small in proportion to that in Pennsylvania.

Mr. President, I just want to say this, that in all the other States of the United States people do the same things we do in Pennsylvania. They eat the same things, they buy the same things, they work for a living, they wear the same kind of clothes and all that sort of thing. Therefore, I just cannot go along with the idea that you need the amount of new revenues that the Budget Director says we need here in Pennsylvania to the extent of imposing an income tax.

These questionnaires also indicate to me that in every state, in every state of the United States there is an orderly procedure for the preparation of the budget, and not the type of procedure that we have here in Pennsylvania, where figures appearing in the budget report are based on guess work instead of actual facts and research, and I certainly agree with the suggestions made by Senator Dent to solve this problem now before us in the Legislature.

THIRD READING CALENDAR

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 801, as follows:

An Act to amend Section 931 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by providing that certain county roads when abandoned shall become township, borough or city roads as their location shall determine

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 931 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" is hereby amended to read as follows

(b) Vacation as County Roads

Section 931 Vacation as County Roads Upon petition of the county commissioners the court of quarter sessions may vacate as a county road any portion or portions of any abandoned or condemned turnpike road or any portion or portions of any turnpike road purchased by the county or of any road the permanent location or improvement whereof has been ordered or made under this or former acts relating to county roads All portions of such roads so vacated shall become and be township roads unless such roads so vacated are within a second class county in which event all portions of such roads so vacated shall become and be township roads if located within a township or shall become and be borough or city roads if located within a borough or city Written notice of the contents of said petition and the time when the same will be presented to the court shall be given by the county commissioners to the supervisors or commissioners of the township or townships [through which said road passes] or to the council of the borough or city through which said road passes at least ten days before the date of presenting the same At the time said petition is presented the court may fix a time for a hearing in open court or refer the matter to an examiner to take testimony and report his findings to the court at such time as the court shall direct At any hearing in open court or before an examiner appointed by the court all parties in interest may appear and be heard After such hearing the court if it shall find that the conditions prescribed by this act [has] have been complied with may grant the prayer of the petitioners and make a decree accordingly or make such order in the premises as to right and justice shall appertain no order of vacation shall be made until the township borough or city affected shall have consented thereto by an ordinance or resolution certified to the court

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	McPherson, Jr.,	Stevenson.
Berger,	Kephart,	Meade,	Stiefel,
Blass,	Leader,	Neff,	Taylor,
Byrne,	Kessler,	Pechan,	Wade,
Chapman,	Lane,	Peelor,	Wagner,
Crowe,	Letzler,	Probert,	Walker,
Dent,	Mahany,	Robinson,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnia,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko,
Halucka,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 802, as follows:

An Act to add a new section 1309 to the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by creating a Bureau of Higher Education in the Department of Public Instruction

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Article XIII of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain department boards and commissions shall be determined" is hereby amended by adding after Section 1308 a new section to read as follows

Section 1309 Bureau of Higher Education In addition to such other bureaus as may be created or named in the Department of Public Instruction there shall be a Bureau of Higher Education which shall be in charge of a deputy superintendent and which shall have the responsibility for all matters relating to higher education assigned thereto by law or by the Superintendent of Public Instruction

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	McPherson, Jr.,	Stevenson.
Berger,	Kephart,	Meade,	Stiefel,
Blass,	Kessler,	Neff,	Taylor,
Byrne,	Lane,	Pechan,	Wade,
Chapman,	Leader,	Peelor,	Wagner,
Crowe,	Letzler,	Probert,	Walker,
Dent,	Mahany,	Robinson,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,

DiSilvestro,
Fleming,
Freed,
Haluska,

McCreesh,
McGinnis,
McMenamin,

Scarlett,
Silvert,
Snowden,

Wolfe,
Wood,
Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 850, as follows:

An Act to amend Section 2001 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the name of the Cheyney Training School for Teachers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 2001 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended to read as follows

Section 2001 Definitions As used in this article the word "college" or "colleges" shall apply to State Normal Schools State Teachers' Colleges and the Cheyney [Training School for Teachers] State Teachers' College now existing and such other State Teachers' Colleges and State Teachers' Training Schools as may hereafter be created or constituted by in and for the Commonwealth of Pennsylvania

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,
Berger,
Blase,
Byrne,
Chapman,
Crowe,
Dent,
Diehm,
DiSilvestro,
Fleming,
Freed,
Haluska,

Hare,
Kephart,
Kessler,
Lane,
Leader,
Letzler,
Mahany,
Mallery,
McCreesh,
McGinnis,
McMenamin,

McPherson, Jr.,
Meade,
Neff,
Pechan,
Peelor,
Propert,
Robinson,
Ruth,
Scarlett,
Silvert,
Snowden,

Stevenson,
Stiefel,
Taylor,
Wade,
Wagner,
Walker,
Watkins,
Watson,
Wolfe,
Wood,
Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 851, as follows:

An Act to further amend the act approved the ninth day

of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by changing the name of the Cheyney Training School for Teachers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 As much as applies to the Department of Public Instruction of Section 202 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" as last amended by the acts approved the ninth day of May one thousand nine hundred forty-nine (P. L. 1003) the twelfth day of May one thousand nine hundred forty-nine (P. L. 1289) and the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1717) is hereby further amended to read as follows

Section 202 Departmental Administrative Boards Commissions and Offices The following boards commissions and offices are hereby placed and made departmental administrative boards commissions or offices as the case may be in the respective administrative departments mentioned in the preceding section as follows

* * * * *

In the Department of Public Instruction
State Council of Education
State Real Estate Commission
Pennsylvania State Board of Censors
Public School Employees' Retirement Board
Board of Trustees of Thaddeus Stevens Trade School
Board of Trustees of Pennsylvania State Oral School for the Deaf
Board of Trustees of Pennsylvania Soldiers' Orphan School
Board of Trustees of West Chester State Teachers' College
Board of Trustees of Millersville State Teachers' College
Board of Trustees of Kutztown State Teachers' College
Board of Trustees of East Stroudsburg State Teachers' College
Board of Trustees of Mansfield State Teachers' College

Board of Trustees of Bloomsburg State Teachers' College
 Board of Trustees of Shippensburg State Teachers' College
 Board of Trustees of Lock Haven State Teachers' College
 Board of Trustees of Indiana State Teachers' College
 Board of Trustees of California State Teachers' College
 Board of Trustees of Slippery Rock State Teachers' College
 Board of Trustees of Edinboro State Teachers' College
 Board of Trustees of Clarion State Teachers' College
 Board of Trustees of Cheyney [Training School for Teachers] State Teachers' College
 State Board of Medical Education and Licensure
 State Board of Pharmacy
 State Dental Council and Examining Board
 State Board of Optometrical Examiners
 State Board of Osteopathic Examiners
 Osteopathic Surgeon's Examining Board
 State Board of Examiners for the Registration of Nurses
 State Board of Cosmetology
 State Board of Veterinary Medical Examiners
 State Board of Chiropractic Examiners
 State Board for the Examination of Public Accountants
 State Board of Examiners of Architects
 State Registration Board for Professional Engineers
 Public Service Institute Board
 State Board of Private Academic Schools
 State Board of Private Business Schools
 State Board of Private Trade Schools
 State Board of Private Correspondence Schools
 * * * * *

All of the foregoing departmental administrative boards and commissions shall be organized or reorganized as provided in this act

Section 2 Sections 401 and 1311 of said act as last amended by the act approved the ninth day of May one thousand nine hundred forty-seven (P. L. 187) are hereby further amended to read as follows

Section 401 Boards of Trustees of State Institutions The boards of trustees of each of the State institutions hereinafter mentioned shall consist of nine members and the head of the department having supervision over the institution ex officio

The term of the members of each such board shall be four years and until their successors are qualified

Five members of any such board shall constitute a quorum

Each such board shall annually elect a president and vice-president from among its members and a secretary and treasurer who need not be members of the board The secretary and treasurer may be the same person

This section shall apply to

Board of Trustees of Thaddeus Stevens Trade School
 Board of Trustees of Pennsylvania State Oral School for the Deaf
 Board of Trustees of Pennsylvania Soldiers' Orphan School
 Board of Trustees of West Chester State Teachers College
 Board of Trustees of Millersville State Teachers' College
 Board of Trustees of Kutztown State Teachers' College
 Board of Trustees of East Stroudsburg State Teachers' College
 Board of Trustees of Mansfield State Teachers' College
 Board of Trustees of Bloomsburg State Teachers' College
 Board of Trustees of Shippensburg State Teachers' College
 Board of Trustees of Lock Haven State Teachers' College
 Board of Trustees of Indiana State Teachers' College
 Board of Trustees of California State Teachers' College
 Board of Trustees of Slippery Rock State Teachers' College
 Board of Trustees of Edinboro State Teachers' College
 Board of Trustees of Clarion State Teachers' College

Board of Trustees of Cheyney [Training School for Teachers] State Teachers' College
 Board of Trustees of Pennsylvania Soldiers' and Sailors' Home

Board of Trustees of Eastern State Penitentiary which upon the establishment of the Medium Security Prison at Graterford shall thereafter be known as the Board of Trustees at Graterford

Board of Trustees of Western State Penitentiary
 Board of Trustees of Pennsylvania Institution for Defective Delinquents And upon the establishment of the Medium Security Prison at Huntingdon shall thereafter be known as the Board of Trustees at Huntingdon
 Board of Trustees of the Pennsylvania Industrial School at Camp Hill Cumberland County Pennsylvania
 Board of Trustees at Rockview
 Board of Trustees of the Pennsylvania Training School for Girls

Board of Trustees of State Industrial Home for Women
 Board of Trustees of Pennsylvania Training School at Morganza

Board of Trustees of Pennsylvania Training School at Kis-Lyn Luzerne County Pennsylvania

Board of Trustees of Allentown State Hospital
 Board of Trustees of Danville State Hospital
 Board of Trustees of Farview State Hospital
 Board of Trustees of Harrisburg State Hospital
 Board of Trustees of Norristown State Hospital
 Board of Trustees of Warren State Hospital
 Board of Trustees of Wernersville State Hospital
 Board of Trustees of Torrence State Hospital
 Board of Trustees of Ashland State Hospital
 Board of Trustees of Blossburg State Hospital
 Board of Trustees of Coaldale State Hospital
 Board of Trustees of Connellsville State Hospital
 Board of Trustees of Hazleton State Hospital
 Board of Trustees of Locust Mountain State Hospital
 Board of Trustees of Nanticoke State Hospital
 Board of Trustees of Philipsburg State Hospital
 Board of Trustees of Scranton State Hospital
 Board of Trustees of Shamokin State Hospital
 Board of Trustees of Laurelton State Village
 Board of Trustees of Pennhurst State School
 Board of Trustees of Polk State School
 Board of Trustees of Selinsgrove State Colony for Epileptics

Boards of Trustees of such institutions as are acquired by the Commonwealth from any county city or institution district and are used as State mental hospitals under the provisions of act number twenty-one approved the twenty-ninth day of September one thousand nine hundred thirty-eight

Provided That from and after the third Tuesday of January one thousand nine hundred and forty-three the terms of the first three members to be appointed by the Governor to each of the following boards of trustees shall expire on the third Tuesday of January one thousand nine hundred and forty-five and the terms of the next three members to be appointed shall expire on the third Tuesday of January one thousand nine hundred and forty-seven and the terms of the next three members shall expire on the third Tuesday of January one thousand nine hundred and forty-nine the successors to each of the above mentioned members shall be appointed for terms of six years and all appointments thereafter shall be for terms of six years except those to fill vacancies prior to the end of any term which shall be only for the duration of the unexpired term

Board of Trustees of Thaddeus Stevens Trade School
 Board of Trustees of Pennsylvania State Oral School for the Deaf

Board of Trustees of Pennsylvania Soldiers' Orphan School

Board of Trustees of West Chester State Teachers' College

Board of Trustees of Millersville State Teachers' College

Board of Trustees for Kutztown State Teachers' College

Board of Trustees of East Stroudsburg State Teachers' College
 Board of Trustees of Mansfield State Teachers' College
 Board of Trustees of Bloomsburg State Teachers' College
 Board of Trustees of Shippensburg State Teachers' College
 Board of Trustees of Lock Haven State Teachers' College
 Board of Trustees of Indiana State Teachers' College
 Board of Trustees of California State Teachers' College
 Board of Trustees of Slippery Rock State Teachers' College
 Board of Trustees of Edinboro State Teachers' College
 Board of Trustees of Clarion State Teachers' College
 Board of Trustees of Cheyney [Training School for Teachers] State Teachers' College

Section 1311 Boards of Trustees of State Institutions Within the Department The boards of trustees of the several Normal Schools or Teachers Colleges the Board of Trustees of the Cheyney [Training School for Teachers] State Teachers' College the Board of Trustees of Pennsylvania State Oral School for the Deaf the Board of Trustees of Pennsylvania Soldiers' Orphan School and the Board of Trustees of Thaddeus Stevens Trade School shall have general direction and control of the property and management of their respective institutions Each of the said boards of trustees shall have the power and its duty shall be

(a) Subject to the approval of the Governor to elect a president principal or superintendent of the institution who shall subject to the authority of the board administer the institution and if deemed advisable a business manager

(b) On nomination by the president principal or superintendent from time to time to appoint such officers and employees as may be necessary

(c) To fix the salaries of its employees in conformity with the standards established by the Executive Board

(d) Subject to the approval of the Superintendent of Public Instruction to make such by-laws rules and regulations for the management of the institution as it may deem advisable

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	McPherson, Jr.,	Stevenson,
Berger,	Kephart,	Meade,	Stiefel,
Blass,	Kessler,	Neff,	Taylor,
Byrne,	Lane,	Pechan,	Wade,
Chapman,	Leader,	Peelor,	Wagner,
Crowe,	Letzler,	Propert,	Walker,
Dent,	Mahany,	Robinson,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 859, as follows:

An Act to further amend the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by making drivers of fire-fighting apparatus or ambulances for certain volunteer fire companies eligible to the pension fund

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The subdivision heading of subdivision (c) of Article XLIII and Sections 4340 4346 4348 4349 and 4352 of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the laws relating thereto" as re-enacted and amended by the act approved the day of one thousand nine hundred fifty-one (Act No.) are hereby further amended to read as follows:

(c) Pension Funds for Employees Other Than Policemen and City-Paid Firemen

Section 4340 Pension Funds for Employees other than Police or City-Paid Firemen Cities may create a pension fund for the pensioning of employees of said cities who are not members of the police force or city-paid fire department thereof and the families of such as may be injured or killed in the service in the manner under the conditions and subject to the qualifications following as used in this subdivision "employees" includes officers and officials of the city whether elected or appointed

Section 4346 Heads of Departments to Certify List of Employees The head of every department and office employing persons entitled to receive a pension shall certify to the board of pensions all persons so employed and the amount of salary or wages which is paid to said employee together with dismissals resignations or terminations of service and from the records of their office or department shall furnish such other relevant information as the board of pensions shall require In the case of a volunteer fireman "head of department or office" shall mean the president or secretary of the board of trustees of the volunteer fire company involved

Section 4348 Appropriations and Contributions to Fund [by Council] The council may annually set aside apportion and appropriate out of all taxes and income of such city unto the board of pensions a sum sufficient to maintain the pensions or compensations due hereunder on account of the city contributions for all employees except volunteer firemen On account of volunteer firemen who become members of the pension fund the board of trustees of the volunteer fire company employing and paying them shall annually contribute to the board of pensions a sum equal to the same percentage of its participating payroll as the amount contributed by the city for the same year bears to its participating payroll

Section 4349 Application The benefits conferred by this subdivision of this article shall apply to all persons employed in any capacity by or holding positions in or in the case of a volunteer fireman rendering services recognized and accepted by the cities creating a pension fund and pension board in accordance with its provisions but this subdivision shall not apply to employees of such departments bureau or offices as are otherwise protected by pension authorized by [law] this act

Any volunteer fireman may become a member of such a pension fund as of the date of his original employment or of the inception of the pension fund whichever is later upon his making back contributions and if the volunteer fire company or board of trustees thereof employing and paying him agrees to contribute and contributes to the pension fund from time to time the sums hereinbefore required

Section 4352 [Employee Defined The term "employee"] Definitions The term or phrase "employee" "employed" "employed by the city" or "in the employment of any city" as used in this subdivision is meant to include all

persons in the service of cities creating a pension fund and a pension board in accordance with the provisions thereof who are not now otherwise protected by pensions authorized by this act and any volunteer fireman who becomes a member of the pension fund

"Volunteer fireman" shall mean a driver of fire-fighting apparatus or ambulances regularly employed and paid by a volunteer fire company rendering services recognized and accepted by a city

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	McPherson, Jr.	Stevenson,
Berger,	Kephart,	Meade,	Stiefel,
Blass,	Kessler,	Neff,	Taylor,
Byrne,	Lane,	Pechan,	Wade,
Chapman,	Leader,	Peelor,	Wagner,
Crowe,	Letzler,	Probert,	Walker,
Dent,	Mahany,	Robinson,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 881, as follows:

An Act to further amend Clause L of Section 1202 of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning borough and revising amending and consolidating the law relating to boroughs" by authorizing increase of appropriations for burial ground maintenance

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause L of Section 1202 of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" as reenacted and amended by the act approved the tenth day of July one thousand nine hundred forty-seven (P. L. 1621) is hereby further amended to read as follows

Section 1202 Specific Powers The powers of the borough shall be vested in the corporate officers They shall have power

L Appropriations for Burial-Ground Maintenance To appropriate annually out of the general funds of the borough a sum not exceeding [five hundred] three thousand dollars for the care upkeep maintenance and beautifying of cemeteries burial-grounds and private roads therein lying wholly or partly within the boundary limits of such borough or in the territory immediately adjacent the borough

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	McPherson, Jr.	Stevenson,
Berger,	Kephart,	Meade,	Stiefel,
Blass,	Kessler,	Neff,	Taylor,
Byrne,	Lane,	Pechan,	Wade,
Chapman,	Leader,	Peelor,	Wagner,
Crowe,	Letzler,	Probert,	Walker,
Dent,	Mahany,	Robinson,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 946, as follows:

An Act to amend Article X of the Act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for the appointment and removal of supervisors their qualifications terms of office duties salary and method of filling vacancies

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Article X of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended by adding at the end thereof the following

(e) Supervisors

Section 1084 Number of supervisors In addition to the assistant county superintendents and supervisors of special education herein provided for there may be appointed the number of additional supervisors as is authorized by the county convention of school directors in the same manner as is provided in section one thousand fifty-three of the act to which this act is an amendment for the appointment of assistant county superintendents no additional supervisors shall be appointed unless the secretaries of all districts under the supervision of the county superintendent shall have been notified in writing forty (40) days prior to the county convention of school directors that action will be considered to provide such supervisors

Section 1085 Supervisors qualifications appointment Any person who is certified to teach in the public schools of the Commonwealth and who is certified by the Department of Public Instruction as a supervisor in accordance with standards prescribed by the State Council of Education shall be eligible for appointment as a supervisor

Such supervisors shall be appointed by a majority vote of the county board of school directors or in the case of supervisors employed by more than one county by a majority vote of the members of the several county boards of the counties served on the nomination of the county superintendents to serve for a period to be determined by the County Convention of School Directors not to exceed the end of the county superintendent's term of office

Section 1086 Salaries Supervisors shall be paid an annual salary to be determined by the County Convention of School Directors. Said salaries shall be paid by the Commonwealth out of the school appropriations apportioned to the school districts under the supervision of the county superintendent and to the school districts not under his jurisdiction but contracting with the county board of school directors for such services before the same is distributed.

Section 1087 Duties of supervisors It shall be the duty of supervisors to assist the county superintendent of schools and the boards of school directors served by them in such manner as the county superintendent may direct.

Section 1088 Vacancies Substitutes Any vacancies occurring in the position of supervisor shall be filled by the county superintendent and county board of school directors in like manner as at the beginning of a term Any substitute required as the result of the granting of any leave of absence to any such supervisor shall be chosen by the county board of school directors on nomination by the county superintendent.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	McPherson, Jr.	Stevenson,
Berger,	Kephart,	Meade,	Stiefel,
Blass,	Kessler,	Neff,	Taylor,
Byrne,	Lane,	Pechan,	Wade,
Chapman,	Leader,	Peelor,	Wagner,
Crowe,	Letzler,	Propert,	Walker,
Dent,	Mahany,	Robinson,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 950, as follows:

An Act to amend section 1 of the act approved the thirtieth day of March one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions of this act and providing for revocation or suspension of licenses given by said board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith" by further defining the practice of optometry and defining "optometrist"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the thirtieth day of March one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and

Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions of this act and providing for revocation or suspension of licenses given by said board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith" is hereby amended to read as follows

Section 1 Be it enacted &c That the practice of optometry is hereby defined to be the employment of any means or methods other than the use of drugs or surgery for the [measurement of the powers of vision and the adaptation of lenses for the correction and aid of the vision of human beings] examination of the human eye and the analysis of ocular functions or the prescribing providing furnishing adapting or employing any or all kinds and types of lenses and prisms visual training orthoptics ocular exercises and any and all preventive and corrective methods for the aid correction or relief of the human eye its associated structures appendages and functions other than the use drugs or surgery or physical therapy.

The term "optometrist" means a person who practices optometry in accordance with the provisions of this act nothing in this act shall prohibit optical business establishments from filling optical prescriptions or any business establishments from selling ready-made glasses

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	McPherson, Jr.	Stevenson,
Berger,	Kephart,	Meade,	Stiefel,
Blass,	Kessler,	Neff,	Taylor,
Byrne,	Lane,	Pechan,	Wade,
Chapman,	Leader,	Peelor,	Wagner,
Crowe,	Letzler,	Propert,	Walker,
Dent,	Mahany,	Robinson,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 951, as follows:

An Act to add Section 11.1 to the act approved the thirtieth day of March one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions of this act and providing for revocation or suspension of licenses given by said board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith" by providing for acceptance of testimony of licensed optometrists by agencies and political subdivisions of the Com-

monwealth and providing for payment for services of optometrists

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the thirtieth day of March one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions of this act and providing for revocation or suspension of licenses given by said board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith" is hereby amended by adding after Section 11 thereof a new section to read as follows

Section 11.1 The testimony of an optometrist who is licensed to practice optometry shall be received by an official board commission or other agency of the Commonwealth or any of its political subdivisions as qualified evidence with respect to any matter defined in Section 1 of this act as constituting the practice of optometry and no official board commission or other agency of the Commonwealth or of any of its political subdivisions shall discriminate between the practitioners of optometry and any other ocular practitioners and payment for the services rendered by optometrists to such agencies or political subdivisions shall be made in the same amount as the practitioners of other professions may be paid for similar services

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Berger,	Hare,	Meade,	Stiefel,
Blass,	Kephart,	Neff,	Taylor,
Byrne,	Kessler,	Pechan,	Wade,
Chapman,	Lane,	Peelot,	Wagner,
Crowe,	Leader,	Propert,	Walker,
Dent,	Letzler,	Robinson,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Scarlett,	Wolfe,
Fleming,	McCreesh,	Silvert,	Wood,
Freed,	McGinnis,	Snowden,	Yosko,

NAYS—1

McMenamin.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 962, as follows:

An Act authorizing the Supreme Court and the Superior Court to appoint and fix the compensation of reporters of their decisions and assistants and employees and repealing certain acts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Supreme Court of Pennsylvania shall appoint for a term of five (5) years from the effective date of this act and for succeeding terms of five (5) years thereafter a person learned in the law to report its deci-

sions and to be known as the State Reporter Before entering upon his office he shall give bond to the Commonwealth for the correct and faithful performance of his duties and shall take the oath prescribed by the Constitution said bond and oath to be filed with the Secretary of the Commonwealth The salary of such reporter not exceeding seven thousand five hundred dollars (\$7500) annually and the amount and terms of his bond shall be fixed by the Supreme Court

Section 2 The Superior Court of Pennsylvania shall appoint for a term of five (5) years from the effective date of this act and for succeeding terms of five (5) years thereafter a person learned in the law to report its decisions and to be known as the State Reporter Before entering upon his office he shall give bond to the Commonwealth for the correct and faithful performance of his duties and shall take the oath prescribed by the Constitution said bond and oath to be filed with the Secretary of the Commonwealth The salary of such reporter not exceeding seven thousand five hundred dollars (\$7500) annually and the amount and terms of his bond shall be fixed by the Superior Court

Section 3 The Supreme Court and the Superior Court shall have the power to appoint the same person as State Reporter

Section 4 The Supreme Court and the Superior Court may appoint and fix the compensation of an assistant reporter and such other employees as may be necessary

Section 5 The salaries compensation and expenses of the State Reporter his assistant and employees shall be paid by warrant of the Auditor General on the State Treasurer based upon requisition prepared and presented by the State Reporter

Section 6 The following acts of Assembly are hereby repealed

The act approved the twelfth day of June one thousand eight hundred seventy-eight (P. L. 201) entitled "An act to provide for the publication of the decisions of the supreme court and the appointment of a state reporter"

The act approved the nineteenth day of May one thousand eight hundred eighty-seven (P. L. 127) entitled "An act to amend the second and third sections of an act entitled 'An act to provide for the publication of the decisions of the Supreme Court and the appointment of a State reporter' and to provide for the prompt publication of the same"

The act approved the sixth day of May one thousand nine hundred nine (P. L. 433) entitled "An act fixing the salary of the reporter of the decisions of the Supreme Court of Pennsylvania and of his assistant"

The act approved the twenty-eighth day of March one thousand eight hundred eighty-nine (P. L. 22) entitled "A supplement to an act entitled 'An act to provide for the publication of the decisions of the Supreme Court and the appointment of a State Reporter' approved the twelfth day of June Anno Domini one thousand eight hundred and seventy-eight Pamphlet Laws one thousand eight hundred and seventy-eight page two hundred and one requiring the State Reporter to report all the cases decided by the Supreme Court of this Commonwealth and providing for additional assistance and compensation therefor"

The act approved the twenty-fifth day of May one thousand nine hundred twenty-one (P. L. 1118) entitled "An act to amend section two of the act approved the twenty-eighth day of March one thousand eight hundred and eighty-nine (P. L. 22) entitled 'A supplement to an act entitled 'An act to provide for the publication of the decisions of the Supreme Court and the appointment of a State Reporter' approved the twelfth day of June Anno Domini one thousand eight hundred and seventy-eight (P. L. one thousand eight hundred and seventy-eight page two hundred and one) requiring the State Reporter to report all the cases decided by the Supreme Court of this Commonwealth and providing for additional assistance and compensation therefor'"

Section 7 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	McPherson, Jr.	Stevenson.
Berger,	Kephart,	Meade,	Stiefel,
Blass,	Kessler,	Neff,	Taylor,
Byrne,	Lane,	Pechan,	Wade,
Chapman,	Leader,	Peelor,	Wagner,
Crowe,	Letzler,	Propert,	Walker,
Dent,	Mahanay,	Robinson,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko.
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 966, as follows:

An Act to authorize school districts of the first class to furnish free milk to pupils in the kindergarten and first grade

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Board of Public Education in every district of the first class is authorized to furnish milk free to all pupils attending kindergarten and first grade

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	McPherson, Jr.	Stevenson.
Berger,	Kephart,	Meade,	Stiefel,
Blass,	Kessler,	Neff,	Taylor,
Byrne,	Lane,	Pechan,	Wade,
Chapman,	Leader,	Peelor,	Wagner,
Crowe,	Letzler,	Propert,	Walker,
Dent,	Mahanay,	Robinson,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko.
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1067, as follows:

An Act to add Section 1072.1 to and to further amend Section 1073 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the discontinuance of the office of district superintendent in any district of the third class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended by adding after Section 1072 thereof a new section to read as follows

Section 1072.1 Discontinuance of Office in Districts Third Class The board of school directors of any district of the third class now or hereafter employing a district superintendent may at the end of the term of the district superintendent then in office by a vote of the majority of all of the members of the board discontinue the office in the district subject to the approval of the Superintendent of Public Instruction In all cases the action shall be taken and notice thereof given by registered mail to the district superintendent not less than sixty days before the date fixed for the election of the district superintendent Upon the discontinuance of the office of district superintendent the directors of the district shall become eligible to participate in the election of a county superintendent and the schools of the district shall become subject to the supervision of the county superintendent

Section 2 Section 1073 of said act as amended by the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1873) is hereby further amended to read as follows

Section 1073 Manner of Election Change of Class of District The Boards of school directors of each district of the second or third class electing a district superintendent shall meet in convention at its regular place of meeting on the second Tuesday of April one thousand nine hundred fifty (1950) and every four years thereafter at an hour previously fixed by the board The secretary shall mail to each member thereof at least five days beforehand a notice of the time place and purpose of such convention Such convention shall in the same manner as a county superintendent is elected and certified elect and certify a properly qualified district superintendent to serve for four years from the first Monday of July next following his election Whenever the term of office of any district superintendent expires he shall continue in office for a further term of four years unless at least sixty (60) days before the date fixed for the election of such a superintendent (1) four or more members of a board of school directors in a second class district or three or more members of a board of school directors in a third class district employing such officer shall forward by registered mail a notice to the district superintendent that another or other candidates will be considered for the office or (2) notice is given of the discontinuance of the office by action of the board of school directors in a third class district

The term of office or commission of a district superintendent or assistant district superintendent shall not be shortened by reason of the fact that the district in which he serves shall because of loss of population enter a class of districts for which there is no provision for a district superintendent or assistant district superintendent and such superintendent or assistant district superintendent shall continue to serve such district for the term of his office or commission

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	McPherson, Jr.	Stevenson,
Berger,	Kephart,	Meade,	Stiefel,
Blass,	Kessler,	Neff,	Taylor,
Byrne,	Lane,	Pechan,	Wade,
Chapman,	Leader,	Peelor,	Wagner,
Crowe,	Letzler,	Probert,	Walker,
Dent,	Mahany,	Robinson,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1089, as follows:

An Act fixing the minimum pensions of policemen and firemen in certain cities

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Any policeman or fireman who at the time this act becomes effective or thereafter is a beneficiary under any policeman's or firemen's pension or retirement system which was established by any city of the second class A or to which any such city has made financial contributions or appropriations shall be paid not less than one hundred ten dollars (\$110.00) per month.

Section 2 The annual appropriation made by such city whether or not it retains its classification as a city of the second class A shall be sufficient when added to the contributions made by members during such year sums received from tax distributions and income from investments to pay in full the retirement allowance payable during such year.

Section 3 The provisions of this act shall not be applied so as to result in a reduction of the monthly payments to any beneficiary now receiving such payments.

Section 4 Provided that any increase in pension payment received by any person under the provisions of this act shall be deemed cost-of-living increases and shall not be construed as a permanent and binding obligation of the pension fund which will in perpetuity entitle present and future pensioners to secure pensions predicated upon such increases. Such increased pensions shall be subject to revision by the General Assembly in the event of a decline or a rise in the cost of living provided that in no event shall any decrease in living costs result in decreasing the pension payments in effect prior to the passage of this act.

Section 5 All acts and parts of acts are hereby repealed in so far as they are inconsistent with the provisions of this act.

Section 6 The provisions of this act shall become effective immediately upon final enactment.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions to the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	McPherson, Jr.	Stevenson,
Berger,	Kephart,	Meade,	Stiefel,
Blass,	Kessler,	Neff,	Taylor,
Byrne,	Lane,	Pechan,	Wade,
Chapman,	Leader,	Peelor,	Wagner,
Crowe,	Letzler,	Probert,	Walker,
Dent,	Mahany,	Robinson,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1098, as follows:

An Act to further amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" by authorizing the shade tree commission to require the cutting and removal of trees afflicted with the Dutch elm or other disease which threatens to injure or destroy shade trees and to levy and collect the cost thereof from the owner of the property by action in assumpsit or by the filing of a municipal claim therefor.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" as reenacted amended and revised by the act approved the twenty-seventh day of May one thousand nine hundred forty-nine (P. L. 1955) is hereby further amended by adding after Section 3027 a new section to read as follows

Section 3027.1 Removal of Diseased Trees The commission may upon such notice as may be provided by ordinance require owners of property to cut and remove trees afflicted with the Dutch elm or other disease which threatens to injure or destroy shade trees in the township under regulations prescribed by ordinance. Upon failure of any such owner to comply with such notice the township may cause the work to be done by the township and levy and collect the cost thereof from the owner of the property. The cost of such work shall be a lien upon the premises from the time of the commencement of the work which date shall be fixed by the township engineer and shall be filed with the township secretary. Any such lien may be collected by action in assumpsit or by lien filed in the manner provided by law for the filing and collection of municipal claims.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions to the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	McPherson, Jr.	Stevenson,
Berger,	Kephart,	Meade,	Stiefel,
Blass,	Kessler,	Neff,	Taylor,
Byrne,	Lane,	Pechan,	Wade,
Chapman,	Leader,	Peelor,	Wagner,
Crowe,	Letzler,	Probert,	Walker,
Dent,	Mahany,	Robinson,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1104, as follows:

An Act to amend subsection (a) of Section 1402 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by authorizing the giving of medical and dental examinations to children prior to enrollment in the first grade

The General Assembly of the Commonwealth of Pennsylvania enacts as follows

Section 1 Subsection (a) of Section 1402 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well as private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended to read as follows

Section 1402 Medical and Dental Examinations Required (a) All children of school age during the time they are members of the first third fifth seventh ninth and eleventh grades in any school teachers janitors cooks and other cafeteria help and all others employed at schools shall at least once in every two years be given a complete medical and dental examination y medical and dental examiners appointed by the Secretary of Health in fourth class districts and by medical and dental examiners appointed or approved by him in first second and third class districts Teachers and all other school employes shall be given a complete medical examination every two years Examinations herein provided may be made during the nine (9) months period immediately preceding enrollment in the first grade Children so examined shall not be required to undergo an examination during the time they are members of the first grade

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions to the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	McPherson, Jr.	Stevenson,
Berger,	Kephart,	Meade,	Stiefel,
Blass,	Kessler,	Neff,	Taylor,

Byrne,	Lane,	Pechan,	Wade,
Chapman,	Leader,	Peelor,	Wagner,
Crowe,	Letzler,	Probert,	Walker,
Dent,	Mahany,	Robinson,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1174, as follows:

An Act to repeal the act approved the twentieth day of May one thousand eight hundred seventy-one (P. L. 1037) entitled "An act to limit the power and authority of the borough authorities of the borough of Emporium in the county of Cameron over the streets therein and to authorize the setting out of shade trees along the streets"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the twentieth day of May one thousand eight hundred seventy-one (P. L. 1037) entitled "An act to limit the power and authority of the borough authorities of the borough of Emporium in the county of Cameron over the streets therein and to authorize the setting out of shade trees along the streets" is hereby repealed

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions to the Constitution, and were as follows, viz:

YEAS—44

Bane,	Hare,	McPherson, Jr.	Stevenson,
Blass,	Kephart,	Meade,	Stiefel,
Byrne,	Kessler,	Neff,	Taylor,
Chapman,	Lane,	Pechan,	Wade,
Crowe,	Leader,	Peelor,	Wagner,
Dent,	Letzler,	Probert,	Walker,
Diehm,	Mahanay,	Robinson,	Watkins,
DiSilvestro,	Mallery,	Ruth,	Watson,
Fleming,	"	Scarlett,	Wolfe,
Freed,	McGinnis,	Silvert,	Wood,
Haluska,	McMenamin,	Snowden,	Yosko,

NAYS—1

Berger,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1179, as follows:

An Act to amend Section 330.17 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties

of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by authorizing the assignment of county police to inside or special duties in certain cases and prescribing the manner in which such assignments shall be made

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 330.17 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" as added by the act approved the fourth day of May one thousand nine hundred forty-three (P. L. 159) is hereby amended to read as follows

Section 330.17 Reducing in Rank Suspension Furloughing Discharging (a) No person employed in a county police force shall be reduced in rank (except superintendent of police) suspended furloughed discharged or reinstated except for the following reasons (1) neglect or violation of any official duty (2) violation of any law of this Commonwealth which provides that such violation constitutes a misdemeanor (carrying both a fine and imprisonment) or a felony (3) inefficiency (except as hereinafter provided) willful disobedience of orders or conduct unbecoming a police officer (4) drinking of intoxicating liquor while on duty or the use of which renders him unfit for duty when called upon In every such case of reduction of rank (except that of superintendent of police) suspension furlough or discharge a copy or statement of the reasons therefor and written answers thereto shall be furnished to the person sought to be reduced in rank suspended furloughed or discharged if he shall demand it He shall have the right to appeal to the commission for a hearing on the reasons or charges preferred against him Upon the written request for such a hearing the commission shall arrange for such hearing within ten days from receipt of such request At any such hearing the person against whom the charge or reason is made may be present in person and by counsel and the burden shall be upon the party making such charges or reasons to justify his action In the event the commission fails to uphold the action of the party who made the charges or reasons then the person against whom the charges were preferred shall be paid in full his salary for the time he may have been prevented from performing his usual employment as a police officer and no record of the case shall be placed against his service record in the police force If in the case of demotion of any employee (except that of superintendent of police) the charges or reasons are sustained then such person shall not be reverted below his seniority standing on the roster of the grades of patrolman in the police force A written record of all testimony shall be taken at any and all hearings held by the commission and such records shall be sealed and not available to public inspection in the event no appeals are taken from the action of the commission In the event the commission shall sustain the party who preferred the charges or reasons then the party against whom the charges or reasons were made shall have immediate right of appeal to the court of common pleas of the county Such appeal shall be taken within the period of ninety days from the date of entry by the commission of its final order and shall be by petition Upon such appeal being taken and docketed the court of common pleas shall fix a day for the hearing and proceed to hear the appeal de novo on the original record and the employee shall be reduced suspended furloughed or discharged in accordance with the order of the court of common pleas

(b) In cases where a member of a county police force whose duties are those of an outside policeman is found to be physically unfit to perform such duties or whenever any such member has served for a period of twenty years and is at least fifty years of age such member upon application to the board of county commissioners shall if there is nay vacancy existing in the number of building policeman as set forth in the budget of the county be assigned

to inside work as building policeman or other special duties without any diminution in pay Where more applications are made and filed than there are vacancies existing such assignments shall be made first to applicants found to be physically unfit and secondly to applicants in order of their seniority in service Where two or more applicants have equal seniority in service assignments shall be determined by the alphabetical order of the first letter of the surname of the applicants As vacancies occur assignments shall be made according to a seniority list determined as aforesaid

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions to the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	McPherson, Jr.	Stevenson,
Berger,	Kephart,	Meade,	Stiefel,
Blass,	Kessler,	Neff,	Taylor,
Byrne,	Lane,	Pechan,	Wade,
Chapman,	Leader,	Peelor,	Wagner,
Crowe,	Letzler,	Proper,	Walker,
Dent,	Mahanay,	Robinson,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1238, as follows:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further regulating reimbursement by the Commonwealth to certain school districts on account of pupil transportation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The first paragraph and clause (2) of Section 2541 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" clause 2 of which was amended by the act approved the fourteenth day of April one thousand nine hundred forty-nine (P. L. 456) and the act approved the eleventh day of May one thousand nine hundred forty-nine (P. L. 1105) are hereby amended and further amended to read as follows

Section 2541 Payments on Account of Pupil Transportation School districts shall be paid by the Commonwealth for every school year on account of pupil transportation [which and the means and contracts providing for which have been] approved by the Department of Public Instruction in the cases hereinafter enumerated an amount to be determined by multiplying the approved cost [of approved reimbursable pupil transportation] in-

curred by the district by the district standard reimbursement fraction approved costs in the case of a district owning and operating its own vehicles shall include the same items of expense for operation and maintenance as those allowed for vehicles under contract. In addition thereto the Commonwealth shall pay to school districts which own their own vehicles an annual depreciation charge of ten per centum (10%) to be calculated on the basis of the certified cost at which the district acquired the vehicle for which depreciation is claimed. In no case shall depreciation allowance be paid for any vehicle which is more than ten years old.

Such payments for pupil transportation shall be made in the following cases

(2) To school districts of the fourth class and districts of the third class which are located wholly within the boundary lines of a township or within the boundary lines of a borough which has a population of less than five hundred (500) inhabitants to the square mile and to merged or union school districts or joint board operations in which one or more such districts are a component part for the transportation of any child living more than two (2) miles by the nearest public highway from the nearest school in session with the proper grades.

Section 2 The provisions of this act shall become effective the first day of July one thousand nine hundred fifty-one

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	McPherson, Jr.	Stevenson,
Berger,	Kephart,	Meade,	Stiefel,
Blass,	Kessler,	Neff,	Taylor,
Byrne,	Lane,	Pechan,	Wade,
Chapman,	Leader,	Peelor,	Wagner,
Crowe,	Letzler,	Propert,	Walker,
Dent,	Mahany,	Robinson,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1306, as follows:

A Supplement to the act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 575) entitled "An act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River and the improvement of the facilities for transportation across the river authorizing the Governor for these purposes to enter into an agreement the Governor for these purposes to enter into an agreement with New Jersey creating The Delaware River Joint Commission and specifying the powers and duties thereof including the power to finance projects by the issuance of revenue bonds transferring to the new commission all the powers of the Delaware River Bridge Joint Commission and making an appropriation" by authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a

compact or agreement with the State of New Jersey amending and supplementing the compact and agreement between the State of New Jersey and the Commonwealth of Pennsylvania authorizing and empowering The Delaware River Joint Commission to construct finance operate maintain and own a vehicular tunnel under or an additional bridge across the Delaware River and defining certain functions powers and duties of said Commission authorizing the Governor to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent to such supplemental compact or agreement.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Governor is hereby authorized to enter into a supplemental compact or agreement on behalf of the Commonwealth of Pennsylvania with the State of New Jersey amending and supplementing the compact or agreement between the Commonwealth of Pennsylvania and the State of New Jersey entitled "Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating The Delaware River Joint Commission as a body corporate and politic and defining its powers and duties" which was executed on behalf of the Commonwealth of Pennsylvania by its Governor on July first one thousand nine hundred thirty-one and on behalf of the State of New Jersey by the New Jersey Interstate Bridge Commission by its members on July first one thousand nine hundred thirty-one and which was consented to by the Congress of the United States by Public Resolution Number twenty-six being chapter two hundred fifty-eight of the Public Laws Seventy-second Congress approved June fourteenth one thousand nine hundred thirty-two which supplemental compact and agreement shall be in substantially the following form

"Supplemental agreement between the Commonwealth of Pennsylvania and the State of New Jersey amending and supplementing the agreement entitled 'Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating The Delaware River Joint Commission as a body corporate and politic and defining its powers and duties' authorizing and empowering The Delaware River Joint Commission to construct finance operate maintain and own a vehicular tunnel under or an additional bridge across the Delaware River and defining certain functions powers and duties of said Commission"

The Commonwealth of Pennsylvania and the State of New Jersey do hereby solemnly covenant and agree each with the other as follows

The "Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating The Delaware River Joint Commission as a body corporate and politic and defining its powers and duties" which was executed on behalf of the Commonwealth of Pennsylvania by its Governor on the first day of July one thousand nine hundred thirty-one and on behalf of the State of New Jersey by the New Jersey Interstate Bridge Commission by its members on the first day of July one thousand nine hundred thirty-one and which was consented to by the Congress of the United States by Public Resolution Number twenty-six being chapter two hundred fifty-eight of the Public Laws Seventy-second Congress approved the fourteenth day of June one thousand nine hundred thirty-two is amended and supplemented by adding thereto as a part thereof following Article XII thereof a new Article reading as follows

Article XII-A

(1) In addition to other public purposes provided for it and other powers and duties conferred upon it and not in limitation thereof and notwithstanding the provisions of any Article hereof The Delaware River Joint Commission by whatever name said Commission may be designated shall have among its authorized purposes and it shall have the power and duty to effectuate the construction operation and maintenance of a bridge for vehicular traffic across the Delaware River between a point or points within a one mile radius of Morgan Street and Broadway in the City of Camden New Jersey and a point or points within a one mile radius of Oregon Avenue and Swanson

Street in the City of Philadelphia Pennsylvania with such approaches thereto and highway connections as may be necessary or desirable or in lieu of such bridge a tunnel or tunnels for vehicular traffic under the Delaware River between a point or points within a one mile radius of Morgan Street and Broadway in the City of Camden New Jersey and a point or points within a one radius of Oregon Avenue and Swanson Street in the City of Philadelphia Pennsylvania with such approaches thereto and highway connections as may be necessary or desirable

(2) For the effectuation of any of its purposes authorized by this Article the Commission is hereby granted in addition to any other powers heretofore or hereafter granted to it power and authority to acquire in its name by purchase or otherwise on such terms and conditions and in such manner as it may deem proper or by the exercise of the power of eminent domain any land and other property which it may determine is reasonably necessary for the bridge or tunnel referred to in this Article or for the construction of such approaches thereto or highway connections as the Commission shall deem necessary and any and all rights title and interest in such land and other property including public lands parks playgrounds reservations highways or parkways owned by or in which any county city borough town township village or other political subdivision of the State of New Jersey or the Commonwealth of Pennsylvania has any right title or interest or parts thereof or rights therein and any fee simple absolute or any lesser interest in private property and any fee simple absolute in easements upon or the benefit of restrictions upon abutting property to preserve and protect such bridge or tunnel the approaches thereto or highway connections Upon the exercise of the power of eminent domain under this paragraph the compensation to be paid with regard to property located in the State of New Jersey shall be ascertained and paid in the manner provided in chapter one of Title 20 of the Revised Statutes of New Jersey in so far as the provisions thereof are applicable and not inconsistent with the provisions contained in this paragraph and with regard to property located in the Commonwealth of Pennsylvania shall be ascertained and paid in the manner provided by any applicable condemnation law in force in such Commonwealth The Commission may join in separate subdivisions in one petition or complaint the descriptions of any number of tracts or parcels of land or property to be condemned and the names of any number of owners and other parties who may have an interest therein and all such land or property included in said petition or complaint may be condemned in a single proceeding Provided however That separate awards shall be made for each tract or parcel of land or property And provided further That each of said tracts or parcels of land or property lies wholly in or has a substantial part of its value lying wholly within the same county

(3) For the effectuation of any of its authorized purposes the Commission is hereby granted the following powers in addition to any other powers heretofore or hereafter granted to it

(a) In connection with the borrowing of money upon its bonds or other obligations to make enter into and perform any and all such covenants and agreements with the holders of such bonds or other obligations as the Commission may determine to be necessary or desirable for the security and payment thereof including without limitation of the foregoing covenants and agreements as to the management and operation of any property or facility owned or controlled by it the tolls rents rates or other charges to be established levied made and collected for any use of any such property or facility or the application use and disposition of the proceeds of any bonds or other obligations of the Commission or the proceeds of any such tolls rents rates or other charges or any other revenues or moneys of the Commission

(b) To pledge for the security or payment of any bonds or other obligations of the Commission any moneys of the Commission either presently received or in hand or to be received in the future or both

(c) To make expenditures anywhere in the United States and foreign countries to pay commission and hire or contract with experts and consultants and otherwise to do indirectly anything which the Commission may do directly

(d) To have and exercise such additional powers as may hereafter be delegated to or imposed upon it from time to time by act of the Legislature of either signatory State concurred in by act of the Legislature of the other

(4) Notwithstanding any of the provisions of this Article the Commission shall not in connection with the bridge or tunnel referred to in this Article construct any approach or highway connection in the Commonwealth of Pennsylvania unless and until the Department of Highways of said Commonwealth shall have filed with the Commission its written consent to such construction and the Commission shall not in connection with said bridge or tunnel construct any approach or highway connection in the State of New Jersey unless and until the State Highway Department of said State shall have filed with the Commission its written consent to such construction As used in this paragraph the term "approach" or "highway connection" means and includes any highway road or structure for passage of vehicles located inland of any of the established bulkhead lines of the Delaware River including any highway road or structure for passage of vehicles necessary to create access to the bridge or tunnel referred to in this Article or to connect such bridge or tunnel with a highway system or other traffic facilities or necessary to facilitate the flow of traffic in the vicinity of such bridge or tunnel

(5) Before commencing construction of the bridge or tunnel referred to in this Article the Commission shall set aside in a special reserve fund to be held by it the sum of twenty-two million dollars (\$22,000,000) or such lesser sum as the Governors of the signatory states may in writing approve as sufficient for the purposes of this paragraph The moneys in said special reserve fund may be expended and used by the Commission for the construction maintenance and operation of approaches and highway connections and no moneys in said fund shall be applied to any purpose except (1) such construction maintenance or operation (2) temporary investment pending some other authorized application or (3) any other purpose authorized by the Commission and approved in writing by the Governors of the signatory states The Governors for the time being of the signatory states are authorized from time to time to make and sign any and all approvals contemplated by this paragraph and any such approvals made and signed by both Governors shall be binding upon the signatory states and the said Governors and their successors and shall not be revoked or amended except with the consent of the Commission

(6) Any pledge of tolls rates rents or revenues or any part thereof or of any moneys of the Commission made or created by the Commission pursuant to Article VIII or any other provision hereof shall be valid and binding from the time when the pledge is made the revenues or other moneys so pledged and thereafter received by the Commission shall immediately be subject to the lien of such pledge without any physical delivery thereof or further act the lien of any such pledge shall be valid and binding as against all parties having claims of any kind in tort contract or otherwise against the Commission irrespective of whether such parties have notice thereof and neither the resolution nor any other instrument by which such a pledge is created need be filed or recorded except in the records of the Commission

(7) The effectuation of any of the purpose authorized by this Article and the exercise or performance by the Commission of any of its powers or duties in connection with effectuations of such purpose shall not be subject to any restrictions limitation or provisions provided for or set forth in Article XII hereof The bridge or tunnel referred to in this Article may be constructed or erected by the Commission notwithstanding the terms and provisions of any other agreement between the Commonwealth of Pennsylvania and the State of New Jersey

Except as may hereafter be otherwise provided in conformity with Article IX hereof with respect to specific properties designated by action of the Legislatures of both of the signatory states no property or facility owned or controlled by the Commission shall be acquired from it by any exercise of powers of condemnation or eminent domain.

(8) The Commission shall not construct or erect the bridge or tunnel referred to in this Article unless and until the Governor of the State of New Jersey and the Governor of the Commonwealth of Pennsylvania shall have filed with the Commission their written consents to such construction or erection.

Section 2 Upon its signature on behalf of the State of New Jersey and the Commonwealth of Pennsylvania the supplemental compact or agreement hereinabove set forth shall become binding and shall have the force and effect of a statute of the Commonwealth of Pennsylvania and the Commission referred to in such supplemental compact or agreement shall thereupon become vested with all the powers right and privileges and be subject to the duties and obligations provided for therein as though the same were specifically authorized and imposed by statute and the Commonwealth of Pennsylvania shall be bound by all of the obligations assumed by it under such supplemental compact or agreement and the Governor shall transmit an original signed copy thereof to the Secretary of the Commonwealth for filing in his office.

Section 3 The Governor is hereby authorized to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent and approval to such supplemental compact or agreement but in the absence of such consent and approval the Commission referred to in such supplemental compact or agreement shall have all of the powers which the Commonwealth of Pennsylvania and the State of New Jersey may confer upon it without the consent and approval of Congress.

Section 4 The powers vested in the Commission referred to in such supplemental compact or agreement by this act shall be construed as being in addition to and not in diminution of the powers heretofore vested by law in The Delaware River Joint Commission.

Section 5 Any provision of law heretofore enacted (except laws authorizing interstate compacts or agreements) which (a) restricts prohibits or limits the acquisition by or any right or power of acquisition of this Commonwealth acting alone or in conjunction with any other state or public body of any bridge over the Delaware River or the necessary approaches or appurtenances thereto owned operated or maintained by any county or municipality of this Commonwealth or any bridge commission bridge authority public officer board commission or agency or other public created by or in this Commonwealth or any county or municipality thereof or (b) restricts prohibits or limits the construction or acquisition of any bridge or tunnel over or under the Delaware River within any distance from any bridge at any time authorized owned held operated or maintained by any county or municipality of this Commonwealth or any bridge commission bridge authority public officer board commission or agency or other public body created by or in this Commonwealth or any county or municipality thereof is hereby repealed.

Section 6 As used herein the term Department of Highways of the Commonwealth of Pennsylvania means the Secretary of Highways of the Commonwealth of Pennsylvania.

Section 7 Except where specifically amended or repealed by this act the provisions of the agreement authorized by the act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 575) are maintained in full force and effect.

Section 8 The provisions of this act shall not be construed to repeal any of the provisions of the act approved the twenty-fifth day of June one thousand nine hundred thirty-one (P. L. 1352) entitled "An act providing for joint action by the Commonwealth of Pennsylvania and

the State of New Jersey in the administration operation and maintenance of bridges over the Delaware River and for the construction of additional bridge facilities across said river authorizing the Governor for these purposes to enter into an agreement with the State of New Jersey creating a Delaware River Joint Toll Bridge Commission and specifying the powers and duties thereof including the power to finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues derived from tolls collected at such bridges transferring to said commission all powers now exercised by existing commission created to acquire toll bridges over the Delaware River and making an appropriation" its amendments or supplements or apply to affect in any manner any agreement made between the Commonwealth of Pennsylvania and the State of New Jersey pursuant to the provisions of said acts except to the extent provided in paragraph (7) of the Article added by said supplemental compact or agreement to the said compact or agreement executed on July first one thousand nine hundred thirty-one.

Section 9 If any provision of this act or the application thereof to any person or circumstance is held invalid such invalidity shall not affect other provisions or applications of the act which can be given without the invalid provision or application and to this end the provisions of this act are declared to be severable.

Section 10 This act shall take effect immediately but the Governor shall not enter into the supplemental compact or agreement hereinabove set forth on behalf of the Commonwealth of Pennsylvania until passage by the State of New Jersey of a substantially similar act embodying the supplemental compact or agreement between the two states.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	McPherson, Jr.	Stevenson,
Berger,	Kephart,	Meade,	Stiefel,
Blass,	Kessler,	Neff,	Taylor,
Byrne,	Lane,	Pechan,	Wade,
Chapman,	Leader,	Peelor,	Wagner,
Crowe,	Letzler,	Proper,	Walker,
Dent,	Mahany,	Robinson,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silver,	Wood,
Freed,	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1338, as follows:

An Act to further amend Section 713 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances

and legal claims reigistration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing the fee for learner's permits and appropriating the increase for teaching of safe driving of motor vehicles

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 713 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the twenty-ninth day of June one thousand nine hundred thirty-seven (P. L. 2329) is hereby further amended to read as follows

Section 713 Operators' Licenses Duplicate Registration or Operator's License Card

(a) The fee for issuing an operator's license to a person unable to produce satisfactory proof of having held a Pennsylvania operator's license during any one of the three (3) years preceding application shall be [two (\$2)] four (\$4) dollars which fee shall entitle the applicant for such license to receive a learner's permit valid for ninety (90) days from date of issue and if the examination shall have been passed during the ninety (90) day period an operator's license for the current year

(b) The fee for renewal of an operator's license shall be one (\$1) dollar

(c) The fee for a duplicate operator's license card or duplicate registration card shall be fifty (\$.50) cents

(d) Two (\$2) dollars of the fee received for each learner's permit is hereby appropriated to the Department of Public Instruction for the purpose of paying expenses incurred by that department in connection with carrying out a standardized program of teaching of safe driving of motor vehicles in the public schools and making payments to school districts complying with such standardized program Such moneys shall be transferred from time to time out of the Motor License Fund to the General Fund shall be credited to the current appropriation out of the General Fund to the Department of Public Instruction and shall be available for the purpose indicated in this section

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	McPherson, Jr.	Stevenson,
Berger,	Kephart,	Meade,	Stiefel,
Blass,	Kessler,	Neff,	Taylor,
Byrne,	Lane,	Pechan,	Wade,
Chapman,	Leader,	Peelor,	Wagner,
Crowe,	Letzler,	Propert,	Walker,
Dent,	Mahany,	Robinson,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1372, as follows:

An Act to amend Section 303 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by further regulating the method of approval of the borrowing of money and disposition of real estate by nonprofit corporations by the members thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 303 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees

for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" is hereby amended to read as follows

Section 308 Procedure to Borrow Money and to Acquire or Dispose of Real Estate Unless its articles or by-laws provide for the approval of another body a nonprofit corporation shall not borrow money or purchase sell lease away or otherwise dispose of any real estate unless and until a resolution authorizing the same shall have been approved by a majority of the members of the corporation who are then present in person or by proxy and entitled to vote thereat at a regular or special meeting duly convened upon proper notice of this purpose A resolution of the members authorizing the borrowing of money need not specify the particular sums rates of interest or times of maturity of the loans but such items may be agreed upon and authorized by the directors of the corporation Every nonprofit corporation may mortgage sell lease away or otherwise dispose of any of its real estate without application to and authorization or confirmation of any court except in those cases where the Revised Price Act of one thousand nine hundred seventeen approved the seventh day of June one thousand nine hundred seventeen (P. L. 388) and its amendments and supplements confers jurisdiction upon the orphans' court or the court of common pleas of a particular county to authorize or confirm the selling leasing conveying upon ground rent or mortgaging of real estate by a corporation All proceeds derived by a nonprofit corporation from any loan sale lease ground rent or mortgage shall be faithfully and specifically used for or applied to the lawful activities of the corporation and in case such proceeds are derived from any real estate subject to a trust the trust shall be impinged upon such proceeds

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	McPherson, Jr.	Stevenson,
Berger,	Kephart,	Meade,	Stiefel,
Blass,	Kessler,	Neff,	Taylor,
Byrne,	Lane,	Pechan,	Wade,
Chapman,	Leader,	Peelor,	Wagner,
Crowe,	Letzler,	Propert,	Walker,
Dent,	Mahany,	Robinson,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

SECOND READING CALENDAR

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 441, on second reading, entitled:

An Act to add Sections 602.1 and 705.1 to further amend Section 802 to add Sections 804.1 and 901.1 to the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth vesting in the State Civil Ser-

vice Commission and a Personnel Director certain powers and duties providing for classification of positions adoption of compensation schedules and certification of payrolls imposing duties upon certain officers and employees of the Commonwealth authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service defining certain crimes and misdemeanors imposing penalties making certain appropriations and repealing certain acts and parts thereof" by providing that substitutes may hold positions only until employees on military leave return relating to rights of transferred reassigned or promoted employees during probationary periods and providing for employee audits from time to time

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 624, entitled:

An Act to amend subsection (b) and (c) of section one thousand two hundred three of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political division of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" and to add thereto new subsections (d) and (e) so as to except therefrom the transfer of stock not subject to the transfer inheritance tax owned by deceased residents of an area listed by the Department of Revenue as entitled by law to such exemption and stock formerly owned by the entireties by resident spouses one of whom shall have died and to require the Department of Revenue to list such areas

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 629, on second reading, entitled:

An Act to establish a separate orphans' court in and for the county of Beaver

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 634, on second reading, entitled:

An Act to amend the act approved the first day of June one thousand nine hundred fifteen (P. L. 701) entitled "An act regulating the payment of persons in the employ of the Commonwealth" by providing for pay-days every two weeks

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 701, entitled:

An Act to amend paragraph five of section one of the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1669) entitled as amended "An act to provide revenue for school districts of the first class by imposing a tax on persons engaging in certain businesses professions occupations trades vocations and commercial activities therein providing for its levy and collection conferring and imposing powers and duties on the Board of Public Education receiver of school taxes and school treasurer in such districts and prescribing penalties" by further defining "receipts"

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rules requiring bills to be considered in Committee of the Whole being in this case dispensed with

The Senate proceeded to the second reading and consideration of Senate Bill No. 723, entitled:

An Act to amend section 3 of the act approved the fifteenth day of June one thousand nine hundred thirty-nine (P. L. 359) entitled "An act relating to recognizances and official bonds of present and future sheriffs and coroners and to their sureties thereon imposing the expense of corporate suretyships on such obligations upon the several counties and various duties upon the courts of common pleas and county officers thereof authorizing the substitution of approved surety companies for individual or corporate sureties upon such obligations and the release of any surety upon any such recognizance by such court upon certain conditions dispensing with sureties on such recognizances but providing for the acknowledgment recording and indexing of same as liens on certain real estate regulating such liens and releases therefrom providing for refunds to sheriffs and coroners of certain premiums paid to sureties on their official bonds and recognizances and repealing inconsistent laws except as to existing claims or pending suits thereunder subject to certain limitations" by fixing the time the lien of such recognizances shall run including those heretofore executed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 746, entitled:

An Act requiring water companies supplying water to cities boroughs towns and townships to fluoridate the same under certain conditions

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. STEVENSON on behalf of Mr. PECHAN offered the following amendments: amend Sec. 1, page 1, line 2, by inserting after the word "township" the following: "containing at least two-thirds of the population supplied with water by a water company, or whenever the governing bodies of more than one such political subdivision containing a total of at least two-thirds of the population supplied with water by a water company"; amend Sec. 1, page 2, line 1, by striking out the word "or" where it appears the second time and inserting in lieu thereof: "on"; amend Sec. 1, page 2, line 2, by inserting after the word "or" the following: "ordinances or"; amend Sec. 1, page 2, line 2, by inserting after the word "resolution" the following: "or resolutions".

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. STEVENSON. Mr. President, I ask unanimous consent that Senate Bill No. 746, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS RECOMMITTED

Mr. WALKER. Mr. President, I move that House Bill No. 753, on second reading, entitled:

An Act relating to appeals from decisions of magistrates aldermen and justices of the peace limiting in certain cases the right of appeal and transferring jurisdiction in such appeals in certain cases to County Court of Allegheny County and Municipal Court of Philadelphia be recommitted to the Committee on Judiciary General,

for the purpose of further study.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 784, on second reading, entitled:

An Act to provide for the establishment of a State television network to be licensed by the Federal Communications Commission for non-commercial educational service authorizing the survey and purchase of necessary sites and equipment providing for the construction of a master station and subsidiary stations as may be needed for statewide coverage creating within the Department of Public Instruction a Division of Audio-Visual Education and defining its powers and duties conferring powers and imposing duties upon the Superintendent and Department of Public Instruction and making an appropriation.

be recommitted to the Committee on Appropriations.
Mr. SCARLETT. Mr. President, I second the motion.
The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of Senate Bill No. 788, entitled:

An Act to further amend the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 364) entitled "An act relating to business corporations defining and providing for the organization merger consolidation reorganization winding up and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and shareholders prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the second class within the provisions of this act prescribing the terms and conditions upon which foreign business corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas and certain state departments commissions and officers authorizing certain State departments boards commissions or officers to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by requiring the establishment of a permanent lot care fund with corporate trustee of a certain amount by cemetery and burial corporations hereafter organized prior to the sale of burial lots and requiring a fixed percentage of the sale price of burial lots to be added to such fund.

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of Senate Bill No. 798, entitled:

An Act to further amend the act, approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending the time within which State mental hospital employees may become members and within which State employees may become "original members" and permitting additional persons to change from the one one-hundred-sixtieth (1-160) to the one one-hundredth (1-100) class and providing for obtaining full benefits by contributors heretofore or hereafter making such change.

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 799, entitled:

An Act to further amend Section 14 of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by further providing for minimum retirement allowances

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of Senate Bill No. 800, entitled:

An Act to further amend the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by providing for minimum retirement allowances in certain cases and appropriations for payment of the costs thereof

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of Senate Bill No. 801, entitled:

An Act to further amend the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by permitting employees to make up back payments to the retirement system from the time they entered school service and securing to such employees the full benefits of the retirement system from the time they entered school service.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 811, on second reading, entitled:

An Act to add section 1501.1 to the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by empowering township supervisors to compel connection with and use of sewer systems constructed by municipal authorities to impose penalties to enforce regulations and orders and to connect properties of owners failing or neglecting to make connection.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 820, entitled:

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by permitting certain members to obtain credit for military service who were not eligible members at time of entry into military service

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 968, on second reading, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by requiring conformance of buildings transportation and joint schools and departments to county plans for reorganization of school districts

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1102, entitled:

An Act to provide for liens for the cost of hospital care and treatment of persons wilfully or negligently injured the liens to exist on rights of action and on counterclaims and on verdicts and judgments recovered as the result of such injuries and on moneys paid in settlement of such actions and counterclaims and providing rights of action to recover such liens if not paid

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1123, entitled:

An Act to provide for the registration and protection of trade-marks and to secure the rights property and interests therein providing for the assignment cancellation and revocation thereof and imposing penalties for violations conferring powers and imposing duties upon the Secretary of the Commonwealth in the administration thereof and to repeal all acts inconsistent therewith

The first, second, third, fourth, fifth, sixth, seventh, eighth, ninth, tenth and eleventh sections were read and agreed to.

The twelfth section was read.

On the question,

Will the Senate agree to the sections?

Mr. HARE on behalf of Mr. WADE offered the following amendment:

Amend Sec. 12 page 16, by inserting after line 19 the following:

"The provisions of this section shall not apply to any advertising agency, publisher of newspapers, magazines, or other advertising media accepting authorization for the reproduction or copy of any such trade-mark innocently and in good faith in the usual course of business."

It was agreed to.

The section was agreed to as amended.

The thirteenth section was read.

On the question,

Will the Senate agree to the section?

Mr. HARE on behalf of Mr. WADE offered the following amendment:

Amend Sec. 13, page 17, line 12, by inserting after the word "destroyed" the following:

"But no owner of such a trade-mark shall have such right of injunction against an advertising agency, publisher of newspapers, magazines or other advertising media accepting authorization for the reproduction or copy of any such trade-mark innocently and in good faith in the usual course of business."

It was agreed to.

The section was agreed to as amended.

The fourteenth and fifteenth sections were read and agreed to.

The sixteenth section was read

On the question,

Will the Senate agree to the section?

Mr. HARE on behalf of Mr. WADE offered the following amendments:

Amend Sec. 16, page 18, line 4, by striking out the following words "Repeal of Prior Acts."

Amend Sec. 16, page 18, line 7, by striking out the word "All" and inserting in lieu thereof:

Section 17. Repeal of Prior Acts—The act approved the twentieth day of June, one thousand nine hundred one, (P. L. 582) entitled "An act to provide for the registration of labels, trade-marks, trade-names, stamps, designs, devices, shopmarks, terms, brands, designations descriptions or forms of advertisement, and protect and secure the rights, property and interest therein of the persons, copartnerships or corporations adopting and filing the same, and providing penalties for the violations of the act," and its amendments are hereby repealed.

All other

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. HARE. Mr. President, I ask unanimous consent that House Bill No. 1123, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1288, entitled:

An Act to further amend clause fifth of subsection (a) of Section 3 of the act, approved the thirteenth day of May, one thousand nine hundred nine (P. L. 520), entitled "An act relating to food; defining food; providing for the protection of the public health, and the prevention of fraud and deception, by prohibiting the manufacture or sale, the offering for sale or exposing for sale, or having in possession with intent to sell, of adulterated, misbranded, or deleterious foods; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof," by changing the amount of sulphur dioxide which may be used in the preparation of certain foods.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. WALKER offered the following amendments:

Amend Sec. 1, (Sec. 3), page 4, line 15, by inserting after the word "twenty" "five"

Amend Sec. 1, (Sec. 3), page 4, line 15, by striking out the figures "(2000)" and inserting in lieu thereof "(2500)"

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, and agreed to, as amended,

Ordered, To be transcribed for a third reading.

SENATE BILL No. 647 CALLED UP FROM POSTPONED CALENDAR

Mr. WALKER. Mr. President, I call up Senate Bill No. 647 from the Second Reading Postponed Calendar for consideration at this time.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 647, entitled:

An Act to further amend Section 429 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by increasing the salaries of the members of the Pennsylvania Securities Commission

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. FLEMING on behalf of Mr. MEADE offered the following amendments:

Amend Sec. 1, (Sec. 429), page 4, lines 12 and 13, by striking out "nine thousand five hundred" and inserting in lieu thereof "eleven thousand five hundred"; Amend Sec. 1, (Sec. 429), page 4, lines 15 and 16, by striking out "nine thousand" and inserting in lieu thereof "eleven thousand."

They were agreed to.

The section was agreed to as amended.

The second section and title were read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 647, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

SENATE BILL No. 675 CALLED UP FROM POSTPONED CALENDAR

Mr. WALKER. Mr. President, I call up Senate Bill No.

675 from the Second Reading Postponed Calendar for consideration at this time.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 675, entitled:

An Act to further amend the act approved the sixth day of May one thousand eight hundred seventy-four (P. L. 125) entitled "An act regulating State tax on certain county offices" by increasing the maximum amount of fees that certain county officers may retain before being required to pay over half the excess to the county treasurer

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. ROBINSON offered the following amendments:

Amend Sec. 1, (Sec. 1), page 2, line 6, by inserting a bracket before the word "one" and after the word "and."

It was agreed to.

The section was agreed to as amended.

The second section and title were read and agreed to.

And said bill having been read at length the second time, and agreed to, as amended,

Ordered, To be transcribed for a third reading.

SENATE BILL No. 676 CALLED UP FROM POSTPONED CALENDAR

Mr. WALKER. Mr. President, I call up Senate Bill No. 676 from the Second Reading Postponed Calendar for consideration at this time.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 676, entitled:

An Act to amend the act approved the twenty-eighth day of June one thousand nine hundred forty-seven (P. L. 1144) entitled "An act relating to the annual salaries of certain county officers of counties of the second class" by increasing the salaries of certain county officers

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. FLEMING offered the following amendment:

Amend Sec. 1 (Sec. 1), page 4, lines 6 and 7, by striking out the words and figures "five thousand five hundred twenty dollars (\$5520), and inserting in lieu thereof: "six thousand dollars (\$6,000)".

It was agreed to.

The section was agreed to as amended.

The second section and title were read and agreed to.

And said bill having been read at length the second time, and agreed to, as amended,

Ordered, To be transcribed for a third reading.

SENATE BILL No. 677 CALLED UP FROM POSTPONED CALENDAR

Mr. WALKER. Mr. President, I call up Senate Bill No. 677, from the Second Reading Postponed Calendar for consideration at this time.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 677, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 973) entitled "An act relating to the annual salaries of certain county officers of counties of the third class" by increasing the salaries of certain county officers

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. PROPERT offered the following amendment:

Amend Sec. 1 (Sec. 1), page 3, line 16, by striking out the words and figures "one hundred fifty dollars \$1,150" and inserting in lieu thereof the following: "two hundred dollars (\$1,200)".

It was agreed to.

The section was agreed to as amended.

The second section and title were read and agreed to.

And said bill having been read at length the second time, and agreed to, as amended,

Ordered, To be transcribed for a third reading.

SENATE BILL No. 678 CALLED UP FROM POSTPONED CALENDAR

Mr. WALKER. Mr. President, I call up Senate Bill No. 678 from the Second Reading Postponed Calendar for consideration at this time.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 678, entitled:

An Act to further amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 947) entitled "An act relating to the annual salaries of certain county officers of counties of the fourth class" by increasing the salaries of certain county officers

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. FREED offered the following amendment: amend Sec. 1, Sec. 1), page 3, lines 18 and 19, by striking out the following: "six hundred twenty-five dollars (\$625)" and inserting in lieu thereof: "seven hundred fifty dollars (\$750)".

It was agreed to.

The section was agreed to as amended.

The second section and title were read and agreed to.

And said bill having been read at length the second time, and agreed to, as amended,

Ordered, To be transcribed for a third reading.

SENATE BILL No. 679 CALLED UP FROM
POSTPONED CALENDAR

Mr. WALKER. Mr. President, I call up Senate Bill No. 679, from the Second Reading Postponed Calendar for consideration at this time.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 679, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 972) entitled "An act relating to the annual salaries of certain county officers of counties of the fifth class" by increasing the salaries of certain county officers

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. HARE on behalf of Mr. MALLERY offered the following amendments: amend Sec. 1, (Sec. 1), page 2, line 17, by striking out the following: "five thousand dollars (\$5,000.00)" and inserting in lieu thereof: "six thousand dollars (\$6,000.00)"; amend Sec. 1, (Sec. 1), page 2, line 19, by striking out the following: "five thousand dollars (\$5,000.00)" and inserting in lieu thereof: "six thousand dollars (\$6,000.00)"; amend Sec. 1, (Sec. 1), page 2, line 20, by inserting a bracket before the word "five" where it appears the first time in said line; amend Sec. 1, (Sec. 1), page 2, line 20, by inserting after the figure "(\$5,500.00)" the following: "]" six thousand dollars (\$6,000.00)"; amend Sec. 1, (Sec. 1), page 3, line 2, by striking out the following: "five thousand five hundred dollars (\$5,500.00)" and inserting in lieu thereof: "six thousand dollars (\$6,000.00)"; amend Sec. 1, (Sec. 1), page 3, lines 4, 5, and 6, by striking out the words "the highest salary fixed" in line 4, all of lines 5 and 6, and inserting in lieu thereof: "six thousand dollars (\$6,000.00)".

They were agreed to.

The section was agreed to as amended.

The second section and title were read and agreed to.

And said bill having been read at length the second time, and agreed to, as amended,

Ordered, To be transcribed for a third reading.

SENATE BILL No. 680 CALLED UP FROM
POSTPONED CALENDAR

Mr. WALKER. Mr. President, I call up Senate Bill No. 680, from the Second Reading Postponed Calendar for consideration at this time.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 680, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 928) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the sixth class" by increasing the salaries of certain county officers

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. LETZLER offered the following amendments: amend Sec. 1, (Sec. 1), page 3, lines 4 and 5, by striking out the following: "three thousand five hundred dollars (\$3500)" and inserting in lieu thereof: "four thousand four hundred dollars (\$4400)"; amend Sec. 1, (Sec. 1), page 3, line 6, by inserting a bracket before the word "three" where it appears the first time in said line; amend Sec. 1, (Sec. 1), page 3, line 7, by inserting after the figure "(\$3300)" the following: "]" four thousand dollars (\$4000)"; amend Sec. 1, (Sec. 1), page 4, lines 2 and 3, by striking out the following: "three thousand five hundred dollars (\$3500)" and inserting in lieu thereof: "three thousand seven hundred dollars (\$3700)".

They were agreed to.

The section was agreed to as amended.

The second section and title were read and agreed to.

And said bill having been read at length the second time, and agreed to, as amended,

Ordered, To be transcribed for a third reading.

SENATE BILL No. 681 CALLED UP FROM
POSTPONED CALENDAR

Mr. WALKER. Mr. President, I call up Senate Bill No. 681, from the Second Reading Postponed Calendar for consideration at this time.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 681, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 971) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the eighth class" by increasing the salaries of certain county officers

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. BERGER offered the following amendments: amend Sec. 1 (Sec. 1), page 2, line 10, by striking out "five hundred dollars (\$2,500)" and inserting in lieu thereof: "four hundred dollars (\$2,400)"; amend Sec. 1 (Sec. 1), page 2, line 12, by striking out "three thousand dollars (\$3,000)" and inserting in lieu thereof: "two thousand eight hundred dollars (\$2,800)"; amend Sec. 1 (Sec. 1), page 2, lines 17 and 18, by striking out "one thousand dollars (\$1000)" and inserting in lieu thereof: "one thousand two hundred dollars (\$1,200)"; amend Sec. 1 (Sec. 1), page 3, line 1, by striking out "five hundred dollars (\$1500)" and inserting in lieu thereof: "one thousand eight hundred dollars (\$1,800)".

And said bill having been read at length the second time, and agreed to, as amended,

Ordered, To be transcribed for a third reading.

It was agreed to.

The section was agreed to as amended.

The second section and title were read and agreed to.

SENATE BILL No. 682 CALLED UP FROM POSTPONED CALENDAR

Mr. WALKER. Mr. President, I call up Senate Bill No. 682, from the Second Reading Postponed Calendar for consideration at this time.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 682, entitled:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 938) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the seventh class" by increasing the salaries of certain county officers

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

SENATE BILL No. 688 CALLED UP FROM POSTPONED CALENDAR

Mr. WALKER. Mr. President, I call up Senate Bill No. 688, from the Second Reading Postponed Calendar for consideration at this time.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 688, entitled:

An Act to further amend Section 303 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2017) entitled "An act creating in each county (except of the first class) as a separate corporation and in each city of the first and second class as a part of the city government an institution district for the care and maintenance of certain indigent persons and children prescribing the powers and duties of county commissioners county treasurers city departments of public welfare the State Department of Welfare and the State Department of Public Assistance in respect thereto abolishing certain poor districts and terminating the terms of directors overseers guardians and managers of the poor and poor district auditors and providing for the temporary employment of certain of them providing for the transfer vesting sale and disposition of the property of poor districts and the payment of their obligations imposing certain existing obligations on institution districts and on the Commonwealth regulating the affairs of poor districts until abolished revising amending changing and consolidating the law relating to the care of the poor and repealing existing laws" by directing that an allowance be paid to certain county controllers for the expenses pertaining to the institution district for a temporary period.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

HOUSE BILL No. 1154 CALLED UP FROM POSTPONED CALENDAR

Mr. WALKER. Mr. President, I call up House Bill No. 1154, from the Second Reading Postponed Calendar for consideration at this time.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1154, entitled:

An Act making an appropriation to provide funds for the Bushy Run Battlefield Park.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 187, entitled:

An Act to fix the salaries and compensation of the judges of the Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County certain associate judges not learned in the law and repealing certain acts inconsistent herewith.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 384, entitled:

An Act to further amend subsection (c) of Section 401 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused

by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for special permits for certain vehicles of nonresidents

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 399, entitled:

An Act to amend Section 11.1 of the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by extending the time for the retention of membership in the State Employees' Retirement Association by any contributor who ceases to be a State employe and becomes a public school employe and a member of the Public School Employees' Retirement Association

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 400, entitled:

An Act to amend Section 12.1 of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by extending the time for the retention of membership in the Public School Employees' Retirement Association by any contributor, who ceases to be a public school employe, and becomes a State employe and a member of the State Employees' Retirement Association.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 548, entitled:

An Act to amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and

limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing penalties for theft removal or transfer of certificates of inspection.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 683, entitled:

An Act to further amend subsection (c) of section nine hundred two of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by removing certain equipment requirements pertaining to motor buses

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 730, entitled:

An Act to promote the welfare of the people of this Commonwealth creating Port Authorities to function in counties of the second class as bodies corporate and politic with power to plan acquire construct maintain and operate facilities and projects for the improvement and development of the port district and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on the Authorities authorizing the Authorities to enter into contracts with and to accept grants from the Federal government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates and services requiring the approval of the General Assembly for any acquisition of a facility or project by an authority and authorizing the Authorities to collect tolls fares fees rentals and charges for the use of facilities defining the Authorities' powers and duties and defining the port districts.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 765, entitled:

An Act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer; and prescribing penalties," by changing the definition of wages as to the rights and obligations of employers and employees where a successor-in-interest has acquired assets of a predecessor.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 793, entitled:

An Act to validate and quiet the title to real estate in this Commonwealth held by a foreign corporation, not authorized to transact business in Pennsylvania, and heretofore conveyed to a citizen or citizens of the United States or a corporation authorized to hold such real estate.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 796, entitled:

An Act prohibiting the occupation of living quarters over or the depositing of foreign substances in any body of water which is the source of water used for human consumption; prescribing penalties; and authorizing the courts of common pleas to enjoin violations.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 806, entitled:

An Act to amend clause (1) of subsection (a) of Section 202 of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571), entitled "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh and eighth classes; designating the subjects, property and persons subject to and exempt from taxation for county, borough, town, township, school, except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof for such purposes; creating in each such county a board for the assessment and revision of taxes; defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, town and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the

appointment of a chief assessor, assistant assessors and other employees; providing for their compensation payable by such counties; prescribing certain duties of and certain fees to be collected by the recorder of deeds; and eliminating the triennial assessment," by exempting from local taxation, all property owned by churches and religious groups and used exclusively for religious purposes, or as living quarters for religious leaders.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 807, entitled:

An Act to amend clause (a) of Section 202 of the act, approved the twenty-second day of May, one thousand nine hundred thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations; amending, revising, and consolidating the law relating thereto; and repealing existing laws," by exempting from local taxation all property owned by churches and religious groups and used exclusively for religious purposes or as living quarters for religious leaders.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order.

The Senate proceeded to the first reading and consideration of Senate Bill No. 808, entitled:

An Act to further amend Section 1201 of the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by further providing for the sale of borough property.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order.

The Senate proceeded to the first reading and consideration of Senate Bill No. 809, entitled:

An Act to further amend the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 1145), entitled "An act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships of the first class, school districts of the second class, school districts of the third class and school districts of the fourth class to levy, assess, and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes; and permitting penalties to be imposed and enforced; providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court," by further limiting the maximum rate of certain taxes levied by certain political subdivisions.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order.

The Senate proceeded to the first reading and consideration of Senate Bill No. 810, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by authorizing townships of the second class to levy assess and collect certain additional taxes subject to maximum limitations for general revenue purposes.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 815, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing that the Department of Revenue furnish one registration plate for every vehicle.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 829, entitled:

An Act to amend clause (b) of Section 1 of the act, approved the thirtieth day of June, one thousand nine hundred forty-seven (P. L. 1183), entitled "An act relating to strikes by public employees; prohibiting such strikes; providing that such employees by striking terminate their employment; providing for reinstatement under certain conditions; providing for a grievance procedure; and providing for hearings before civil service and tenure authorities, and in certain cases before the Pennsylvania Labor Relations Board," by requiring panel to be set up within five days after the receipt of a request therefor.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 900, entitled:

An Act to further amend section one thousand and twenty-seven of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety;

regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon the owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by changing the requirements that certain vehicles stop at railway grade crossings.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1171, entitled:

An Act to further amend the act approved the first day of June one thousand nine hundred thirty-one (P. L. 299) entitled "An act requiring retail dealers in liquid fuels to state the rate of the liquid fuels tax separately from the price of such liquid fuels on fuel price display signs and imposing a penalty" by requiring the posting of signs on liquid fuels dispensing devices stating the brand quality and price of liquid fuels prohibiting the posting of signs liquid fuels dispensing devices stating the brand quality not conforming to prescribed standards and increasing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1292, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for reports of sales of vehicles to nonresidents the transportation of dangerous substances and the inspection of dealers' premises further regulating the administrative powers of the department the licensing suspension and revocation of operators and operating privileges and the operation and equipment of

vehicles changing certain fees and powers and jurisdiction of peace officers magistrates aldermen justices of the peace and prescribing additional enforcement and penal provisions and making uniform the interpretation and construction of the law.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1293, entitled:

An Act to amend the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1340), entitled "An act relating to the financial responsibility of operators and owners of motor vehicles; and to make uniform the law with reference thereto; requiring owners and operators in certain cases to furnish proof of financial responsibility; providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases; regulating insurance policies which may be accepted as proof of financial responsibility; imposing duties upon the Secretary of Revenue, the State Treasurer and prothonotaries; and prescribing penalties," by clarifying and extending the provisions of the act to include certain vehicles of the tractor type; and making editorial changes

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1294, entitled:

An Act to amend the title of and the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1005) entitled "An act relating to and regulating tractors and trailers and their operation providing for their registration and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors and trailers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors and trailers imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by deleting from said act all provisions relating to operators operators' licenses and trailers and further providing for the equipment of tractors.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1324, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees;

prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by changing the registration year for commercial motor vehicles, motor buses, motor omnibuses, and trailers, and certain exemptions in accordance therewith.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1384, entitled:

An Act to repeal the act approved the thirteenth day of April one thousand eight hundred sixty-eight (P. L. 1017) entitled "An act to provide for the collection of state county poor and military taxes in the county of Bedford" so far as it relates to Bedford County.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1404, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the addition to the tax duplicates of school districts of the third and fourth class of properties occupied during the fiscal year of the school district in certain cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1424, entitled:

An Act to further amend Section 1101 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for the damages caused by the negligent operation of their motor vehicles imposing pen-

alties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the provisions relating to restrictions of the right to use highways.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration House Bill No. 1427, entitled:

An Act to add Article XX-4 to the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by authorizing the creation of planning commissions in such townships and prescribing their powers and duties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1477, entitled:

An Act to further amend Section 1 of the act approved the thirtieth day of March one thousand nine hundred fifteen (P. L. 34) entitled "An act to promote the health and efficiency of firemen in cities of the second class by providing for a two-platoon system for firemen in the department of public safety of such cities" by further regulating the hours of duty of firemen in cities of the second class.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1479, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by requiring certain vehicles and combinations of vehicles to be constructed or equipped to prevent throwing of road surface substances from their rear wheels beyond certain limits.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Wenesday, August 1 1951, at 9:00 o'clock, a. m., Eastern Standard Time.

Mr. BLASS. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:39 o'clock, p. m., Eastern Standard Time, until Wenesday, August 1, 1951, at 9:00 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, July 31, 1951

The House met at 12:00 noon EST.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

Reverend Edgar C. Irwin, Guest Chaplain and Pastor of the First Presbyterian Church, Ford City, guest of the gentlemen from Armstrong, Messrs. Helm and Guthrie, offered the following prayer:

Eternal God, protect we beseech Thee, and help us to protect by being worthy of it, this system of government under which we live.

So bless these Legislators that they may prove themselves before Thee and in the sight of men worthy of that place in this legislative body to which they have been elected. As the people of this state look to these men to enact the laws that from time to time conditions and contingencies of need seem to demand, wilt Thou inspire them with Thy divine guidance, so that what they do may be honorable in Thy sight and of best consequence to the people of this Commonwealth.

May these men be tall—sun-crowned—who are able to stand above the crowd in public duty and in private thinking, because they have first stood in Thy Divine Light. Through Jesus Christ our Lord. Amen.

JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of Monday, July 30, 1951? If not, and without objection, the Journal is approved.

BILLS INTRODUCED AND REFERRED

By Messrs. GIBSON and HALL. HOUSE BILL No. 1602.

An Act providing for a referendum to determine the preference of the electorate with regard to enactment of a sales tax on all items except food or a tax on income.

Referred to the Committee on Ways and Means.

By Messrs. CELLA and RUBIN. HOUSE BILL No. 1603.

An Act to further amend Section 4 to amend subsection (d) of Section 4.1 to add Sections 4.2 and 4.3 and to amend paragraph (1) of Section 14 of the act approved the twentieth day of May one thousand nine hundred fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employees of said cities and all county or other public employees if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" by clarifying the

amount of contributions by certain pensioners and the method of computing lesser pensions changing date of completing certain payments and the age to which pension increments may be computed fixing minimum pensions and providing benefits for surviving spouse.

Referred to the Committee on City and County—First Class.

By Mr. DUNN. HOUSE BILL No. 1604.

An Act prohibiting the use of diesel powered locomotives, pumps, or other machinery or other locomotives, pumps, or machinery powered by internal combustion engines or motors in coal mines.

Referred to the Committee on Mines and Mining.

By Mr. WOOD. HOUSE BILL No. 1605.

An Act authorizing allocations to the Treasury Department and the Department of the Auditor General from the appropriation to the Department of Public Assistance, Act 27-A, approved June thirtieth, one thousand nine hundred fifty-one, for the administrative expenses in auditing and disbursing the appropriation made by said act during the month of August, one thousand nine hundred fifty-one.

Referred to the Committee on Appropriations.

By Messrs. MAZZA and WHITE. HOUSE BILL No. 1606.

An Act to further amend the act, approved the first day of July, one thousand nine hundred thirty-seven (P. L. 2681), entitled "An act relating to, and regulating the manufacture, storing, and possession of explosives; requiring permits for magazines, and prescribing permit fees; and providing penalties," by regulating the transportation of explosives, requiring permits for blasting, including prosecution by the Pennsylvania State Police, and otherwise extending the regulation of explosives and increasing fees.

Referred to the Committee on Labor Relations.

By Mr. MAZZA. HOUSE BILL No. 1607.

An Act providing for the marking of liquefied petroleum gas containers and prohibiting the refilling or use of such containers without authorization by the owner thereof; authorizing the Department of Labor and Industry, after public hearing, to prescribe uniform regulations for safety in design, construction, location, installation and operation of equipment for storing, handling, transporting by tank truck or tank trailer and utilizing liquefied petroleum gases for fuel purposes, and for the odorization of said gases used therewith; prohibiting the adoption by municipalities or other political subdivisions of ordinances or regulations in conflict with this act; providing for prosecutions for violations of this act by summary proceedings and prescribing the penalty therefor.

Referred to the Committee on Labor Relations.

By Mr. WILT. HOUSE BILL No. 1608.

An Act requiring the posting of registrations or permits or the numbers thereof with name and address of the operator, by operators of open pit or strip mines; fixing penalties.

Referred to the Committee on Mines and Mining.

By Mr. WATKINS. HOUSE BILL No. 1609.

An Act to amend Section 11 of the act, approved the eighteenth day of May, one thousand nine hundred forty-nine (P. L. 1440), entitled "An act concerning notaries public and amending, revising, consolidating and changing the law relating thereto," by requiring notaries public to register his signature and date of expiration of his com-

mission in the prothonotary's office after each renewal of his commission and before he enters upon the duties of his office.

Referred to the Committee on State Government.

By Mr. WHITE. HOUSE BILL No. 1610.

An Act to amend Section 1 of the act, approved the twenty-fifth day of June, one thousand nine hundred forty-seven (P. L. 972), entitled "An act relating to the annual salaries of certain county officers of counties of the fifth class," by further providing for the salary of the prothonotary.

Referred to the Committee on Counties.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 319.

An Act to further amend Section 1 of the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes by providing for the method of valuation of taxable shares of stock in any regulated investment company.

Referred to the Committee on Counties.

SENATE BILL No. 729.

An Act to repeal Sections 2 and 3 of the act approved the eleventh day of April one thousand eight hundred sixty-six (P. L. 635) entitled "A further supplement to the act consolidating the city of Philadelphia for the purpose of introducing a sufficient supply of fresh and pure water for the use of the citizens of said city" by eliminating the right of the City of Philadelphia to enter upon or take certain land in adjoining counties by eminent domain proceedings for water supply purposes and the manner of ascertaining damages for such taking.

Referred to the Committee on Judiciary.

RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. TOMPKINS, McMILLEN and ANDREWS.

Concurrent RESOLUTION No. 71.

In the House of Representatives, July 30, 1951.

Whereas, The General Assembly of the Commonwealth of Pennsylvania has already passed and the Governor has approved Civil Defense legislation designed to protect, help, aid and assist our people in time of invasion or war; and

Whereas, There are many organizations and persons operating in our midst with a design to weaken, divide, and destroy the purposes of free men; and

Whereas, It is the bounden duty of governments instituted, existing and maintained by free men to protect its people by seeking out and exposing those whose avowed and ultimate purpose is to destroy us; and

Whereas, Knowledge of who those are that are attempting to subvert and undermine us is the approach to unity of free men; and

Whereas, The security of the Commonwealth can be seriously endangered by the unobstructed and unexposed operations and activities of such organizations and persons; and

Whereas, There is accumulating evidence of the existence, activity and growth of Un-American and subversive persons and groups operating in our society and body politic; therefore be it

Resolved, (if the Senate concur) That the Joint State Government Commission through a committee is hereby directed:

1. To investigate, compile and expose Un-American and subversive persons, groups and organizations existing and operating in the Commonwealth of Pennsylvania;

2. To recommend to the proper authorities such appropriate action as shall be deemed advisable as a result of such investigations, and to make available to said authorities such material as said committee shall have obtained;

3. To recommend such legislation as it shall deem advisable to eliminate such practices in the Commonwealth;

4. To investigate and do any and all things deemed advisable, requisite and necessary to promote the safety of the people and the Security of the Commonwealth;

5. That said committee is hereby invested with power, in the manner provided by law, to subpoena persons, records, papers, documents, exhibits and evidence and to cite for contempt those who refuse to obey such subpoenas.

Referred to the Committee on Rules.

By Mr. GEER. Concurrent RESOLUTION No. 72.

In the House Representatives, July 31, 1951.

Resolved, by the House of Representatives of the Commonwealth of Pennsylvania, the Senate concurring therein, that this legislature respectfully petitions the Congress of the United States to call a convention for the purpose of proposing the following article as an amendment to the Constitution of the United States.

Article

Section 1. The sixteenth article of amendment to the Constitution of the United States is hereby repealed.

Section 2. The Congress shall have power to lay and collect taxes on incomes, from whatever source derived, without apportionment among the several states, and without regard to any census or enumeration: Provided, That in no case shall the maximum rate of tax exceed twenty-five per cent.

Section 3. The maximum rate of any tax, duty, or excise which Congress may lay and collect with respect to the devolution or transfer of property, or any interest therein, upon or in contemplation of or intended to take effect in possession or enjoyment at or after death or by way of gift, shall in no case exceed twenty-five per cent.

Section 4. The limitations upon the rates of said taxes contained in sections two and three shall, however, be subject to the qualification that in the event of a war in which the United States is engaged creating a grave national emergency requiring such action to avoid national disaster, the Congress by a vote of three-fourths of each house may for a period not exceeding one year increase beyond the limits above prescribed the maximum rate of any such tax upon income subsequently accruing or received or with respect to subsequent devolutions or transfers of property, with like power, while the United States is actively engaged in such war, to repeat such action as often as such emergency may require.

Section 5. Sections one and two shall take effect at midnight on the thirty-first day of December following the ratification of this article. Nothing contained in this article shall affect the power of the United States after said date to collect any tax on incomes for any period ending on or prior to said thirty-first day of December laid in accordance with the terms of any law then in effect.

Section 6. Section three shall take effect at midnight on the last day of the sixth month following the ratification of this article. Nothing contained in this article shall affect the power of the United States to collect any tax on any devolution or transfer occurring prior to the taking effect of section three, laid in accordance with the terms of any law then in effect; and be it further

Resolved, That the Congress of the United States be, and it hereby is, requested to provide as the mode of ratification that said amendment shall be valid to all intents and purposes, as part of the Constitution of the United States, when ratified by the legislatures of three-fourths of the several states; and be it further

Resolved, That a duly attested copy of this resolution be immediately transmitted to the Secretary of the Senate of the United States, the Clerk of the House of Representatives of the United States and to each member of the Congress from this State.

Referred to the Committee on Rules.

REPORTS FROM COMMITTEES

Mr. KOHL from the Committee on State Government, reported as committed, House Bill No. 253, entitled:

An Act to further amend clause (2) of Section 12 of the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees; defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by further providing for disability retirement allowances of persons able to engage in gainful occupations.

Mr. SCHMIDT from the Committee on State Government, reported as committed, House Bill No. 646, entitled:

An Act to amend Section 13 of the act, approved the fifth day of May, one thousand nine hundred twenty-one (P. L. 389), entitled "An act to regulate and control the manufacture, sale, offering for sale, giving away, and use of weights and measures and of weighing and measuring devices in the Commonwealth of Pennsylvania; providing for the approval and disapproval of such weights, measures, and devices by the Bureau of Standards; and prescribing penalties," by providing for the inspection of new, second-hand or repaired weighing or measuring devices.

Mr. SAX from the Committee on Judiciary, reported as amended, House Bill No. 1445, entitled:

An Act to add section three hundred twenty-eight to the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by making it a crime to falsify a material fact or make fraudulent statements in any matter within the jurisdiction of any department, board or commission of the Commonwealth; and prescribing penalties.

Mr. GRANVILLE E. JONES from the Committee on Welfare, reported as committed, House Bill No. 1482, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to acquire by gift, suitable ground and buildings to be used by the Department of Welfare as a State training school for female juvenile delinquents.

Mr. AMARANDO from the Committee on State Government, reported as committed, House Bill No. 1500, entitled:

An Act to repeal Section 1 of the act, approved the first day of May, A.D. one thousand nine hundred thirteen (P. L. 155) entitled "An act regulating the letting of certain contracts for the erection, construction and alteration of public buildings," as to State Authorities.

Mr. WACHHAUS from the Committee on Welfare, reported as committed, House Bill No. 1505, entitled:

An Act to amend the act approved the twelfth day of June, one thousand nine hundred thirty-one (P. L. 510) entitled "An act providing for the licensure and regulation of certain private nursing homes and private hospitals; conferring certain powers and duties upon the Department of Welfare; and providing penalties," by further providing for the licensure and regulation of such nursing homes and hospitals.

Mr. STIMMEL from the Committee on State Government, reported as committed, House Bill No. 1526, entitled:

An Act authorizing the Department of Property and Supplies to exchange certain lands located in Penn Township, Snyder County, Pennsylvania, necessary for the better administration of the Selinsgrove State Colony for Epileptics.

Mr. STIMMEL from the Committee on State Government, reported as committed, House Bill No. 1533, entitled:

An Act to further amend Section 28 of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 414), entitled "An act relating to vital statistics and to make uniform the law with reference thereto," by further providing for payment of the compensation of local registrars.

Mr. TAHL from the Committee on State Government, reported as committed, House Bill No. 1550, entitled:

An Act to further amend Section 1 of the act, approved the twenty-fifth day of April, one thousand nine hundred twenty-nine (P. L. 723), entitled "An act regulating the investment of funds by administrative departments, boards, commissions, and officers of the State Government," by expanding the investment powers of State administrative departments, boards, commissions, or officers.

Mr. McKINNEY from the Committee on State Government, reported as committed, House Bill No. 1552, entitled:

An Act to amend subsection (d) of section 4 and section 9.1 of the act, approved the thirty-first day of March, one thousand nine hundred forty-nine (P. L. 372), entitled "An act to promote the welfare of the people of the Commonwealth; creating The General State Authority as a body corporate and politic with power to construct, improve, equip, furnish, and operate projects, and to lease the same, and to fix fees, rentals and charges for the use thereof; authorizing and regulating the issuance of bonds for said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and to enter into agreements with the Government of the United States or any Federal agency; and authorizing the Department of Property and Supplies to grant, assign, convey, or lease to the Authority lands of the Commonwealth and interests therein, and to acquire lands therefor; granting the right of eminent domain; empowering The General State Authority to sell and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act," by authorizing the leasing of wholly or partially completed projects of the General State Authority.

Mr. SCHMIDT from the Committee on State Govern-

ment, reported as committed, House Bill No. 1554, entitled:

An Act to authorize the Secretary of Public Assistance of the Commonwealth of Pennsylvania to apply to the Secretary of Agriculture of the United States for the return of assets of the former Pennsylvania Rural Rehabilitation Corporation, to receive, deposit, and administer such assets for rural rehabilitation or other authorized purposes, and to enter into agreements with the Secretary of Agriculture of the United States with respect to the future administration of said assets.

Mr. McKINNEY from the Committee on State Government, reported as committed, House Bill No. 1557, entitled:

An Act to amend clause (h) of Section 9 of the act, approved the twenty-fourth day of May, one thousand nine hundred forty-five (P. L. 991), entitled "An act to promote elimination of blighted areas and supply sanitary housing in areas throughout the Commonwealth; by declaring acquisition, sound replanning and redevelopment of such areas to be for the promotion of health, safety, convenience and welfare; creating public bodies corporate and politic to be known as Redevelopment Authorities; authorizing them to engage in the elimination of blighted areas and to plan and contract with private, corporate or governmental redevelopers for their redevelopment; providing for the organization of such authorities; defining and providing for the exercise of their powers and duties, including the acquisition of property by purchase, gift or eminent domain; the leasing and selling of property, including borrowing money, issuing bonds and other obligations, and giving security therefor; restricting the interest of members and employees of authorities; providing for notice and hearing; supplying certain mandatory provisions to be inserted in contracts with redevelopers; prescribing the remedies of obligees of redevelopment authorities; conferring certain duties upon local planning commissions, the governing bodies of cities and counties, and on certain State officers, boards and departments," by clarifying the provisions of said section with respect to the power of redevelopment Authorities to acquire real property.

Mr. ROYER from the Committee on State Government, reported as committed, House Bill No. 1577, entitled:

An Act fixing the salary of the Director of the Legislative Reference Bureau.

Mr. SCHMIDT from the Committee on Judiciary, reported as amended, Senate Bill No. 365, entitled:

An Act to further amend the act approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 364) entitled "An act relating to business corporations; defining and providing for the organization, merger, consolidation, reorganization, winding up and dissolution of such corporation; conferring certain rights, powers, duties, and immunities upon them and their officers and shareholders; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the second class within the provisions of this act; prescribing the terms and conditions upon which foreign business corporations may be admitted, or may continue, to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, and certain State departments, commissions, and officers; authorizing certain State departments, boards, commissions, or officers to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," by permitting the Department of State to copy and destroy or return certain documents; permitting directors to fill vacancies in the board of directors resulting from an increase in the number of directors; deleting certain requirements as to the appointment, compensation and duties of agents; pro-

viding that meetings of shareholders at which directors are to be elected may be adjourned for periods of fifteen days each; fixing the method of cumulative voting in cases where directors are elected separately by the holders of different classes of shares; providing that courts having jurisdiction over trustees who are evenly divided as to how shares shall be voted may direct the voting of such shares; deleting requirements as to the voting of shares of foreign corporations owned by other corporations; providing that articles of incorporation may be amended to eliminate the preemptive rights of shareholders, and providing for the purchase of and payment for shares of any shareholders who dissent therefrom; specifying cases of merger or consolidation of which sixty days' notice to shareholders must be given; providing that shareholders of a parent corporation shall have no right to dissent from a merger or consolidation of such parent and one or more wholly-owned subsidiaries thereof, provided the state of incorporation and relative rights and preferences of the shareholders of the parent corporation are not changes thereby further providing for advertising of merger or consolidation by domestic corporations, for merger and consolidation of foreign business corporations, defining "doing business" by foreign corporations and further providing for service of process on the Secretary of the Commonwealth with respect to such corporations and prescribing procedure for rescinding a certificate of election to dissolve.

Mr. ROBERTSON from the Committee on Judiciary, re-reported as amended, Senate Bill No. 418, entitled:

An Act to further amend the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments' commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by permitting the Department of State to copy and destroy or return certain documents permitting corporations to borrow money acquire and dispose of real estate and make alter amend and repeal by-laws with the approval of a majority of the members present and entitled to vote thereon permitting a change of registered officer pursuant to action of directors permitting directors to fill vacancies in the board of directors resulting from an increase in the number of directors deleting certain requirements as to the appointment compensation and duties of agents providing that meetings of members at which directors are to be elected may be adjourned for periods of fifteen days each fixing the method of cumulative voting in cases where directors are elected separately by the members of different classes defining "doing business" by foreign corporations and further providing for service of process on the Secretary of the Commonwealth with respect to such corporations.

Mr. ARAMANDO from the Committee on Motor Vehicles, reported as committed, Senate Bill No. 615, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the

operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing annual registration fees for certain commercial motor vehicles truck tractors trailers and semi-trailers prescribing additional equipment requirements for certain vehicles increasing the maximum gross weights and axle loads allowed for certain vehicles changing the requirements for weighing vehicles and removal of excess loads and prescribing and changing penalties

Mr. LEDERER, from the Committee on State Government, reported as committed, Senate Bill No. 733, entitled:

An Act concerning mutual military aid and assistance by and between the Commonwealth of Pennsylvania and other states in an emergency and agreeing to approving and authorizing and empowering the Governor to enter into a compact with the State of New Jersey and the State of New York and any other state concurring therein or otherwise approving thereof for such purpose

Mr. GRANVILLE E. JONES, from the Committee on State Government, reported as committed, Senate Bill No. 739, entitled:

An Act creating Mercy-Douglass State Hospital in Philadelphia County and authorizing the Department of Property and Supplies to sublease said Hospital to Mercy-Douglass Hospital and providing for the management thereof by the Board of Trustees of Mercy-Douglass Hospital.

Mr. PETA, from the Committee on Public Health and Sanitation, re-reported as amended, House Bill No. 1205, entitled:

An Act defining clinical laboratory regulating the operation of the same requiring such laboratories to obtain permits and to be operated under the direct supervision of a duly licensed physician qualified in pathology or clinical pathology or other qualified persons imposing certain duties upon the Department of Health and providing penalties.

Mr. WATKINS, from the Committee on State Government, re-reported as amended, Senate Bill No. 27, entitled:

An Act relating to the loyalty to the United States and the Commonwealth of Pennsylvania of public officers and employees including teachers and other employees of the public school system and officers and employees of state-aided institutions of learning requiring statements and oaths or affirmations by applicants for public office or employment and by present appointed officers and employees prohibiting appointment or employment and requiring suspensions and dismissals in certain cases state-aided institutions of learning requiring statements imposing conditions on the payment of appropriations to under oath or affirmation of candidates for elective public offices and imposing duties on state and local appointing authorities and certain other state officers

Mr. CONWAY, from the Committee on Motor Vehicles, reported as amended, House Bill No. 682, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon the owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation; and providing for refunds," by changing the registration fee of certain motor buses and motor omnibuses; and prohibiting the use of metal or solid rubber or cushion rubber tires on such vehicles.

Mr. TOMPKINS, from the Committee on Game and Forestry, reported as amended, House Bill No. 1597, entitled:

An Act to amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, board and commissions shall be determined," by further providing for the execution of the forests powers and duties of the Department of Forests and Waters.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL NO. 25

Mr. McKINNEY. Mr. Speaker, I present the report of the Committee of Conference on Senate Bill No. 25.

The SPEAKER. This being a Senate Bill, the report will lie over for printing by the Senate.

SENATE MESSAGES

AMENDED HOUSE BILL RECALLED FROM GOV- ERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 52.

An Act empowering cities of the first class of the Commonwealth within a limited time period to make and enforce by ordinances fire prevention codes regulating the occupation and use of buildings and structures and the conduct of trades or businesses which due to the nature thereof create a fire hazard or danger to life or property by fire or explosion and providing penalties

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading on said bill was reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

AMENDED HOUSE BILL RECALLED FROM GOV- ERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1059.

An Act to further amend subsections (a) and (b) of Section 411 and to amend Section 506 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for the transfer of registration of motor vehicles trailers and semi-trailers involving a husband and wife and the assignment of registration plates in such cases

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading on said bill was reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

BILLS INTRODUCED AND REFERRED

By Mr. WOOD.

HOUSE BILL No. 1611.

An Act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947."

Referred to the Committee on Appropriations.

By Mr. WOOD.

HOUSE BILL No. 1612.

An Act making an appropriation for the payment of expenses incurred by the State Council of Civil Defense.

Referred to the Committee on Appropriations.

By Mr. WOOD.

HOUSE BILL No. 1613.

An Act making an appropriation to the Department of Public Instruction, including proceeds of publications sold, for the purpose of revising the curricula of elementary, secondary and vocational schools.

Referred to the Committee on Appropriations.

By Mr. WOOD.

HOUSE BILL No. 1614.

An Act making an appropriation to the State Tax Equalization Board for payment of necessary expenses.

Referred to the Committee on Appropriations.

By Mr. WOOD.

HOUSE BILL No. 1615.

An Act making an appropriation to the State Veterans' Commission for the expenses of the commission, furnishing certain assistance to needy Pennsylvania veterans of any war or their dependents, for participation in certain defense activities, for the rehabilitation and care of veterans, including the acquisition of land by purchase, condemnation or gift, and construction of buildings for such purpose.

Referred to the Committee on Appropriations.

By Mr. WOOD.

HOUSE BILL No. 1616.

An Act making an appropriation to the Department of Mines for the purpose of administering the provisions of "The Coal Mining Sealing Act of 1947."

Referred to the Committee on Appropriations.

By Mr. WOOD.

HOUSE BILL No. 1617.

An Act making an appropriation for the maintenance, repair and improvement of the Port of Philadelphia.

Referred to the Committee on Appropriations.

By Mr. WOOD.

HOUSE BILL No. 1618.

An Act making an appropriation to aid certain school districts.

Referred to the Committee on Appropriations.

By Mr. WOOD.

HOUSE BILL No. 1619.

An Act making an appropriation to the Department of Labor and Industry to meet the obligation of the Commonwealth to pay a part of the compensation payable for certain occupational diseases.

Referred to the Committee on Appropriations.

By Mr. WOOD.

HOUSE BILL No. 1620.

An Act making an appropriation to the Department of Labor and Industry for the payment of additional workmen's compensation in cases of second injuries.

Referred to the Committee on Appropriations.

By Mr. WOOD.

HOUSE BILL No. 1621.

An Act making an appropriation to The Brandywine Battlefield Park Commission for the payment of necessary expenses.

Referred to the Committee on Appropriations.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned

bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 633.

An Act to amend Sections 3 and 4 of the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1184) entitled "An act requiring all employable persons receiving public assistance with certain exceptions to perform certain work or be refused further assistance conferring powers and imposing duties on county boards of assistance and on certain State and local officers and employes and on charitable institutions persons copartnerships associations corporations and State and Federal employment officers and requiring payments to the Commonwealth on account of certain work performed" by imposing additional duties on county boards of public assistance permitting non-profit cemetery associations fire companies public libraries and other similar organizations supported totally or partially by public subscriptions donations or gifts to furnish employment to certain persons and changing the requirements for furnishing transportation

HOUSE BILL No. 690.

An Act to further amend section 2 of the act approved the twenty-sixth day of May one thousand nine hundred twenty-one (P. L. 1172) entitled "A supplement to the act approved the seventeenth day of May one thousand nine hundred seventeen (Pamphlet Laws two hundred and eight) entitled "An act to regulate the practice of pharmacy and sale of poisons and drugs and providing penalties for the violation thereof defining the words 'drug' and 'poison' and providing for the appointment of a board which shall have in charge the enforcement of said law and the power to make rules and regulations for the enforcement of said law and providing for the purchase of samples of drugs for determining their quality strength and purity' requiring permits to conduct pharmacies providing for the revocation thereof and prescribing penalties" by raising fees for permits to conduct a pharmacy

HOUSE BILL No. 724.

An Act to add subsection (c) to Section 2503 of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by supplying an omission from former law providing for reimbursement for nonresident children; and validating such reimbursements heretofore made.

HOUSE BILL No. 860.

An Act concerning devises bequests or gifts in trust for the care and maintenance of cemeteries burial grounds or cemetery lots trustees and substituted trustees thereof sureties of said trustees the investment of such trust funds accounts of said trustees approving actions and proceedings prior to this act and repealing conflicting laws

HOUSE BILL No. 1095.

An Act reappropriating to Episcopal Hospital Philadelphia certain moneys heretofore appropriated to the University of Pennsylvania for the maintenance of the Episcopal Hospital

HOUSE BILL No. 1269.

An Act to amend Section 15 of the act approved the twenty-second day of April one thousand eight hundred fifty (P. L. 538) entitled "An act to secure the cities of Pittsburgh and Allegheny and the neighborhood thereof from damage by gun-powder to incorporate an association for the establishment of a house of refuge for western Pennsylvania and relative to the Pennsylvania State

Lunatic hospital" by changing the maximum age for the commitment of delinquents to the Pennsylvania Training School at Canonsburg and changing admission requirements relative thereto

HOUSE BILL No. 1270.

An Act providing for the commitment and transfer of certain female juvenile delinquents to the Pennsylvania Training School for Girls or to certain other institutions and imposing duties on the courts of this Commonwealth relative thereto

HOUSE BILL No. 1295.

An Act to repeal certain parts of acts relating to the keeping of alphabetical lists and indexes by the Departments of Revenue and Auditor General of persons reported to them as being interested in escheatable property and certain unclaimed funds

HOUSE BILL No. 1489.

An Act making an appropriation to The Brandywine Battlefield Park Commission for the payment of necessary expenses

With the information that the Senate has passed the same without amendment.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

VETO OF HOUSE BILL NO. 1071

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 19, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I return herewith, without my approval, House Bill No. 1071, Printer's No. 373, entitled "An Act to amend the title and Section 1 of the act approved the twelfth day of July one thousand nine hundred thirty-five (P. L. 708) entitled 'An act empowering the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of the Pennsylvania Industrial School grant a right of way or easement to the Penn Central Light and Power Company across lands of the Pennsylvania Industrial School on certain conditions' by authorizing the relocation of the right of way or easement by agreement of the interested parties."

This bill is unnecessary; it is similar to Senate Bill No. 672, Act No. 192 of 1951, approved on June 30, 1951, except that Section 1 of this bill additionally provides that relocations of the right of way or easement may, from time to time, be made as shall be agreed upon between the company and the Department of Property and Supplies, with the approval of the Governor, and the Board of Trustees of the Pennsylvania Institution for Defective Delinquents.

For this reason, the bill is not approved.

JOHN S. FINE.

COMMUNICATION AND BILL LAID ON TABLE

Mr. COSTA. Mr. Speaker, I move that the communication from the Governor together with the bill be laid on the table.

The motion was agreed to.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair is pleased to welcome a former Member of the House, the gentleman from Huntingdon, Honorable Joseph H. Neff.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL NO. 48.

An Act relating to and defining chiropractic and the right to practice chiropractic requiring licensure conferring powers and imposing duties upon the State Board of Chiropractic Examiners and the Department of Public Instruction providing for the granting suspension and revocation of licenses issued by the board preserving the rights of existing licensees and giving them certain personal choice as to jurisdiction conferring jurisdiction upon the Court of Common Pleas of Dauphin County and prescribing penalties

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend the title, page 1, line 3, by inserting after the word "Examiners" the words "and the department of public instruction;" page 1, line 6, by inserting after the word "board" the words "preserving the rights of existing licensees and giving them certain personal choice as to jurisdiction;" page 2, line 1, by striking out after the word "Court" the word "and" and inserting in lieu thereof the word "of."

Amend Section 2, line 7, by striking out after the word "mean" the words "a philosophy science and art of things natural with the human body;" page 2, line 9, by striking out the word "procedure" and inserting in lieu thereof the word "examination;" page 2, line 11, by striking out after the word "articulations" the words "and tissues of the human body;" page 2, line 12, by inserting after the word "analysis" the words "as taught in the approved schools and colleges of chiropractic without the use of either drugs or surgery the term "chiropractic shall not include the practice of obstetrics or reduction of fractures or major dislocations."

Amend Section 4, line 19, by striking out after the word "than" the words and figures "three thousand five hundred (3500)" and inserting in lieu thereof the words one figures "four thousand (4000)."

Amend Section 5, page 4, line 5, by inserting after the word "Practitioners" the words "any person of good character who has been engaged in the full time practice of chiropractic for twenty-five (25) years or more the last five of which have been in this state prior to the effective date of this act and who was graduated from a legally incorporated and reputable school or college of chiropractic shall be entitled to take a limited examination for licensure;" page 4, line 15, by inserting after the word "the" the words and figures "less than twenty-five (25) but more than;" page 4, line 16, by striking out after the word "years" the words "or more;" page 4, by inserting after line 18, the words "as approved by the department of public instruction;" page 5, line 3, by inserting after the word "person" the words "of good character;" page 5, line 8, by inserting after the word "equivalent" the words "as approved by the department of public instruction;" Page 5, Line 17, by inserting after the word "equivalent" the words "and not less than one year of college credits in chemistry biology and physics as approved by the department of public instruction;" Page 6, Line 10, by inserting after the word "equivalent" the words "and not less than one year of college credits in chemistry biology and physics as approved by the department of public instruction."

Amend Section 7, page 7, line 8, by striking out after

the word "biology" the words "as determined by the department of public instruction."

Amend Section 8, page 7, line 20, by striking out after the words "thirty-five hundred (3500)" and inserting in lieu thereof the words "four thousand (4000); page 8, line 3, by striking out after the word "act" the words "provided that;" by striking out all of lines 4, 5, 6, 7, 8, 9, 10, 11, 12, and 13.

Amend page 11, by inserting after line 2, the following:

Section 13 Status of existing licensees and registrants preserved any person licensed or legally authorized to practice chiropractic in this Commonwealth at the time this act takes effect shall thereafter continue to possess the same rights and privileges with respect to the practice of chiropractic without being required to be licensed anew under the provisions of this act and as fully as if he were licensed under the provisions of this act and to that extent he shall be exempt from the penalties of this act and may remain under the jurisdiction of the State Medical Board of Education and Licensure subject to the provisions of the Medical Practice Act of 1911 those desiring to be under the jurisdiction of the Chiropractic Board shall be subject to the power of the board as provided by this act to suspend or revoke the license of any practitioner under this act for the causes set forth in this act and subject to the power of the board to require any such person to register annually as provided in this act

Amend page 12, line 6, by striking out after the word "Section" the figure "13" and inserting in lieu thereof the figure "14."

Amend page 12, line 19, by striking out after the word "Section" the figure "14" and inserting in lieu thereof the figure "15."

Amend page 13, line 16, by striking out after the word "Section" the figure "15" and inserting in lieu thereof the figure "16."

Amend page 14, line 12, by striking out after the word "Section" the figure "16" and inserting in lieu thereof the figure "17;" page 14, line 13, by inserting after the word "any" the words "license or;" page 14, line 16, by inserting after the word "Law" the following "(act of June 4, 1945, pamphlet laws 1388 as amended);"

Amend page 14, line 18, by striking out after the word "Section" the figure "17" and inserting in lieu thereof the figure "18."

Amend page 15, line 3, by striking out after the word "Section" the figure "18" and inserting in lieu thereof the figure "19."

Amend page 15, line 6, by striking out after the word "Section" the figure "19" and inserting in lieu thereof the figure "20."

Amend page 15, line 10, by striking out after the word "Section" the figure "20" and inserting in lieu thereof the figure "21."

Amend page 15, line 15, by striking out after the word "Section" the figure "21" and inserting in lieu thereof the figure "22."

Amend page 16, line 8, by striking out after the word "Section" the figure "22" and inserting in lieu thereof the figure "23."

Amend page 16, by inserting after line 14 the following:

Section 24 The preliminary education both secondary and collegiate of applicants for licensure to practice Chiropractic in this Commonwealth shall be determined valued standardized and regulated by the Department of Public Instruction as now required by law of applicants for licensure to practice any profession or work at any trade or occupation in this Commonwealth.

Amend page 17, line 5, by striking out after the word "Section" the figures "23, 24" and inserting in lieu thereof the figure "25."

Amend page 17, line 7, by striking out after the word "Section" the figures "24 25" and inserting in lieu thereof the figure "26."

On the question,

Will the House concur on the amendments made by the Senate

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boies,	Harney,	Metz,	Smith,
Bolton,	Haudensfield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Buccchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Pengilase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBols,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 80.

An Act to further amend section four thousand three hundred two of the act, approved the twenty-third day of

June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thtreto" by prescribing a minimum period of continuous service and in certain cases a minimum age for police retirement

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 5, by inserting after the word "as" the words "reenacted and;" by striking out on lines 6 and 7 the following: "second day of May one thousand nine hundred forty-nine (P. L. 816) and inserting in lieu thereof the following: twenty-eighth day of June one thousand nine hundred fifty-one (Act No. 164)."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	
Dowling,	Kratz,	Pfaff,	
DuBois,	Kubacki,	Pichney,	
Duffy,	Lafore,	Pitzer,	
Dunn,	Lederer,	Polsaki,	
Erb,	Lelsey,	Polen,	
Ewing,	Leonard, L.,	Price, H. W. Jr.,	
Fenrich,	Leonard, W. C.,	Price, R. A.,	
Ferster,	Leven,	Reandering,	
Filip,	Light,	Reagan,	
Filo,	Limper,	Reese,	
Firmstone,	Loftus,	Reidenbach,	
Flack,	Lopresti,	Rellly, J. M.,	
Frost,	Lovett,	Rigby,	
Gaffney,	Lutty,	Riley, R. L.,	
Geer,	Lyons,	Robertson,	
Gibson,	Madden,	Rose,	
Gleason,	Madigan,	Rosen,	
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 98.

An Act regulating the appointment promotion suspension reduction removal and reinstatement of employes (except superintendents assistant superintendents inspectors and chief clerks) in bureaus of police in cities of the second class and defining the powers and duties of civil service commissions in such cities for such purposes

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 6, page 4, line 13, by striking out after the word "a" the word "numerical;" line 14, by striking out after the word "position" the following: "which list shall be permanent and."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	H - t,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hummer,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,

Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker.

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 205.

An Act changing the procedure in civil actions hereafter brought in the courts of common pleas in counties of the third class providing for trial without jury and for the filing of agreements therefor providing for the payment of jury fees

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend the title, page 1, line 1, by striking out after the second word "in" the words "any of," line 12, by striking out after the word "pleas" the words "of this Commonwealth" and inserting in lieu thereof the words "in counties of the third class."

Amend Section 1, page 2, line 1, by striking out after the second word "in" the words "any of the courts of common pleas in any of the judicial districts of this Commonwealth" and inserting in lieu thereof the words "the court of common pleas in any county of the third class."

Amend Section 3, page 3, line 7, by inserting after the word "repealed" the words "in so far as it applies in counties of the third class."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Mazza,	Royer,
Andrews,	Graybill,	McConnell,	Rubin,
Banker,	Greenwood,	Maxwell,	Sarra,

Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnar,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 793.

An Act to further amend Section 12 of the act, approved the eleventh day of July, one thousand nine hundred seventeen (P. L. 758), entitled "An act for the protection of the public health by regulating the possession control dealing in giving away delivery dispensing administering prescribing and use of certain drugs and keeping records thereof by regulating the use of drugs in the treatment of the drug habit by providing for the revocation and suspension of licenses of physicians dentist veterinarians pharmacists druggists and registered nurses for certain courses and by providing for the enforcement of this act and penalties" by changing the penalties for the illegal sale dispensing or giving away of drugs

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend Section 1, page 3, line 2, by striking out after the figure (\$2000) the word "or" and inserting in lieu thereof the word "and;" line 3, by striking out after the word "exceeding" the word and figure "three (3)" and inserting in lieu thereof the word and figure "five (5);" line 4, by striking out the words "or both;" line 5 by striking out after the figure ("(\$4000)") the word "or" and inserting in lieu thereof the word "and;" line 5, by striking out after the word "exceeding" the word and figure "six (6)" and inserting in lieu thereof the word and figure "ten (10);" line 6, by striking out after the word "years" the words "or both;" line 8 by striking out after the word "than" the words and figures "seven and one half (7½)" and inserting in lieu thereof the word and figure "ten (10);" line 9 by striking out after the word "exceeding" the words and figures "fifteen (15) twenty (20)" and inserting in lieu thereof the word and figure "thirty (30)."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchn,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Relly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,

Geer,
Gibson,
Gleason,
Good,

Lyons,
Madden,
Madigan,
Markley,

Robertson,
Rose,
Rosen,
Rovanssek,

Young,
Ziegler,
Sorg,
Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1192.

An Act to further amend Section 1 of the act approved the twenty-first day of March one thousand nine hundred forty-five (P. L. 51) entitled "An act defining and regulating the practice of Chiroprody and providing penalties" by further defining Chiroprody

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend Section 1, page 2, line 9, by striking out after the bracket the following: "not including the amputation of the leg feet or toes or the treatment of systemic diseases of the bones legaments or muscles of the feet or any part of the body"

Amend Section 1, page 2, line 14, by inserting after the word "feet" the following: "not including the amputation of the leg foot or toes or the treatment of systemic diseases of the bones ligaments or muscles of the feet or any part of the body"

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchn,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,

Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovanseck,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED SENATE BILL NON-CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has non-concurred in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 245.

An Act to further amend subsection (a) of section 2 of the act approved the twenty-eighth day of June one thousand eight hundred ninety-five (P. L. 408) entitled as amended "A supplement to the twenty-fourth section of an act entitled 'An act to provide revenue by taxation approved the seventh day of June one thousand eight hundred and seventy-nine' approved the first day of June one thousand eight hundred and eighty-nine amending the twenty-fourth section by providing for the payment by foreign fire insurance companies to the treasurers of the several cities towns townships and boroughs within this Commonwealth" by providing for the return of funds if not paid over within a certain time by the political subdivisions for auditing the fund and accounts receiving disbursements by the auditors of the political subdivisions and restricting payments to firemen and their dependents

Mr. JOHNSON. Mr. Speaker, I move that the House insist upon its amendments non-concurred in by the Senate to Senate Bill No. 245.

Ordered, That the Clerk inform the Senate accordingly.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. TAHL, asked and obtained permission for the Committee on City and County—First Class to meet during the session of the House.

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 25

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on Senate Bill numbered and entitled as follows:

SENATE BILL No. 25.

An Act relating to the orphans' courts conferring exclusive jurisdiction on such courts over the administration and distribution of decedents' estates trust estates minors' estates and absentees' estates providing for the organization of orphans' courts the procedure therein the powers and duties of the judges thereof and appeals therefrom

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL NO. 25

Mr. McKINNEY. Mr. Speaker, I call up the report of the Committee of Conference on Senate Bill No. 25.

The report was read by the Clerk as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee on Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 25, entitled: "An act relating to the orphans' courts; conferring exclusive jurisdiction on such courts over the administration and distribution of decedents' estates, trust estates, minors' estates and absentees' estates; providing for the organization of orphans' courts, the procedure therein, the powers and duties of the judges thereof and appeals therefrom."

Respectfully submit the following bill as our report:

R. B. MAHANY,
A. EVANS KEPHART,
MAXWELL S. ROSENFELD,
(Committee on the part of the Senate.)

JOHN H. McKINNEY,
EDWIN W. TOMPKINS,
THEODORE H. SCHMIDT,
(Committee on the part of the House of Representatives.)

An Act relating to the orphans' courts conferring exclusive jurisdiction on such courts over the administration of orphans' estates and absentees' estates providing for the organization of orphans' courts the procedure therein the powers and duties of the judges thereof and appeals therefrom

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The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Article I

Preliminary Provisions

Section 101 Short Title This act shall be known and may be cited as the Orphans' Court Act of 1951

Section 102 Definitions The following words when used in this act unless the context clearly indicates otherwise shall have the meanings ascribed to them in this section

(1) "Clerk" means the clerk of the orphans' court having jurisdiction

(2) "Court" means the orphans' court having jurisdiction

(3) "Register" means the register of wills having jurisdiction to grant letters testamentary or of administration

(4) "Fiduciary" includes personal representatives guardians and trustees whether domiciliary or ancillary individual or corporate subject to the jurisdiction of the orphans' court

(5) "Trust" means any trust whether testamentary or inter vivos subject to the jurisdiction of the orphans' court

(6) "Inter vivos trust" means an express trust other than a trust created by a will taking effect during the lifetime or at or after the death of the settlor It includes

(i) A life insurance trust

(ii) A trust created under a deed agreement or declaration except as hereinafter excluded

(iii) A common trust fund or mortgage investment fund created by a corporate fiduciary for the investment of funds held by it as fiduciary or co-fiduciary

(iv) A tentative trust and

(v) Similar trusts

It does not include

(vi) A resulting or constructive trust created by operation of law

(vii) A trust for creditors

(viii) An escrow relationship

(ix) A temporary trust to hold disputed property

(x) A principal and agent relationship

(xi) A trust primarily for the benefit of business employees their families or appointees under a stock bonus pension disability or death benefit profit-sharing or other employee benefit plan

(xii) A trust for bondholders

(xiii) A mortgage in possession relationship and

(xiv) Similar trusts or fiduciary relationships

Section 103 Effective Date This act shall take effect on the first day of January one thousand nine hundred and fifty-two

Section 104 Severability If any provision of this act or the application thereof to any person or circumstances is held invalid the remainder of this act and the application of such provision to other persons or circumstances shall not be affected thereby and to this end the provisions of this act are declared to be severable

Article II

Organization of Orphans' Court

Section 201 Orphans' Court in Every County In each county of the Commonwealth there shall continue to exist as heretofore a court of record which shall be called "The Orphans' Court of County"

Section 202 Counties Having Separate Orphans' Courts The separate orphans' courts heretofore established shall continue to exist in the Counties of Allegheny Berks Cambria Dauphin Delaware Erie Fayette Lackawanna Lancaster Lehigh Luzerne Montgomery Philadelphia Schuylkill Washington Westmoreland and York Each separate orphans' court shall have the number of judges provided by law

Section 203 Counties Having No Separate Orphans' Courts The orphans' court of each county in which no separate orphans' court is established shall be composed of the judges of the court of common pleas of that county

Section 204 Court of Record Seal The orphans' court of each county whether separate or not shall be a court of record with all the qualities and incidents of a court of record at common law Its proceedings and decrees in all matters within its jurisdiction shall not be reversed or avoided collaterally in any other court but they may be reversed modified or altered on appeal Each orphans' court shall have a seal engraved with the same device as is on the great seal of the Commonwealth and with the name of the court

Section 205 Sessions Terms Each orphans' court shall be in session as often as its judges shall think necessary or proper There shall be no terms of the orphans' court

Section 206 Rules Rules and forms of procedure not inconsistent with the Constitution and laws of the Commonwealth and with rules of the Supreme Court may be made and prescribed by each orphans' court for the conduct of proceedings before it

Article III

Jurisdiction

Section 301 Exclusive Jurisdiction The orphans' court shall have exclusive jurisdiction of

(1) Decedents' Estates The administration and distribution of the real and personal property of decedents' estates

(2) Testamentary Trusts The administration and distribution of the real and personal property of testamentary trusts whether created before or after the effective date of this act except any testamentary trust created before the effective date of the Fiduciaries Act of 1917 jurisdiction of which already has been acquired by another Pennsylvania court Another court which has acquired jurisdiction of the trust may transfer it to the orphans' court

(3) Inter Vivos Trusts The administration and distribution of the real and personal property of inter vivos trusts whether created before or after the effective date of this act except any inter vivos trust created before the effective date of this act jurisdiction of which already has been acquired by another Pennsylvania court Another court which has acquired jurisdiction of the trust may transfer it to the orphans' court the jurisdiction of the orphans' court of Philadelphia County over the administration and distribution of the real and personal property of inter vivos trusts shall be concurrent with the several courts of common pleas as heretofore

(4) Minors Estates The administration and distribution of the real and personal property of minors' estates

(5) Absentees' and Presumed Decedents' Estates The administration and distribution of the real and personal property of absent persons and of presumed decedents

(6) Fiduciaries The appointment control settlement of the accounts of removal and discharge of and allowance to the allocation of compensation among all fiduciaries of estates and trusts of which the court has jurisdiction except that the grant of letters testamentary and of administration to personal representatives shall remain within the jurisdiction of the register as heretofore

(7) Guardian of Person of Minors The appointment control and removal of the guardian of the person of any minor

(8) Custody of Minors The determination of the right to the custody of a minor in connection with any proceeding for his adoption or for the appointment of a guardian of his person

(9) Specific Performance of Contracts To enforce specifically the performance by either party of any agreement made by a decedent or by a person adjudged incompetent to purchase or sell real or personal property

(10) Legacies Annuities and Charges Proceedings for the enforcement of legacies annuities and charges placed on real or personal property by will inter vivos trust or orphans' court decree or for the discharge of the lien thereof

(11) Construction of Administrative Power The construction of an administrative power as to real estate proposed to be exercised by a fiduciary subject to the jurisdiction of the orphans' court

(12) Disposition of Title to Real Estate to Render It Freely Alienable The disposition of any interest in real estate of one disabled from dealing with it when title to it has been acquired by descent or will or is in an estate or trust subject to the jurisdiction of the orphans' court

(13) Title to Personal Property The adjudication of the title to personal property in the possession of the personal representative or registered in the name of the decedent or his nominee or alleged by the personal representative to have been in the possession of the decedent at the time of his death

(14) Appeals and Proceedings from Registers Appeals from and proceedings removed from registers

(15) Birth Records Matters relating to birth records as provided by law

(16) Adoptions Adoptions as provided by law

(17) Marriage Licenses Marriage licenses as provided by law

(18) Inheritance and Estate Taxes Matters relating to inheritance and estate taxes as provided by law

The provisions of clauses (8) and (16) in so far as they relate to adoptions shall not apply to the orphans' court of Philadelphia county exclusive jurisdiction in the matter of adoptions shall remain in the municipal court of Philadelphia

Section 302 Concurrent Jurisdiction Title to Real Estate The orphans' court shall have concurrent jurisdiction of the determination of the persons to whom the title to real estate of a decedent or of the creator of an estate or trust subject to the jurisdiction of the orphans' court has passed by devise or descent or by the terms of the trust instrument provided that nothing herein shall be construed to restrict the exclusive jurisdiction of the orphans' court to distribute real estate in an estate or trust within its jurisdiction

Section 303 Conflict of Laws Nothing contained in this act shall be construed to interfere with the rules of law applicable to the determination of the question whether Pennsylvania courts have jurisdiction of the subject matters enumerated in this act

Section 304 Incidental Powers The orphans' court shall have all legal and equitable powers required for or incidental to the exercise of its jurisdiction

Section 305 Venue of Decedents' Minors' and Incompetents' Estates When a Pennsylvania orphans' court has jurisdiction of a decedent's or a minor's estate except as otherwise provided by law the venue for all purposes shall be as follows

(1) **Decedents' Estates** In the case of a decedent's estate in the county where the letters are granted to the personal representative and in the absence of such letters then where the decedent had his last family or principal residence and if the decedent had no domicile in the Commonwealth then in any county where any of his property is located

(2) **Minors' Estates** In the case of a guardian of a minor appointed by the court in the county whose court appointed the guardian In the case of a guardian of a minor not appointed by the court or when there is a minor's estate but no guardian in the county whose court which at the time proceedings are first initiated would have jurisdiction to appoint a guardian of the estate

Section 306 Venue of Trust Estates When a Pennsylvania orphans court has jurisdiction of any trust testamentary or inter vivos, except as otherwise provided by law the venue for all purposes shall be in the county where at the time being is the situs of the trust The situs of the trust shall remain in the county of the court which first assumed jurisdiction of the trust unless and until such court shall order a change of situs under the provisions of this act

Section 307 Situs of Testamentary Trust The situs of a testamentary trust shall be in the county where letters were granted to the personal representative and in the absence of such letters then in a county where such letters could have been granted and if no such letters could have been granted then in a county in which any trustee resides or is located

Section 308 Situs of Inter Vivos Trust

(a) **When Provided For in Trust Instrument** If the trust instrument expressly provides for the situs of the inter vivos trust its situs shall be at the place within or without the Commonwealth which is in accord with such provision

(b) **Not Provided For in Trust Instrument** If the trust instrument does not expressly provide for the situs of the inter vivos trust its situs shall be

(1) **Resident Settlor** In the case of an inter vivos trust whose settlor is domiciled in the Commonwealth (1) in the settlor's lifetime either in the county of his principal residence or in the county in which any of the trustees

resides or is located and (ii) after the settlor's death either in the county in which letters have been granted to his personal representative or in a county in which letters could have been granted or in a county in which any trustee resides or is located

(2) **Nonresident Settlor** In the case of an inter vivos trust whose settlor (i) is not domiciled in the Commonwealth at the time when during his lifetime the first application is made to a court concerning the trust or (ii) was not domiciled in the Commonwealth at his death if the first application to a court concerning the trust was made thereafter in a county in which any trustee resides and if there is no such trustee then in a county where property of the trust is located

Section 309 Change of Situs Order of Court A court having jurisdiction of a testamentary or inter vivos trust on application of a trustee or of any party in interest after such notice to all parties in interest as it shall direct and aided if necessary by the report of a master and after such accounting and such provision to insure the proper payment of all taxes to the Commonwealth and any political subdivision thereof as the court shall require may direct notwithstanding any of the other provisions of this act that the situs of the trust shall be changed to any other place within or without the Commonwealth if the court shall find the change necessary or desirable for the proper administration of the trust Upon such change of situs becoming effective by the assumption of jurisdiction by another court the jurisdiction of the court as to the trust shall cease and thereupon the situs of the trust for all purposes shall be as directed by the court

Article IV

Judges

Section 401 Powers Any judge of an orphans' court learned in the law whether or not the court is separate and whether or not it consists of more than one judge may hear and determine all matters of which the court has jurisdiction His determination thereof shall be a final decree unless exceptions thereto are authorized by rule of court or the decree discloses that it is not intended as such

Section 402 Sitting in Other Courts Subject to regulation by the Supreme Court any judge of an orphans' court may hear and determine any matter in any court of record except an appellate court with Statewide jurisdiction on call by the president judge of the court in which he is to sit and any judge of a court of common pleas may hear and determine any matter in an orphans' court on call by its president judge A judge shall not be required to accept any such call

Section 403 Powers When the Court Is Not in Session Any judge of an orphans' court learned in the law shall have power whether or not the court is in session to administer ex parte business and to issue process

Section 404 When President Judge Unable to Act Whenever the president judge of an orphans' court is unable to act the judge next oldest in commission who is able to act shall have the powers of the president judge

Article V

Clerk Sheriff

A Clerk

Section 501 Duties The clerk shall have custody of the records and of the seal of the court shall faithfully perform under the direction of the court all the duties of his office and may appoint an assistant clerk or clerks but only with the consent and approval of the court He shall attest in the name of the president judge alone all process subpoenas certificates copies of records and other documents which shall be issued out of the court

Section 502 Dockets The clerk shall keep in the dockets provided for that purpose a record of all proceedings of the court Local rules may prescribe the recording of all or parts of instruments filed with the court or the clerk or may prescribe that any instrument be filed in

duplicate and that the duplicates be bound into volumes and preserved in lieu of recording or may prescribe that any instrument be copied by photographic or other mechanical process

Section 503 Bill of Costs Each orphans' court may establish a bill of costs to be charged for the services of the clerk not otherwise provided for by law

Section 504 Translation of Foreign Language Documents A writing not in English shall not be filed in the court or in the office of the clerk unless there is attached to it and filed with it a translation into English sworn to be correct. A writing filed in violation of this section shall not constitute notice to any person

Section 505 Advertisement of Accounts

(a) Requirement of Notice Contents of Notice The clerk shall give notice by advertisement of the time when accounts filed with him and with the register will be presented to the court for confirmation stating in the advertisement the names and capacities of the respective accountants

(b) Manner of Advertisement The notice shall be advertised at least once a week during the four weeks immediately preceding the time for presentation of the accounts to the court in the case of accounts filed with the register and at least once a week during the two weeks immediately preceding the time for presentation of the accounts to the court in the case of accounts filed with the clerk

(1) In the legal publication if any designated by rule of court for the publication of legal notices and

(2) In at least one newspaper of general circulation published within the county and if no such newspaper is published in that county then in one such newspaper published nearest to that county

(c) Cost of Advertisement The expense of the advertisement and of the proof thereof shall be charged to the estate or trust and allowed to the clerk who shall pay the publication costs to the newspapers upon delivery of the proofs of publication

Section 506 Money Paid Into Court The clerk shall have custody of all funds paid into court. Pending the distribution thereof the clerk may invest the funds but shall have no duty to do so. Any such investment except as the court shall otherwise direct shall be restricted to obligations of the United States or the United States Treasury or of the Commonwealth

B Sheriff

Section 511 Powers and Duties The sheriff shall serve process and execute orders directed to him pursuant to the provisions of this act

Section 512 Fees The fees and allowances of the sheriff shall be as provided by law or in the absence thereof as fixed by rule of court

Article VI

Masters Auditors Examiners Guardians Ad Litem and Trustees Ad Litem

Section 601 Appointment Purpose The court may appoint

(1) Masters A master to investigate any issue of fact and to report his findings of fact conclusions of law and recommendations to the court

(2) Auditors of Accounts of Fiduciaries Except in the circumstances prohibited by law an auditor to examine and audit an account and to determine distribution

(3) Auditors to State Accounts An auditor to state an account when a proper account cannot be obtained from a fiduciary or other person required to state an account

(4) Examiners of Assets By general rule or special order an examiner or examiners to make periodic or special examination of assets of estates or trusts and to require all persons in whose custody or control such assets may be held to present them for examination

(5) Guardians and Trustees Ad Litem On petition or on its own motion a guardian or a trustee ad litem to represent the interest not already represented by a fiduciary of (i) a person not si juris or (ii) an absentee or (iii)

a presumed decedent or (iv) an unborn or unascertained person

Section 602 Compensation Any person appointed by the court as master auditor examiner guardian ad litem or trustee ad litem shall be compensated by reasonable fees fixed by the court and paid from such source as the court shall direct

Section 603 Subpoenas Master auditors and examiners shall have the power to issue subpoenas with or without a clause of duces tecum to witnesses to appear before them when necessary for the performance of any of their duties. If any person who has been duly subpoenaed fails to obey the subpoena the master auditor or examiner issuing the subpoena may report the neglect or refusal to the court. The court upon receiving such report shall have power to issue an attachment in the same manner as is provided in the case of subpoenas issued by it

Section 604 Power to Administer Oaths Masters auditors and examiners shall have the power to administer oaths to parties and witnesses

Article VII

Procedure

A Institution of Proceedings and Original Process

Section 701 Petitions All applications to the court shall be by petition in the form prescribed by rules of the Supreme Court

Section 702 Accounts The court may decide or dispose of any question relating to the administration or distribution of an estate or trust and exercise any of its powers in respect thereof upon the filing of an account or in any other appropriate proceeding. The account may be a complete accounting of the estate or trust or of only the transactions which raise the question to be determined

Section 703 Writs of Habeas Corpus In any proceeding for the adoption of a minor or for the appointment of a guardian of his person the court may award a writ of habeas corpus

Section 704 Citation Jurisdiction of the person shall be obtained by citation to be awarded by the court upon application of any party in interest. The citation shall direct the party named therein to file a complete answer under oath to the averments of the petition on or before a day certain which shall be not less than ten days after the service thereof and to show cause as the decree of the court shall provide

Section 705 Service of Citation A citation to obtain jurisdiction of a person may be served by any adult person or by the sheriff of the county wherein the citation issued or by deputization of the sheriff of the county where the service may be had in any county of the Commonwealth in the same manner as a writ of summons in an action of assumpsit in the court of common pleas. When no other time is specifically fixed by the court the order awarding the citation shall be void unless the citation is issued within six months

Section 706 Proof of Service Proof of service shall be by affidavit of the person or the return of the sheriff making service and shall set forth the same information as a sheriff's return in an action of assumpsit

B Notice

Section 711 Manner of Service Proof Notice of any proceeding in the court may be given within or outside the Commonwealth by personal service by registered mail by publication or otherwise as the court shall direct by general rule or special order. Notice may be in the form of a citation served as provided in this section

C Action Upon Default of Respondent

Section 721 Power of Court Should the respondent fail to comply with the requirements of any citation or notice the court upon proof of service thereof shall have the power to make such order as may be just and necessary

D Summary Decree Injunction

Section 731 Decree Without Prior Hearing Attachment Sequestration The court without a prior hearing may allow the issuing of a writ of attachment of the person or a writ of sequestration or both against any one who the court is satisfied is about to leave the Commonwealth or conceals his whereabouts to the prejudice of the complainant or to an estate or trust within the jurisdiction of the court. On the return of the writ the court may proceed as on the return of a citation or make such order as it shall deem appropriate. An attachment or sequestration issued without a prior hearing may be dissolved at any time by the court upon the respondent's giving security to the satisfaction of the court for his appearance on a day certain to answer the petition and to abide the orders and decrees of the court in the premises.

Section 732 Injunctions The court may issue injunctions for the protection of property within its jurisdiction in the same manner as the court of common pleas of the same county.

E Witnesses Evidence Hearings Trials

Section 741 Subpoenas The court may issue subpoenas with or without a clause of duces tecum into any county of the Commonwealth to witnesses to appear before it or any master auditor or examiner appointed by it.

Section 742 Depositions and Discovery The court by general rule or special order may prescribe the practice relating to depositions discovery and the production of documents. To the extent not provided for by general rule or special order the practice relating to such matters shall conform to the practice in the local court of common pleas.

Section 743 Perpetuation of Testimony and Court Records The court by general rule or special order may prescribe the practice relating to the perpetuation of testimony and to the perpetuation of lost or destroyed court records. When proved such court records shall have the same legal effect as original records would have had. Notice of proceedings for the perpetuation of testimony and for the perpetuation of lost or destroyed court records shall be given in such manner as the court shall direct.

Section 744 Testimony in Proceedings Removed From Register On appeal from the register or in a proceeding removed from the register the court may find upon the testimony taken before the register that a substantial dispute of fact exists and require a jury to decide the issue of fact. In all other cases the court shall hear the testimony de novo unless all parties appearing in the proceeding agree that the case be heard on the testimony taken before the register. In any event the court may require witnesses already examined and other witnesses to appear before it.

Section 745 Jury Trial

(a) **Will Contest** When a substantial dispute of fact shall arise concerning the validity of a writing alleged to be testamentary any party in interest shall be entitled to a trial of this fact by a jury.

(b) **Title to Property** When a substantial dispute of fact shall arise concerning the decedent's title to property real or personal any party in interest shall be entitled to a trial of this fact by a jury.

(c) **Waiver of Right** A person entitled to a trial by jury may make demand in writing therefor prior to the hearing of the issues of fact. The right to trial by jury is waived if such a demand is not so made or if the person claiming the right fails to appear at the hearing or fails to object to trial by the court before the introduction of evidence is commenced.

(d) **When Not of Right** When there is no right to trial by jury or when the right is waived the court in its discretion may require a jury to decide any issue of fact and the verdict in such case shall have the same effect as though a trial by jury had been allowed as a matter of right to a party in interest.

Section 746 Trials in the Orphans' Court

(a) **Jury** Jury trials in any case begun before or cer-

tified or appealed to the orphans' court shall be tried in the orphans' court. The court shall draw a jury and preside at the trial of the issue and shall have all the powers of a judge in trials by jury in cases at law in the court of common pleas. The panel of jurors drawn for service in the common pleas court of the county in which the orphans' court is located shall be available for such service in the orphans' court when required and in counties where there is a separate orphan's court the orphans' court and the court of common pleas shall by appropriate rules provide for and regulate the manner in which the jurors shall be made available and sent to the orphans' court when required for the trial of issues therein.

(b) **Rules of Court** Unless and until the orphans' court otherwise directs, the appropriate rules of the common pleas court of the same county shall apply to jury trials of issues in the orphans' court, and matters relating to such trials shall be heard and disposed of by the orphans' court.

(c) **Effect of Verdict** The verdict of the jury in the orphans' court shall have the same effect as the verdict of a jury in a case at law in a court of common pleas.

F Enforcement of Orders and Decrees

Section 751 Methods of Enforcement Compliance with an order or decree of the court may be enforced by

- (1) attachment of the person
- (2) sequestration of real or personal property
- (3) execution on personal property
- (4) attachment execution or
- (5) execution on real estate

Section 752 Procedure on Attachment of the Person

(a) **Direction of Writs** A writ of attachment of the person shall be directed to and executed by the sheriff of the county in which the court is located or of any county where the person to be attached is located.

(b) **Discharge of Person Attached for Contempt** Any person attached for contempt may be discharged from custody by the court upon purging himself of contempt to the satisfaction of the court by whose order he was attached.

Section 753 Procedure on Sequestration of Real or Personal Property A writ of sequestration of real or personal property of an estate or trust or of the respondent to enforce an order or decree of the court in the administration of the estate or trust shall be allowed by the court as fully as in any court of equity and shall be directed to and executed by the sheriff of the county in which the court is located or of any county where property to be sequestered is located. The court by general rule or special order may prescribe the practice relating to sequestration of real and personal property. To the extent not provided for by general rule or special order the practice relating to sequestration shall conform to the practice in the local court of common pleas.

Section 754 Procedure on Execution on Personal Property Writs of execution on personal property shall be allowed by the court and directed to and executed by the sheriff of the proper county. The proceedings thereon shall be the same as on execution on personal property issued out of the court of common pleas of the same county.

Section 755 Procedure on Attachment Execution Writs of attachment execution shall be allowed by the court and directed to and executed by the sheriff of the proper county. The proceedings thereon shall be the same as attachment executions issued out of the court of common pleas of the same county.

Section 756 Procedure on Execution on Real Estate

(a) **Filing in Common Pleas** The prothonotary of any court of common pleas shall on demand of the fiduciary or of any party in interest file and docket a certified transcript or extract from the record showing that an orphans' court has adjudged an amount to be due by any person and such transcript or extract shall constitute a judgment against such person from the time of its filing with the same effect as if it had been obtained in an action in the court of common pleas. If the amount ad-

judged to be due shall be increased or decreased on appeal the prothonotary shall if the decree of the appellate court is certified to him change his records accordingly and if the appellate court has increased the amount the excess shall constitute a judgment from the time when the records are so changed

(b) Satisfaction and Discharge If the orphans' court shall order such person to be relieved from any such judgment the prothonotary shall on demand of any party in interest enter on his records a certified copy of such order which shall operate as a satisfaction of the judgment

(c) Executions Execution may be issued on the judgment out of the court of common pleas against the real estate of such respondent by any interested party for the recovery of so much as may be due to him in the same manner as upon a judgment rendered by the court of common pleas

G Costs

Section 761 Allowance and Allocation The allowance and allocation of costs incident to proceedings before the court or to the administration of estates or trusts within the jurisdiction of the court shall be as now or hereafter provided by law and in the absence thereof as fixed by the court by general rule or special order

H Appeals

Section 771 Right of Appeal Any party in interest who is aggrieved by a final order or decree of the orphans' court or a fiduciary whose estate or trust is so aggrieved may appeal therefrom to the proper appellate court An appeal in like manner may be taken from a decree of distribution of the orphans' court which is not final within the meaning of this section provided the orphans' court shall certify that the decree is sufficiently definite to determine the substantial issues between the parties

Section 772 Effect of Appeal No appeal from an order or decree of an orphans' court concerning the validity of a will or the right to administer shall suspend the powers or prejudice the acts of a personal representative acting thereunder The reversal or modification of any decree of an orphans' court in a proceeding in which the court has jurisdiction of the sale mortgage exchange or conveyance of real or personal estate shall not divest any estate or interest acquired thereunder by a person not a party to the appeal

Section 773 Disposition of Cases on Appeal The Supreme and Superior Courts of the Commonwealth shall in all cases of appeal from a decree of the orphans' court hear try and determine the same as to right and justice may belong and decree according to the equity thereof and may place or allocate the record costs including printing costs upon the party in interest who appeals or upon the estate or trust

Article VIII

Repealer

Section 801 (a) Specific Repeals The following acts and parts of acts and all amendments of each are hereby repealed as respectively indicated

(1) Section four of the act approved the eleventh day of April one thousand eight hundred forty-eight (P. L. 506) entitled "An act to establish a uniform line along the river Delaware in front of the incorporated districts of the Northern Liberties and Kensington in reference to county bridges changing the name of Andrew Jackson Glarfke to Andrew G Jackson to issuing subpoenas for witnesses by auditors exempting the real estate of the Pennsylvania society for promoting the abolition of slavery from taxation in reference to fees of constables in Schuylkill County in reference to the removal of the barn of Amos George in the township of Blockley county of Philadelphia and to change the name of Dallas township Lehigh county to Washington and relative to the commissioners of Kensington and Richmond in Philadelphia county" insofar as it applies to auditors appointed by orphans' courts

(2) Section six of the act approved the second day of April one thousand eight hundred sixty-eight (P. L. 3) entitled "An act to ascertain and appoint the fees to be received by the several officers of this Commonwealth" absolutely

(3) The act approved the twenty-seventh day of March one thousand eight hundred seventy-three (P. L. 49) entitled "An act to further provide for the enforcement of decrees in the orphans' court" absolutely

(4) The act approved the twenty-fifth day of May one thousand eight hundred seventy-eight (P. L. 156) entitled "An act to authorize the investment of money paid into court pendente lite" insofar as it applies to monies paid into the orphans' court

(5) The act approved the seventh day of June one thousand nine hundred seventeen (P. L. 363) entitled "An act relating to the organization jurisdiction and procedure of the orphans' courts the powers and duties of the judges thereof and appeals therefrom" absolutely except the part of the last paragraph of section nine thereof which was added by the act approved the second day of July one thousand nine hundred forty-one (P. L. 227) entitled "An act to further amend section nine of the act approved the seventh day of June one thousand nine hundred and seventeen (P. L. 363) entitled 'An act relating to the organization jurisdiction and procedure of the orphans' courts the powers and duties of the judges thereof and appeals therefrom' by imposing liability on executors administrators or trustees for real estate broker's commissions in certain cases" which is not repealed hereby

(6) Section twenty-four of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 447) entitled as amended "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein the survival of causes of action and suits thereupon by or against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" except insofar as it saves the jurisdiction of other courts in actions which were pending at the time of the approval of said act and subsections (b) (d) (g) and (i) of section forty-six and subsection (a) of section forty-seven thereof absolutely

(b) General Repeal All other acts and parts of acts inconsistent herewith are hereby repealed

(c) Saving Clause This act shall not repeal or modify any of the provisions of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 963) entitled "An act prescribing the fees to be received by the clerks of orphans' courts of counties of the fifth sixth seventh and eighth class" or its amendment

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando.	Goodling.	Maxwell.	Royer.
Andrews.	Graybill.	Mazza.	Rubin.
Banker.	Greenwood.	McConnell.	Sarraff.
Barkdoll.	Greer.	McCormack.	Sax.
Baumunk.	Guarnieri.	McCullough.	Scanlon.
Bear.	Gutendorf.	McDermitt.	Schmidt.
Beaver.	Guthrie.	McGee.	Schuster.
Beech.	Hagerty.	McInroy.	Scott.
Berkstreser.	Hall.	McKinney.	Seyler.
Blair.	Hamilton, R. K.	McMillen.	Shoemaker.
Bloom.	Hamilton, W. H.	McNally.	Shotwell.
Boles.	Harney.	Metz.	Smith.
Bolton.	Haudenschild.	Mihm.	Snider.
Bomberger.	Headlee.	Mikula.	Sollenberger.
Boorse.	Helm.	Miller, H. G.	Spencer.
Bower.	Hersch.	Miller, J. C.	Stank.
Brelsch.	Hewitt.	Mills.	Stimmel.
Breth.	Hocker.	Mintess.	Stoner.
Brown.	Hoggard.	Monroe.	Swartz.
Bucchin.	Hunter.	Moore, C. E.	Swope.
Byrne.	Jenkins.	Moore, H. A.	Tahl.
Cella.	Johnson.	Moran.	Taylor.
Clapper.	Jones, G. E.	Muldowney.	Thompson, E. F.
Clendening.	Jones, J. M.	Munley.	Thompson, R. L.
Cochran.	Jones, P. F.	Murray.	Toll.
Conway.	Jones, T. H. W.	Musto.	Tompkins.
Cooper.	Jump.	Najaka.	Toomey.
Corr.	Kamyk.	Naugle.	VanSant.
Costa.	Keller.	Needham.	Varallo.
Coyle.	Kent.	Olsen.	Varner.
Dalrymple.	Kline.	Penglase.	Verona.
Davis.	Kohl.	Peta.	Wachhaus.
Dennison.	Kolankiewicz.	Petrosky.	Wargo.
Dougherty.	Kornick.	Pettigrew.	Waterhouse.
Dowling.	Kratz.	Pfaff.	Watkins.
DuBois.	Kubacki.	Pichney.	Weldner.
Duffy.	Lafore.	Pitzer.	Welsh.
Dunn.	Lederer.	Polaski.	Wescott.
Erb.	Lelsey.	Polen.	Westrick.
Ewing.	Leonard, L.	Price, H. W. Jr.	Whalley.
Fenrich.	Leonard, W. C.	Price, R. A.	Wheeler.
Ferster.	Leven.	Readinger.	White.
Filip.	Light.	Reagan.	Williams.
Flo.	Limper.	Reese.	Wilt.
Firmstone.	Loftus.	Reidenbach.	Wood.
Flack.	Lopresti.	Reilly, J. M.	Yeakel.
Frost.	Lovett.	Rigby.	Yester.
Gaffney.	Lutty.	Riley, R. L.	Yetzer.
Geer.	Lyons.	Robertson.	Young.
Gibson.	Madden.	Rose.	Ziegler.
Gleason.	Madigan.	Rosen.	Sorg.
Good.	Markley.	Rovansek.	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the Report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPUBLICAN AND DEMOCRATIC CAUCUSES

The SPEAKER. The Chair announces that immediately upon the call of a recess, there will be a Republican Caucus in the New Caucus Room and a Democratic Caucus in the old House Caucus Room. The Chair would request that the Members proceed promptly to their respective caucuses and return immediately after the adjournment thereof.

RECESS

The SPEAKER. If there is no objection, the Chair will declare a recess for one hour. The Chair hears none, and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Herbert P. Sorg) in the Chair.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. WOOD asked and obtained permission for the Committee on Appropriations to meet during the session of the House.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1027, entitled:

An Act to amend subsection (b) of Section 4 of the act approved the twenty-third day of May one thousand nine hundred forty-five (P. L. 903) entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities" limiting rights to involuntary retirement and providing for the reinstatement of certain persons to the pension rolls of certain cities.

And said bill having been read at length the first time. Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 54, entitled:

An Act to provide for an additional law judge of the court of common pleas in the seventh judicial district.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 791, entitled:

An Act to amend Article X of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by fixing the annual salaries and increments of certain members of the professional staff of the Department of Public Instruction; conferring certain powers and imposing certain duties upon the State Council of Education with respect to salaries and qualifications of certain members of such staff and repealing inconsistent acts.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. STIMMEL. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 976, entitled:

An Act to amend Section 1 of the act, approved the twentieth day of May, one thousand nine hundred forty-nine (P. L. 1489), entitled "An act providing for a two-platoon system for firemen employed and paid by cities of the second class A and fixing the maximum hours of service in any one day or week for such platoons, with certain exceptions," by further prescribing the maximum hours of service for such employes in any one week.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1185, entitled,

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by authorizing school directors in districts of the third class to elect an associate superintendent in lieu of a district superintendent, prescribing his powers and duties and fixing his compensation.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1326, entitled,

An Act to further amend the act approved the nineteenth day of March one thousand nine hundred nine (P. L. 46) entitled "An act to regulate the practice of osteopathy in the State of Pennsylvania to provide for the establishment of a State Board of Osteopathic Examiners to define the powers and duties of said Board of Osteopathic Examiners to provide for the examining and licensing of osteopaths in this State and to provide penalties for the violation of this act" by providing for the licensing without examination of persons licensed by the province of the Dominion of Canada in certain cases.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1513, entitled:

An Act to amend Section 412 of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1242) entitled "An act relating to roads streets highways and bridges amending revising consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto" by defining the estate of substitute rights of way for public service companies and requiring conveyance thereof

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1555, entitled:

An Act prohibiting the placement or acceptance for placement with any advertising media of advertisements for acquaintanceship with others stating or indicating the purpose or likely result of matrimony prohibiting the commercial conduct of matrimonial agencies and services and prescribing penalties.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1562, entitled:

An Act to amend sections one and two of the act approved the twenty-third day of May one thousand nine hundred forty-five (P. L. 926) entitled "An act for the protection of the public health by regulating the conduct and operation of public eating and drinking places within this Commonwealth requiring their licensing imposing certain duties on the Department of Health of this Commonwealth and on the local health authorities and providing penalties" by providing for the licensing of public eating or drinking places by county departments of health or joint-county departments of health in certain political subdivisions.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1566, entitled:

An Act to further amend subsection C of Section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled "An act empowering cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court" by authorizing financially handicapped and distressed school districts to levy additional taxes with certain limitations

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1567, entitled:

An Act to amend Section 672 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "Public School Code of 1949" by authorizing financially handicapped or distressed school districts to levy additional taxes with certain limitations

The first section was read.

On the question,

Will the House agree to the section?

Mr. WOOD offered the following amendment:

Amend Sec. 1, page 2, line 1, by striking out the letter "(c)" and inserting in lieu thereof: "(b)"

Amend Sec. 1, page 2, line 3, by striking out the words

"Public School Code of 1949" and inserting in lieu thereof: "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," as amended by the act approved the ninth day of May, one thousand nine hundred forty-nine (P. L. 1017), and the act approved the twenty-third day of May, one thousand nine hundred forty-nine (P. L. 1733)

Amend Sec. 1, page 2, line 3, by inserting after the word "hereby" the following: "further"

Amend Sec. 1, page 2, lines 3 and 4, by striking out the words "by adding at the end thereof a new clause" and inserting in lieu thereof: "to read"

Amend Sec. 1, (Sec. 672), page 2, line 5, by inserting after the figure "672" the following: "Tax Levy; Limitations"

Amend Sec. 1, (Sec. 672), page 2, line 6, by striking out the asterisks and inserting in lieu thereof:

"Boards of school directors of school districts of the second, third and fourth classes are hereby authorized and directed to levy annually, a tax on each dollar of the total assessment of all property assessed and certified for taxation therein, (1) To pay the minimum salaries and increments of the teaching and supervisory staff provided for herein, and (2) To pay rentals due the State Public School Building Authority. Neither of said taxes shall be invalidated or affected by reason of the fact that it may increase the total annual school tax levy of any school district beyond the millage fixed or limited by this section: Provided, That in districts of the fourth class, the tax herein authorized to pay minimum salaries and increments, together with all other school taxes, except taxes to pay rentals due the State Public School Building Authority, levied in the district, shall not exceed thirty-five (35) mills on each dollar of the assessed valuation thereof, and the tax to pay rentals due the State Public School Building Authority, together with the maximum rate permitted by this section for purposes other than to pay minimum salaries and increments, shall not exceed thirty-five (35) mills on each dollar of the assessed valuation thereof, and in cases of emergency, with the approval of the Superintendent of Public Instruction, an additional five (5) mills to provide for obligations due the State Public School Building Authority under a contract previously entered into.

Amend Sec. 1, (Sec. 672), page 2, line 7, by striking out the words "Provided further That in" and inserting in lieu thereof: "In"

Amend Sec. 1, (Sec. 672), page 2, lines 7 to 14, both inclusive, by underscoring the word "financially handicapped or distressed" in line 7, and all of lines 8 to 14.

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. WOOD offered the following amendments:

Amend title, page 1, first line of title, by inserting after the word "amend" the following: subsection (b) of

Amend title, page 1, third line of title, by striking out the word "Public School Code of 1949" and inserting in lieu thereof: "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto,"

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1574, entitled:

An Act to further amend the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An Act relating to cities of the third class and amending revising and consolidating the law relating thereto" by changing certain provisions relating to contracts recreation places highways expense accounts of delegates to conventions and payments by the city into police and firemens pension funds

The first section was read.

On the question,

Will the House agree to the section?

Mr. DALRYMPLE offered the following amendments:

Amend Sec. 1, page 2, line 2, by inserting after the figure "2939" the following "and"

Amend Sec. 1, page 2, line 2, by striking out the figures and word "4305 and 4324"

Amend bill, page 6, lines 3 to 15, inclusive, by striking out all of said lines.

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. DALRYMPLE offered the following amendments:

Amend Title, page 1, next to last line of title, by inserting after the part word "ways" the following "and"

Amend Title, page 1, next to last line and last line, by striking out "and payments by the city into police and firemens pension funds"

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1578, entitled: :

An Act to further amend Section 4 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1019) entitled 'An act relating to statutory laws prescribing an enacting clause for statutes fixing the effective date and time of statutes hereafter enacted providing for notice of application for local and special legislation for the correction of errors in statutes and for the printing and publication of statutes prescribing rules for the interpretation of statutes defining certain words and phrases when used in statutes and prescribing rules for the construction and operation of amendments reenactments and repeals of statutes' by changing the effective date of laws in certain cases

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1590, entitled:

An Act to further amend the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "A supplement to the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended "An Act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation

providing procedure for the determination of liability and compensation thereunder and prescribing penalties' as reenacted and amended providing for the payment of compensation to volunteer firemen or their dependents" by amplifying the provisions thereof as to persons entitled to such benefits

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 5, entitled:

An Act to amend the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 512) entitled "An act relating to the administration and distribution of decedents' estates trust estates minors' estates and absentees' estates both as to real and personal property and the procedure relating thereto including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases the appointment bond removal and discharge of fiduciaries of such estates their powers duties and liabilities the rights of persons dealing with such fiduciaries and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees and containing provisions concerning guardians of the person of minors the powers duties and liabilities of sureties and of foreign fiduciaries the abatement survival and control of actions and rights of action and the presumption of death and also generally dealing with the jurisdiction powers and procedure of the orphans' court and of the register of wills in all matters relating to fiduciaries" redefining certain words providing the manner in which oaths of fiduciaries may be taken prescribing the advertisement of grant of letters clarifying the time in which accounts must be filed and the circumstances under which distribution can be made without liability to claimants who have not given notice of their claims and further defining the powers of foreign fiduciaries.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 172, entitled:

An Act to amend the act approved the fourth day of June one thousand nine hundred forty-five (P. L. 1388) entitled "An act relating to the practice procedure regulations and adjudications of departments departmental administrative boards and commissions independent administrative boards and commissions officers and other administrative agencies of this Commonwealth and judicial review thereof and preserving equitable jurisdiction in certain cases" by redefining "regulation" changing provisions governing promulgation of regulations imposing duties on the Department of State requiring all appeals to be taken to the Supreme Court and enumerating the agencies affected and the extent to which they are affected.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 194, entitled:

An Act to further amend clause (k) of subsection (a) of Section 722 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905)

entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by including combinations of certain organizations within exemptions from fees

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 211, entitled:

A Joint Resolution proposing an amendment to section one article fourteen of the Constitution of the Commonwealth of Pennsylvania permitting county treasurers to hold successive terms

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 236, entitled:

An Act to further amend subsection (a) of Section 722 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by including Philippine Pacific War Veterans Navy Club of the United States and the United States Army Ambulance Corps among the organizations exempt from payment of registration fees of vehicles used by such organizations.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 303, entitled:

An Act relating to the apportionment of estate taxes and providing procedure for enforcement of contribution or exoneration

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

BILLS PASSED OVER

There being no objection

Senate Bill No. 397, Printer's No. 199 and

Senate Bill No. 508, Printer's No. 219

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 525, entitled:

An Act to further amend Section 2 of the act approved the twenty-fifth day of June one thousand eight hundred ninety-five (P. L. 275) entitled "An act dividing the cities of this State into three classes with respect to their population and designating the mode of ascertaining and changing the classification thereof in accordance therewith" by providing for the regression in classification of cities upon their decrease in population

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 591, entitled:

An Act to amend subsection (e) of Section 2 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 626) entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class creating and prescribing the powers and duties of a Board of Property Assessment Appeals and Review imposing duties on certain county and city officers abolishing the board for the assessment and revision of taxes in such counties and prescribing penalties" by permitting members and employes of the board to hold other offices or positions or engage in certain businesses

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILLS PASSED OVER

There being no objection

Senate Bill No. 653, Printer's No. 407

Senate Bill No. 654, Printer's No. 499

Senate Bill No. 655, Printer's No. 378 and

Senate Bill No. 656, Printer's No. 405

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 684, entitled:

An Act to further amend Section 7 of the act approved the eleventh day of May one thousand nine hundred twenty-five (P. L. 561) entitled "An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors providing for the organizations of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating said commission upon said counties and requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employes and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employes requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violation hereof" by further regulating the selection of jurors in counties of the second class.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 686, entitled:

An Act providing that evidence obtained through illegal search and seizure shall not be admissible in the trial of any person in any criminal prosecution

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 715, entitled:

An Act to further amend Section 1 of the act approved the third day of May one thousand nine hundred fifteen (P. L. 226) entitled "An act to establish and regulate the fees to be received and charged by the prothonotary of the courts of common pleas of this Commonwealth in counties having over eight hundred thousand and less than one million five hundred thousand inhabitants according to the last preceding United States census" by changing and further fixing the fees to be charged by the prothonotary

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 752, entitled:

An Act to further amend the act approved the twenty-sixth day of June one thousand nine hundred thirty-one (P. L. 1379) entitled "An act creating in counties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors a solicitor engineers and clerks providing for their compensation payable by such counties abolishing the office of

ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities" by further regulating the assessment and valuation of property for local taxation purposes further defining the duties of subordinate assessors and the board changing the time for the preparation and inspection of the assessment roll and duplicate assessment roll notice of appeal and hearings on appeals prescribing duties of and fees to be collected by municipal officers who issue building permits imposing duties on taxables making improvements on land and grantees off land and prescribing penalties

The first section was read and agreed to.

The second section was read.

On the question,

Will the House agree to the section?

Mr. BOORSE offered the following amendments:

Amend Sec. 2, page 4, line 8, by inserting after the figure "7" the following "and"

Amend Sec. 2, page 4, line 8, by striking out "and 9"

Amend Sec. 2, (Sec. 6), page 5, lines 14 to 19, by underscoring the words in all of said lines.

They were agreed to.

The section was agreed to as amended.

Mr. BOORSE offered the following amendments:

Amend Sec. 2, (Sec. 6), page 6, lines 1 to 12 inclusive by underscoring the words in all of said lines.

Amend Bill, page 11, by inserting between lines 17 and 18 the following section "Section 3. Section 9 of said act is hereby amended to read as follows:"

It was agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the House agree to the section?

Mr. BOORSE offered the following amendment:

Amend Sec. 3, page 12, line 17, by striking out the figure "3" and inserting in lieu thereof "4".

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Mr. KENT. Mr. Speaker, I call up on page 5 of today's calendar, bills on second reading, House Bill 1480.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1480, entitled:

An Act to further amend the act approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and provisions with respect to eligibility for benefits and the amount thereof, by conferring upon the department the administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special

funds in the custody of the State Treasurer; and prescribing penalties," by defining and re-defining certain terms; by further providing for the submission of reports by the department to the Governor concerning the administration and operation of the act, by providing for the selection of certain personnel on a civil service basis, by providing for the disposition of obsolete files and records, for reciprocal arrangements with foreign governments, for the modification of the manner in which contribution rates are determined for modification of the manner in which reports are filed and contributions paid for modification of the provisions with respect to eligibility for benefits and the amount thereof by conferring upon the department the right of appeal by eliminating appeal filing fees and by making further provisions for the prosecution of fraud and for recoupment of benefit payments

The first section was read.

On the question,

Will the House agree to the section?

Mr. LOPRESTI offered the following amendments:

Amend Sec. 1 (Sec. 4), page 4, line 9, by inserting brackets before the word "of" and after the word "work" and inserting immediately thereafter the following: "during which there are four or more days (i) during which he performs no services for which remuneration is paid or payable to him and (ii) with respect to which no remuneration is paid or payable to him."

Amend Sec. 1, (Sec. 4), page 4, line 11 by inserting after the word "rate" the following: "plus seven dollars."

Amend Sec. 1, (Sec. 4), page 5, line 7, by inserting after the word "amount" the following: "plus seven dollars."

On the question,

Will the House agree to the amendments?

Mr. KENT. Mr. Speaker, I would like to interrogate the gentleman from Cambria, Mr. Lopresti.

The SPEAKER. Will the gentleman from Cambria, Mr. Lopresti, permit himself to be interrogated?

Mr. LOPRESTI. I shall, Mr. Speaker.

Mr. KENT. Mr. Speaker, I would like to ask the gentleman to explain the amendments which he has just offered to House Bill 1480.

The SPEAKER. The Chair would inquire if there are objections to the consideration of the amendments as a unit. The Chair notes that there are amendments to Section 1 and Section 15. Does the gentleman desire an explanation of amendments to both sections?

Mr. KENT. Yes, Mr. Speaker.

The SPEAKER. The gentleman will proceed.

Mr. LOPRESTI. Mr. Speaker, the amendments offered are offered by request and are commonly called "day base" amendments.

These amendments do the following thing: In order to qualify to receive benefits, where a man has worked part of a full week, he must earn an amount less than his weekly benefit rate plus \$7. If he has earned less than his weekly benefit rate plus \$7 and has worked under the following schedule, he receives the following proportionate amount of his weekly base pay. If he has worked only one day and after that one day he has earned less than the weekly benefit rate plus \$7, he receives an amount equal to three-quarters of his weekly benefit check. If he has worked two days and has earned less than the weekly benefit rate plus \$7 he receives a check in the amount of one-half of his benefit rate. If he has worked three days and still qualifies, he receives a check

for one-fourth the amount. Substantially that is the purpose of these amendments.

In addition to this, I think one of the other amendments deals with the pension. The bill as it stands now provides that pension payments, where the employer has contributed to that particular amount, are deducted.

Mr. KENT. Mr. Speaker, do I understand then that the employe who is eligible for the maximum weekly benefit rate \$28 under the bill, if he were to receive less than \$35 in any employment during the week, and worked less than four days, that he would be eligible for compensation under the amendment?

Mr. LOPRESTI. Mr. Speaker, if he qualifies, yes. And the qualification, of course, is the weekly benefit rate plus \$7. Then the benefit that he would get would depend on the number of days that he has worked according to the schedule.

Mr. KENT. Mr. Speaker, as I understand the gentleman, if a person earned less than \$35 in two days he would be eligible for compensation in the amount of \$14.

Mr. LOPRESTI. Mr. Speaker, that is the amount; that is correct.

Mr. KENT. Mr. Speaker, is the gentleman aware of or familiar with the fact that there are compensation benefits for employes in Pennsylvania under our present law for partial unemployment?

Mr. LOPRESTI. Mr. Speaker, I am.

Mr. KENT. Then, Mr. Speaker, may I ask the gentleman what is the purpose of the amendments which he has presented.

Mr. LOPRESTI. Mr. Speaker, the purpose of the amendments is to change the manner in which the amount to be paid is determined.

Many of the employes and their representatives who are affected by the present bill would like to see the manner of computing the amount, or arriving at the amount of benefits be changed in accordance with the amendments offered, and that is the reason that I am offering them; not that I would benefit in any way because I am not employed.

Mr. KENT. Mr. Speaker, I would like to further interrogate the gentleman and ask him if all the employes, all the wage earners in Pennsylvania would be benefited more under the day base plan as introduced or as included in the amendment over and above what they receive now under the present system?

Mr. LOPRESTI. Mr. Speaker, to that question I do not know the answer; but I do know that the representatives of the labor organizations who I presume represent their men upon the proper mandate, are agreed that this would be to their benefit.

Mr. KENT. Mr. Speaker, may I further interrogate the gentleman and ask him if he can give me any idea as to what portion of the wage earners of Pennsylvania would be benefited more under this amendment than they are under the present system, as set forth in 1480?

Mr. LOPRESTI. Mr. Speaker, they would not be deprived of any benefits which they would receive now or under the existing law. In some instances, under the new, they would receive increased benefits. So, inasmuch as no one is deprived of any of their present benefits, it can do no particular harm to any segment of labor.

Mr. KENT. Mr. Speaker, do I understand the gentleman

then that there are no wage earners in Pennsylvania who would be deprived of any of the benefits which they now receive under our present law? They would not be deprived of those benefits under the day base plan as contained in the amendment?

Mr. LOPRESTI. Mr. Speaker, I could not see how.

Mr. KENT. Mr. Speaker, I rise to oppose as strenuously as I can the amendments which have been offered to House Bill 1480, for several reasons.

In the first place, inaugurating what is known as the day base system in Pennsylvania—which is a system that bases unemployment compensation on the loss of days, rather than the system which we have in Pennsylvania, and which all other States have with the exception of New York—introduces a new theory, a new principle, a new philosophy, if you like, in the field of unemployment compensation. To me it goes far afield from the original intent that was contained in the original basic unemployment laws passed in Pennsylvania. Certainly it is a further step in social legislation, which I am not prepared to accept at this time.

I would like to point out that in the policy as stated in the preamble of the basic unemployment act, it is stated there that the purpose of the law is to set up a reserve whereby persons who become unemployed by no fault of their own can have some relief and some compensation for the loss of wages which they experience because of their unemployment and to tide them over and serve them as more or less of a buffer until they can secure other employment. As I say, this is an innovation, on the original theory, policy or philosophy of that bit of social legislation.

The other reason that I object to it, and it is a very obvious reason, one which I am sure all the Members will recognize in a few minutes when I point out to them a few figures.

The real reason is that under a day base plan and under a system as contained in the amendments which are before us now, a great percentage, and I say a vast majority, of the wage earners in Pennsylvania will not be benefited by this day base plan, but in fact, their benefits will be greatly decreased as compared to what they receive and will receive under our present system as contained in 1480.

I say that the day base plan is contained in this amendment is designed to benefit a comparatively small group of high wage earners whose work is not steady and is intermittent. There is no question that they will benefit a great deal from this type of thing to the detriment of many, many more smaller wage earners.

I recall in 1949, during the 1949 session, if the Members will indulge me for a moment, when this same question came before this House in a bill which was passed during that session which had to do with the employer's contribution raise. At that time the general idea, at least my idea—and I am sure that I share it with many other Members both here in this House and in the Senate—was we were not adequately equipped or did not have sufficient information at hand to know just what the day base plan was; what its effect would be on the employer, the employee or the unemployment compensation fund. As a result of that a study was made by the Joint State Government Commission on the subject of benefits for partial unemployment.

It was during that study at which time I served on the sub-committee that, at least, it first came to my knowledge that our present system, which is based on loss of wages, benefited a great many more wage earners in Pennsylvania than would be benefitted by the day base plan.

After an analysis with that thought in mind, that situation still prevails. I would like to give the Members of this House the benefit of an analysis which has been made, which is accurate, which has been worked out according to the tables and the unemployment compensation law as it is presently under House Bill 1480 as compared with the benefits which would be derived under this day base plan.

To begin with I would like to point out that on the best information I can obtain, the average weekly wage of the wage earner in Pennsylvania today, a very generous estimate, would be \$60 a week for a five day week, or \$12 a day. I say that is generous because I actually believe, and my personal opinion is that it is considerably less than that. I only take that for the purposes of illustration as a generous estimate of the average wage. As I say that amounts to \$12 a day.

Also according to the best figures and the best information that I can derive from the experts, included in that group, and this is a conservative estimate, approximately sixty-two and a half percent of the wage earners of Pennsylvania, or approximately two-thirds of the wage earners are within the group of \$60 a week or \$12 a day. Now with that in mind I would like to point out this most significant fact.

Under our present system of benefits for partial unemployment in Pennsylvania which is based on loss of wages a person who earns less than \$12 a day and works one day a week would receive \$22 a week in unemployment compensation benefits. Whereas the very same individual under the day base plan as submitted and contained in this amendment would receive \$21. Now understand that if you please, every person who earns less than \$12 per day, take it all the way down to the minimum if you care of earning \$2.77 a day, the benefits for those persons under our present law would range from a top of \$22 a week in benefits to \$10 a week for the lowest one that I mentioned who earned \$2.77. The range if you please under the day base plan for that same group of employees of wage earners under the day base plan would be from \$21 down to a minimum of \$7.50 to that lowest person who earned \$2.77. So the very minimum is even greater than he would receive under the day base plan.

When the statement is made that all of the wage earners in Pennsylvania will be benefited by a day base plan as contained in this amendment the facts and the truth do not bear out that statement. The facts are simply contrary and as I have said before the benefits will lie to the high bracketed wage earner, the men in the high clover if you wish, and he certainly is not the man who we, as representatives of all the wage earners and of all of the people of this Commonwealth, should be concerned about to the detriment of the much larger group in his same field.

For this reason I say, Mr. Speaker, that this is a vicious amendment to the unemployment compensation laws of Pennsylvania. I think that every Member in this House

including minority Members as well as majority members can accept 1480 the way it is right now in its original form and feel safe in his conscience and in his heart that he has done something very valuable to the wage earners of Pennsylvania.

He can go further than that. He can feel secure in his conscience and also in his heart that if he votes against the day base plan that he is helping and benefiting a vast majority of the wage earners in Pennsylvania as against a comparatively small group of high bracketed wage earners in Pennsylvania.

An other significant fact that I would like to point out, Mr. Speaker, is that under this amendment a person can earn less than \$35. In other words he can earn \$34.99 in two days and he could then collect half a week's check or \$14. But if a person is fully unemployed and has no work at all than he can only collect in benefits the maximum of \$28.

I would like to ask, Mr. Speaker, whether that seems like a fair proposition and a fair distinction to make in any type of legislation.

I would like to say in conclusion that if the Members of this House want to do a real job for the wage earners in Pennsylvania, not only today but one that I am certain will probably be appreciated much more in the future, they will certainly vote against the amendments as offered by the gentleman from Cambria.

Mr. LOPRESTI. Mr. Speaker, I desire to interrogate the gentleman from Crawford, Mr. Kent.

The SPEAKER. Will the gentleman from Crawford Mr. Kent, permit himself to be interrogated?

Mr. KENT. I shall, Mr. Speaker.

Mr. LOPRESTI. Is the gentleman from Crawford Mr. Kent, familiar with the Railroad Unemployment Compensation Act, a Federal act?

Mr. KENT. No Mr. Speaker, I am not.

Mr. LOPRESTI. Does the gentleman know that the day base has been used under that Act for 1,500,000 railroad employes since 1944?

Mr. KENT. Mr. Speaker, I do not know that as a fact although I believe at one time or another it was called to my attention.

Mr. LOPRESTI. Mr. Speaker, so there is some place where we could receive information on how the Act would work on the day base plan? At least we have some experience with it.

Mr. KENT. Well who does the gentleman mean by "we"?

Mr. LOPRESTI. Well, Mr. Speaker, as a nation, under the Railroad Unemployment Compensation Act affecting 1,500,000 people, this sort of a plan has been used since 1944. Would not that be a basis for some experience?

Mr. KENT. I presume it would be, Mr. Speaker.

Mr. LOPRESTI. That is all, Mr. Speaker.

Mr. Speaker, among the Apostles there was a Judas, but there was only one.

I am confronted today with the proposition where each and every one of the major labor organizations operating in the state of Pennsylvania, namely, the Railroad Brotherhood, the American Federation of Labor, the CIO, and United Mine Workers are all backing and sponsoring these particular amendments.

If we are to believe that these amendments are a

detriment to the employes then we can arrive at only one conclusion and that is that each of these organizations in their own turn are a Judas to labor and the working man.

I do not believe that statement and therefore I urge the Members to support these amendments as being the amendments which the labor people themselves would like to have in the bill.

Mr. LOVETT. Mr. Speaker, in the debate by my friend Mr. Kent on the other side of the house he made some statements in regard to the lower brackets being deprived under the day base plan.

In my mind and I think in the minds of the Members here he did not make a very clear cut case. We did not say that all the people would be benefited by the day base plan. We said that those now under the act receiving less than \$18 a day would not be deprived of the benefits that they are now receiving, and I think that we should stand on that.

Mr. KENT. Mr. Speaker, I will have to disagree with the gentleman from Westmoreland because I made it a specific point to repeat a question of the gentleman from Cambria: If all of the wage earners, in his opinion, in Pennsylvania would be benefited by the day base plan as contained in the amendment.

I think the illustration was clear enough to the Members of the House to show just who will be benefited, who will not be benefited in the percentages of the employee group or wage earning group that will receive the benefit and those who will receive nothing but detriment.

There is one other point that was raised that I would like to make very clear, and that is in spite of the fact that the labor organizations, which were mentioned by the gentleman from Cambria, were in favor of the day base plan, there is nothing in my intention or my desire to hurt or take anything away from the wage earning group or the labor group in Pennsylvania.

I think the Republican organization not only now is attempting to benefit that group and not harm them but they did that very thing in 1949 when they strenuously opposed the day base plan which at that time, as offered, would have completely excluded a great number of the small wage earners in Pennsylvania from any benefits which they ordinarily would have received.

I want to say again that I think every Member in this House can do a real job for the wage earner and for the laboring group in Pennsylvania, and do a much greater job by defeating these amendments and passing 1480 as it stands.

Mr. TOLL. I would like to interrogate the gentleman from Crawford, Mr. Kent.

The SPEAKER. Will the gentleman from Crawford Mr. Kent permit himself to be interrogated?

Mr. KENT. I shall, Mr. Speaker.

Mr. TOLL. Mr. Speaker, in any industry of some size would it not be possible for the employers to employ their people on a basis of three days a week where the pay is not more than \$35 without paying them anything under this law for the remaining two days?

Mr. KENT. Mr. Speaker, I do not quite understand the question. Would the gentleman repeat it?

Mr. TOLL. The question is, where an industry employs people for not more than three days a week and

the pay is \$35 do these people receive anything under 1480?

Mr. KENT. No.

Mr. TOLL. Therefore if any large industry decided to employ their men on a basis of not more than three days a week, and they earn \$35, they get nothing under the present bill?

Mr. KENT. Under the present system, if they earn more than their weekly benefit rate plus an incentive feature of \$5 then they are not eligible under the present law. I would like to elaborate that they would get nothing under the day base either.

Mr. TOLL. Mr. Speaker, is it not true that under the day base plan where an employer keeps his men working three days a week and they earn less than \$35 they would get \$14?

Mr. KENT. Mr. Speaker, if they work three days a week and earn less than \$35 they would be eligible to \$7.

Mr. TOLL. But they would be eligible for benefits whereas under the bill without the amendments they would get nothing, is not that correct, Mr. Speaker?

Mr. KENT. That is correct, yes.

Mr. TOLL. Therefore any large industry in the State is benefiting by the laws that now exist, is not that correct, where they are able to plan three days a week for their men.

Mr. KENT. Well I could not answer that Mr. Speaker, because I do not know what their wages are.

Mr. TOLL. Assuming that the wage is \$35.

Mr. KENT. For three days work?

Mr. TOLL. For three days. They are able to keep the men working three days a week and limit them to that amount under the present law and under the laws provided in 1480 without the amendments, is not that true?

Mr. KENT. That is right. They would not receive anything under the amendments either.

Mr. TOLL. Now under the amendments and the day base plan if they earn less than \$35 they would get paid under the benefits as provided by the day base plan.

Mr. KENT. That is right and they would receive benefits under the present plan if what they did receive during those three days was less than their benefit rate less the incentive of \$5.

Mr. TOLL. Is it not true that the amendments, Mr. Speaker, eliminate the possibility of the employers in any industry from limiting their employes to the amount which they can earn and the figure mentioned on the three day basis, and which could be carried over a large period of time.

Mr. KENT. Mr. Speaker, I would say the exact opposite would be true. The incentive of the employer would be to employ him for four days for possibly a couple hours a day and pay him \$2 and then he would not be eligible under the day base plan at all.

Mr. TOLL. Mr. Speaker, is it not true that the day base plan eliminates any possible arrangements made by an industry where the employers could keep their people working three days without the benefits?

Mr. KENT. Absolutely not, Mr. Speaker.

On the question recurring,

Will the House agree to the amendments.

The yeas and nays were required by Mr. Lovett and Mr. Petrosky and were as follows:

A verification of the roll was requested by Messrs. Lovett, Petrosky and Westrick.

The roll was verified and was as follows:

YEAS—82

Andrews,	Hamilton, R. K.,	McGee,	Ross,
Beaver,	Headlee,	Mihm,	Rovansek,
Berkstrosser,	Hunter,	Mikula,	Scanlon,
Blair,	Jenkins,	Miller, J. C.,	Schmidt,
Breisch,	Jones, G. E.,	Mills,	Schuster,
Breth,	Jones, J. M.,	Monroe,	Scott,
Bucchin,	Jump,	Moran,	Seyler,
Byrne,	Kamyk,	Muldowney,	Shoemaker,
Conway,	Kohl,	Munley,	Snider,
Coyle,	Kornick,	Musto,	Swope,
Dalrymple,	Kubacki,	Najaka,	Taylor,
Dougherty,	Lederer,	Pengase,	Toll,
Duffy,	Leonard, L.,	Peta,	Varallo,
Dunn,	Leven,	Petrosky,	Wachhaus,
Erb,	Limper,	Pfaff,	Wargo,
Filip,	Lopresti,	Polaski,	Welsh,
Filo,	Lovett,	Polen,	Westrick,
Gaffney,	Lutty,	Readinger,	Wheeler,
Guarnieri,	Maxwell,	Reese,	Yester,
Gutendorf,	Mazza,	Reidenbach,	Yetzer,
Hagerty,	McDermitt,		

NAYS—100

Banker,	Gibson,	Madigan,	Sax,
Barkdoll,	Gleason,	Markley,	Shotwell,
Baumunk,	Goodling,	McConnell,	Smith,
Bea,	Graybill,	McCormack,	Sollenberger,
Beech,	Greenwood,	McCullough,	Spencer,
Bloom,	Greer,	McInroy,	Stimmel,
Bolton,	Guthrie,	McKinney,	Stoner,
Bomberger,	Hall,	McMillen,	Tahl,
Boorse,	Hamilton, W. H.,	Metz,	Thompson, E. F.,
Bower,	Haudensfield,	Miller, H. G.,	Tompkins,
Brown,	Helm,	Mintess,	Toomey,
Cella,	Hewitt,	Moore, C. E.,	VanSant,
Clapper,	Hocker,	Moore, H. A.,	Varnier,
Clendenning,	Johnson,	Murray,	Waterhouse,
Costa,	Jones, T. H. W.,	Naugle,	Watkins,
Davis,	Keller,	Pichney,	Weidner,
Dennison,	Kent,	Pitzer,	Wescott,
Dowling,	Kline,	Price, H. W. Jr.,	Whalley,
DuBois,	Kratz,	Reagan,	White,
Ewing,	Lafore,	Reilly, J. M.,	Wilk,
Ferster,	Lelsey,	Rigby,	Wood,
Firmstone,	Leonard, W. C.,	Riley, R. L.,	Yeakel,
Flack,	Light,	Robertson,	Young,
Frost,	Lyons,	Royer,	Ziegler,
Geer,	Madden,	Rubin,	Sorg,

Speaker

NOT VOTING—25

Amarando,	Good,	Loftus,	Rosen,
Boles,	Harney,	McNally,	Sarra,
Cochran,	Hersch,	Needham,	Stank,
Cooper,	Hoggard,	Olsen,	Swartz,
Corr,	Jones, P. F.,	Pettigrew,	Thompson, R. L.,
Fenrich,	Koiankiewicz,	Price, R. A.,	Verona,
			Williams,

So the question was determined in the negative and the amendments were not agreed to.

The SPEAKER. If there is no objection, the Chair will receive amendments from the gentleman from Crawford, Mr. Kent, to Section 15. The Chair hears no objection to that procedure.

The fifteenth section was read.

On the question,

Will the House agree to the section?

Mr. KENT offered the following amendments:

Amend Sec. 15, (Sec. 404), page 48, line 17, by striking out the words "or more" and inserting in lieu thereof: "—712."

Amend Sec. 15, (Sec. 404), page 48, by inserting immediately after line 17 the following:

"713-737 29 870 967 1066 1169 1274 1381 1489
738 or more .. 30 900 1000 1103 1209 1318 1429 1541"

Amend Sec. 15, (Sec. 404), page 50, line 6, by striking out the words "or more" and inserting in lieu thereof: "—712."

Amend Sec. 15, (Sec. 404), page 50, by inserting immediately after line 6 the following:

"713-737 29 1598 1706 1812 1917 2017 2114 2265
738 or more .. 30 1653 1765 1875 1983 2087 2187 2281"

Amend Sec. 15 (Sec. 404), page 40, line 5, by inserting a bracket before and after the word "July" and inserting immediately thereafter "October."

Amend Sec. 15 (Sec. 404), page 40, line 9, by inserting a bracket before and after the word "Each" and inserting immediately thereafter "Notwithstanding any other provisions of this section each."

Amend Sec. 15 (Sec. 404), page 40, line 10, by inserting after the word "week" where it appears the first time, the following "ending subsequent to the effective date of this act."

Amend Sec. 15 (Sec. 404), page 41, line 11, by inserting underscoring under the words "which does not exceed."

On the question,

Will the House agree to the amendments?

Mr. ANDREWS. Mr. Speaker, will the gentleman from Crawford please explain the tenor of his amendments.

Mr. KENT. Mr. Speaker, the amendments which were just offered raise the maximum weekly benefit from \$28 as originally contained in House Bill 1480 to \$30 per week.

Mr. ANDREWS. Mr. Speaker, we thank the gentleman.

Mr. Speaker, obviously this amendment calls for unanimous support on the part of the membership of the House.

There have been some hasty and irresponsible statements made in connection with this bill. We were told that if the day base plan was integrated into this bill the measure would be slaughtered. Then we are advised by various persons interested that if the day base plan did not go into the bill that it ought to be opposed.

Statements of that kind I presume are inevitable at times like these. I cannot say that personally I greatly regret the failure to incorporate the day base plan in this measure. It was a measure however, that had the unanimous support of my caucus and I was directed by my caucus to support it.

I am now asking the membership on this side of the House to support the pending amendments because I believe they are at least a step in the right direction.

On the question recurring,

Will the House agree to the amendments?

They were agreed to.

The SPEAKER. The Chair will now return to Section 1 of the bill.

On the question recurring,

Will the House agree to the section?

Mr. KENT offered the following amendment.

Amend Sec. 1, (Sec. 4), page 5, line 7, by striking out the word "his" and inserting in lieu thereof the following "the maximum."

Amend Sec. 1 (Sec. 4), page 4, line 4, by inserting after the word "an" where it appears the second time in said line, the following "individual."

Amend Sec. 1, (Sec. 4), page 9, line 6, by inserting after the word "annuities" the following "or."

On the question,

Will the House agree to the amendments?

Mr. ANDREWS. Mr. Speaker, I am always somewhat suspicious of correctional amendments because it is so easy in formulating amendments to change the tenor of

the bill, and I would suggest that the gentleman from Crawford go over his correctional amendments for the information of the House pointing out in each instance what he proposes doing.

Mr. KENT. Mr. Speaker, I can assure the gentleman, the Minority Leader—I provided him with a copy of these amendments yesterday—that in the great part the amendments are correctional in that they correct Printer's errors in the bill.

However, in one instance they do amend a section in a substantive way, and that is on page 38.

Mr. ANDREWS. Mr. Speaker, pink bill or white bill?

Mr. KENT. Mr. Speaker, well I have the pink bill. I think it is the same in the white one.

A new part was added in 1480 which went to the eligibility requirements of an employe to qualify for compensation. That new part read as follows:

In determining whether or not an employe is available for work within the meaning of this subsection the department shall consider insofar as applicable whether or not the employe is in good faith making a reasonable effort to secure suitable work on his own initiative.

Under the amendments which I have offered that new part is being deleted at the request of the labor people who are interested.

The other amendment which might be classified as changing a substantive part of the bill deals with section 4, page 14, lines 1 and 2. Starting on page 13, in the section marked 208.1 dealing with Civil Service appointment of personnel. Under the bill as drafted some question arose as to just what classification of person was included in the new part of that section.

In order to overcome any objection and to clarify it the amendment strikes out, or specifically states that those people who are to be covered by Civil Service under this act do not include anyone in the classified service of the Civil Service and it only can apply to unclassified personnel.

Mr. ANDREWS. Mr. Speaker, what is the tenor and import of Section 208.1 of that section? What is the purpose of it?

Mr. KENT. Mr. Speaker, the purpose of that section is to cover approximately, my information is, five or six persons who are now in the bureau and are unclassified so far as Civil Service is concerned. This will put those unclassified persons under Civil Service, and the reason as I understand and am informed, is that one of the requirements of conformity under the federal act to which we must conform is that personnel be under Civil Service and that is what we are attempting to do.

Mr. ANDREWS. Mr. Speaker, is not the purpose of this bill to freeze in the department, persons who have not qualified as the result of Civil Service tests?

Mr. KENT. Mr. Speaker, that is not the purpose because the only persons to whom this will apply are persons who are unclassified for Civil Service.

Mr. ANDREWS. Mr. Speaker, has this measure been taken up with the Federal authorities as to their construction? Is not the gentleman familiar with a case, I think in Oregon, where something similar to this was attempted, and the employers were not given credit on their Federal payments for the payments they had made in that state because of a failure to comply with the Civil Service re-

quirements under Federal Social Security? Are not we endangering by this clause the contributions made by the employers of this state for the sake of three or four or five or six people? Are we taking a calculated risk or do we know what we are doing?

Mr. KENT. Mr. Speaker, it is difficult to answer so many questions at once but in answer to your first question, I have no information whether or not it has been taken up with the Federal authorities.

My answer to the balance is that I am not familiar with the situation, I believe you stated, in Oregon.

In answer to the rest of the gentleman's remarks I would say that the purpose of this is to do just the contrary to what the gentleman has stated, and to state that there is a threat that funds may be withheld or credits deprived to our Pennsylvania employers if the persons in the bureau are not in Civil Service.

Mr. ANDREWS. Mr. Speaker, would the integrity of this bill be in any way impaired if Section 208.1 were eliminated from the bill and the purpose carried in a separate bill?

Mr. KENT. Mr. Speaker, I believe it could be done that way, yes. I do not see any point to it.

Mr. ANDREWS. Mr. Speaker, is it not a safer procedure. Then you could find out and report to the House whether this was agreeable to the Federal authorities and whether it impaired the credits of Pennsylvania employers.

I do not intend to make a point of it, or to move the elimination of this clause, but I point out to the membership of the House that it is at best a calculated risk, and does not deserve and should not have been accorded a place in a measure of this kind.

Mr. KENT. Mr. Speaker, my only reply to that would be that the fact that it is in the bill now and was not for some reason acceptable to the Federal authorities. But it would have no effect on the balance of the bill.

Mr. ANDREWS. Mr. Speaker, the gentleman would have the time to find out whether it was acceptable to the Federal authorities and would not impair the credits of your Pennsylvania employers. We have reached a pretty pass if we are going to pass legislation to freeze a particular group into the state service and use this kind of a bill to do it.

Mr. KENT. Mr. Speaker, in further reply to the gentleman I have just now been informed that the Secretary, Mr. Walker, has contacted or has had communication with the Federal authorities and there is no risk involved.

Mr. ANDREWS. Mr. Speaker, very well, glad to have that on the record.

On the question recurring,

Will the House agree to the amendments?

They were agreed to.

On the question recurring,

Will the House agree to the section as amended?

It was agreed to.

The second and third sections were separately read and agreed to.

The fourth section was read.

On the question,

Mr. KENT offered the following amendments:

Will the House agree to the section?

Amend Sec. 4 (Sec. 208.1), page 13, line 19, by striking

out the words "the position of" and inserting in lieu thereof: "any position."

Amend Sec. 4 (Sec. 208.1), page 14, lines 1 and 2 by striking out all of said lines and inserting in lieu thereof the following: "in the regular classified service as of the effective date of this act."

They were agreed to.

The fifth and sixth sections were separately read and agreed to.

The seventh section was read.

On the question,

Will the House agree to the section?

Mr. KENT offered the following amendments:

Amend Sec. 7 (Sec. 301), page 18, line 12 by striking out the letter "(a)" and inserting in lieu thereof: "A."

Amend Sec. 7 (Sec. 301), page 20, line 12, by inserting a period before the figure "7."

Amend Sec. 7 (Sec. 301), page 28, line 14, by inserting a bracket before the word "the" where it appears the second time and after the word "war" and inserting immediately thereafter the following: "World War II."

They were agreed to.

The eighth section was read.

On the question,

Will the House agree to the section?

Mr. KENT offered the following amendments:

Amend Sec. 8 (Sec. 302), page 31, line 1, by striking out the words "thirty-first day of July" and inserting in lieu thereof: "thirtieth day of September."

Amend Sec. 8 (Sec. 302), page 31, lines 10 and 11, by striking out "within thirty (30) days after such separation."

Amend Sec. 8 (Sec. 302), page 31, line 11, by striking out the word "thereof."

Amend Sec. 8 (Sec. 302), page 31, lines 12 to 15 inclusive by striking out "and in any case of such voluntary separation" in line 12 all of lines 13, 14, and the word "require" in line 15.

They were agreed to.

The ninth section was read and agreed to.

The tenth section was read.

On the question,

Will the House agree to the section?

Mr. KENT offered the following amendment:

Amend Sec. 10, page 32, line 5, by inserting a close parenthesis after the figure "1186."

It was agreed to.

The eleventh, twelfth, and thirteenth sections were separately read and agreed to.

The fourteenth section was read.

On the question,

Will the House agree to the section?

Mr. KENT offered the following amendments:

Amend Sec. 14 (Sec. 401), page 38, line 19, by striking out the words "In de-".

Amend Sec. 14 (Sec. 401), page 39, lines 1 to 4 inclusive by striking out all of said lines.

They were agreed to.

The SPEAKER. Does the gentleman from Cambria, Mr. Lopresti, withdraw his amendments to section 15?

Mr. LOPRESTI. I do, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The fifteenth section was previously agreed to as amended.

The sixteenth section was read.

On the question,

Will the House agree to the section?

Mr. KENT offered the following amendments:

Amend Sec. 16 (Sec. 407), page 51, line 1, by inserting a bracket before the word "the" where it appears the second time.

Amend Sec. 16 (Sec. 407), page 51, line 2, by inserting after the word "war" the following: "] World War II."

Amend Sec. 16 (Sec. 407), page 52, line 6, by striking out the word "sections" and inserting "section."

They were agreed to.

The seventeenth to twenty-first sections inclusive were separately read and agreed to.

The twenty-second section was read.

On the question,

Will the House agree to the section?

Mr. KENT offered the following amendment:

Amend Sec. 22 (Sec. 804), page 62, line 8, by inserting after the word "act" the following: "Provided, That no administrative or legal proceedings for the collection of such sum shall be instituted after the expiration of six years following the end of the benefit year with respect to which such sum was paid."

It was agreed to.

The twenty-third to twenty-sixth sections inclusive and title were separately read and agreed to.

Mr. READINGER. Mr. Speaker, I desire to inquire of the Chair whether the amendments which we just adopted were drawn to the pink bill or to the white bill 1480.

Mr. SMITH. To the pink bill, Mr. Speaker.

And said bill having been read the second time and agreed to as amended,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1441, entitled:

An Act to further amend clauses (a), (c) and (d) of section three hundred six and section four hundred ten of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled, as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by increasing maximum and minimum rates and deleting the limitation of number of weeks and aggregate of compensation for total disability and changing procedure.

The first section was read and agreed to.

Mr. DOWLING offered the following amendments:

Amend the bill, page 8, by inserting between lines 8 and 9, the following:

Section 2. Section 307 of said act, as last amended by the act, approved the fourteenth day of May, one thousand nine hundred forty-nine (P. L. 1369), is hereby further amended to read as follows:

Section 307. In case of death, compensation shall be computed on the following basis, and distributed to the following person:

1. If there be no widow nor widower entitled to compensation, compensation shall be paid to the guardian of the child or children, or, if there be no guardian to such other persons as may be designated by the board as hereinafter provided, as follows:

(a) If there be one child, twenty-five per centum of wages of deceased, but not in excess of [eight dollars and seventy-five cents] ten dollars and fifty cents per week.

(b) If there be two children, thirty-five per centum of

wages of deceased, but not in excess of [twelve dollars and fifty cents] fifteen dollars per week

(c) If there be three children, forty-five per centum of wages of deceased, but not in excess of [sixteen dollars and twenty-five cents] nineteen dollars and fifty cents per week.

(d) If there be four children, fifty-five per centum of wages of deceased, but not in excess of twenty-four dollars per week.

(e) If there be five children, sixty-two and one-half per centum of wages of deceased, but not in excess of [twenty-two dollars and fifty cents] twenty-seven dollars per week.

(f) If there be six or more children, sixty-six and two-thirds per centum of wages of deceased, but not in excess of [twenty-five] thirty dollars per week.

2. To the widow or widower, if there be no children, forty-five per centum of wages, but not in excess of [fifteen] eighteen dollars per week.

3. To the widow or widower, if there be one child, fifty-three per centum of wages, but not in excess of [eighteen dollars and seventy-five] twenty-two dollars and fifty cents per week

4. To the widow or widower, if there be two children, sixty-two and one-half per centum of wages, but not in excess of [twenty-two dollars and fifty cents] twenty-seven dollars per week.

4½. To the widow or widower, if there be three or more children, sixty-six and two-thirds per centum of wages, but not in excess of [twenty-five] thirty dollars per week.

5. If there be neither widow, widower, nor children entitled to compensation, then to the father and mother, if dependent to any extent upon the employe at the time of the accident, twenty-five per centum of wages, but not in excess of [seven dollars and fifty cents] nine dollars per week: Provided, however, That in the case of a minor child who has been contributing to his parents, the dependency of said parents shall be presumed: And provided further, That if the father and mother was totally dependent upon the deceased employe at the time of the accident, the compensation payable to such father or mother shall be forty-five per centum of wages, but not in excess of [thirteen dollars and seventy-five] sixteen dollars and fifty cents per week.

6. If there be neither widow, widower, children nor dependent parent, entitled to compensation, then to the brothers and sisters, if actually dependent upon the decedent for support at the time of his death, fifteen per centum of wages for one brother or sister, and five per centum additional for each additional brother or sister, with a maximum of twenty-five per centum, such compensation to be paid to their guardian, or, if there be no guardian to such other person as may be designated by the board, as hereinafter provided.

7. Whether or not there be dependents as aforesaid, the reasonable expense of burial, not exceeding two hundred and fifty dollars, which shall be paid by the employer or insurer directly to the undertaker (without deduction of any amounts theretofore paid for compensation or for medical expenses).

Compensation shall be payable under this section to or on account of any child, brother, or sister, only if and while such child, brother, or sister is under the age of sixteen. No compensation shall be payable under this section to a widow, unless she was living with her deceased husband at the time of his death, or was then actually dependent upon him and receiving from him a substantial portion of her support. No compensation shall be payable under this section to a widower, unless he be incapable of self-support at the time of his wife's death and be at such time dependent upon her for support. If members of decedent's household at the time of his death, the terms "child" and "children" shall include step-children, adopted children, and children to whom he stood in loco parentis, and shall include posthumous children. Should any dependent of a deceased employe die or remarry, or should the widower become capable of self-support, the right of such dependent or widower to compensation under this section shall cease: Provided, how-

ever, That upon remarriage of any widow, the compensation of such widow shall continue as hereinbefore provided for one-third of the period during which compensation then remains payable to her: Provided further, That if, upon investigation and hearing, it shall be ascertained that the widow or widower is living with a man or woman, as the case may be, in meretricious relationship and not married, or the widow living a life of prostitution, the board may order the termination of compensation payable to such widow or widower. If the compensation payable under this section to any person shall, for any cause, cease, the compensation to the remaining persons entitled thereunder shall thereafter be the same as would have been payable to them had they been the only persons entitled to compensation at the time of the death of the deceased.

The wages upon which death compensation shall be based shall not in any case be taken to exceed [thirty-seven dollars and fifty cents] forty-five dollars per week, nor be less than [twenty-one dollars and twenty-five] twenty-five dollars and fifty cents per week.

This compensation shall be paid during three hundred weeks, and in the case of children entitled to compensation under this section, the compensation of each child shall continue, after said period of three hundred weeks, until such child reaches the age of sixteen, at the rate of seventeen and one-half per centum of wages, but not in excess of [five dollars and seventy-five cents] seven dollars per week, if there is one child; twenty-seven and one-half per centum of wages, but not in excess of [eight dollars and seventy-five] ten dollars and fifty cents per week, if there are two children; thirty-eight and one-half per centum of wages, but not in excess of [twelve dollars and fifty cents] fifteen dollars per week, if there are three children; fifty per centum of wages, but not in excess of [sixteen dollars and twenty-five] nineteen dollars and fifty cents per week, if there are four children; fifty-five per centum of wages, but not in excess of [seventeen dollars and fifty cents] twenty dollars per week, if there are five children; and sixty per centum of wages, but not in excess of twenty-four dollars per week, if there are six children or more.

The board may, if the best interest of a child or children shall so require, at any time order and direct the compensation payable to a child or children, or to a widow or a widower on account of any child or children, to be paid to the guardian of such child or children, or, if there be no guardian, to such other person as the board, as hereinafter provided, may direct. If there be no guardian or committee of any minor, dependent, or insane employe, or dependent, on whose account compensation is payable, the amount payable on account of such minor, dependent, or insane employe, or dependent may be paid to any surviving parent, or to such other person as the board may order and direct, and the board may require any person, other than a guardian or committee, to whom it has directed compensation, for a minor, dependent, or insane employe, or dependent to be paid, to render, as and when it shall so order, accounts of the receipts and disbursements of such person, and to file with it a satisfactory bond in a sum sufficient to secure the proper application of the moneys received by such person

On the question,

Will the House agree to the amendments?

Mr. DOWLING. Mr. Speaker, with respect to the amendments that have been offered, these amendments have to do with increasing the benefits to widows and dependent children. They are in conformity with the general over-all plan of increases of benefits under the Workmen's Compensation Act.

On the question recurring,

Will the House agree to the amendment?

It was agreed to.

The second section was read.

On the question,

Will the House agree to the section?

Mr. DOWLING offered the following amendments:

Amend Sec. 2, page 8, line 9, by striking out the figure "2" and inserting in lieu thereof "3."

Amend Sec. 3, page 9, line 17, by striking out the figure "3" and inserting in lieu thereof "4."

They were agreed to.

The section was agreed to as amended.

The third section was read and agreed to.

The title was read.

On the question,

Will the House agree to the title.

Mr. DOWLING offered the following amendments:

Amend Title, page 1, line 2 of Title, by striking out the word "section" and inserting in lieu thereof "sections three hundred seven and."

Amend Title, page 2, last line of Title, by inserting after the word "disability" the following "increasing the maximum amounts payable upon death and increasing the minimum and maximum wages upon which death compensation shall be paid."

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1442, entitled:

An Act to further amend the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and dean of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation and prescribing penalties," by increasing maximum and minimum rates and total amounts and aggregate of compensation and changing time for mailing medical report.

The first section was read.

On the question,

Will the House agree to the section?

Mr. WACHHAUS offered the following amendments:

Amend Sec. 1, page 2, line 1, by striking out the following "Clause (a)" and inserting in lieu thereof: "Clauses (a) (e)."

Amend Sec. 1, (Sec. 301), page 4, by inserting between lines 9 and 10 the following:

"(e) Compensation shall not be payable for partial disability due to silicosis, anthraco-silicosis, or asbestosis. Compensation shall be payable, as otherwise provided in this act, for total disability or death caused [solely (as definitely distinguished from a contributory or accelerating cause)] by silicosis, anthraco-silicosis, or asbestosis or by silicosis anthraco-silicosis, or asbestosis, when accompanied by active pulmonary tuberculosis."

On the question,

Will the House agree to the amendments?

Mr. DOWLING. Mr. Speaker, I wish to interrogate the

gentleman from Schuylkill concerning the purpose of the amendment.

The SPEAKER. The Chair recognizes the gentleman from Schuylkill, Mr. Wachhaus.

Mr. WACHHAUS. Mr. Speaker, I would like to explain as best I can the purpose of the amendments. To most of the membership of the House, I will say that it would be rather difficult perhaps to understand some of the problems that we have particularly in the anthracite region.

People do not generally come in contact with the men who work in underground mining, who contract occupational diseases, commonly known to us throughout the anthracite region, at least, as miner's asthma, more viciously known as silicosis, anthraco-silicosis, and asbestosis. So, I shall refer to it merely as miner's asthma cases, rather than repeating the cumbersome titles that they usually go by.

The amendment, as I have presented it, seeks to amend Section 1, Section 301 of the Act on page 4, inserting between lines 9 and 10,—if anyone desires to follow—inserting Subsection E which is in the original act, but is not contained in this particular bill.

The words I desire to delete are these, and I will try to read them here from my own Braille notes that I have: "Solely and definitely distinguished from a contributory or accelerating cause." That is all, Mr. Speaker.

The word that I am particularly interested in is the word "solely." It is this word "solely" that makes it impossible practically for a miner who has contracted any of the so-called miner's asthma diseases to collect compensation once he has become totally disabled or after he dies. Cases might be brought before the courts. They are tried, but once the man is dead it is practically impossible for his family to collect any sort of compensation, even though it is commonly known and understood that the man died of a disease contracted in the work that he was doing for a period of thirty-five or forty years.

The amendment with the deletion will read as follows:

Compensation shall be payable or otherwise provided in this act for total disability or death caused by silicosis, anthraco-silicosis or asbestosis, or by silicosis, anthraco-silicosis or asbestosis when accompanied by active pulmonary tuberculosis."

In other words, reduced to common English, if a man contracts the disease known as miner's asthma, it becomes so difficult for him to breathe because of the fact that his lungs are clogged up with coal dust and stone dust that it really becomes impossible, thereby affecting the heart. And the fact that the heart is then affected, he practically always has a heart condition accompanying his miner's asthma.

So, Mr. Speaker, eliminating this word "solely" we can make it possible for any of these men to sue for compensation, and perhaps be in a better position to win the case should it be brought before the courts.

So, I am asking. Mr. Speaker with this explanation for the Members of the House on both sides to give me whatever support they can, and let us add this small thing to the act that the miners so deservedly need.

Mr. DOWLING. Mr. Speaker, I wish to thank the gentleman from Schuylkill for the explanation he has given the House.

I wish now to speak against the amendment that has been offered.

The Occupational Disease Act in the state of Pennsylvania is approximately 12 to 13 years of age. The question that is raised in this amendment whether or not we will delete the word "solely", opens the door to all types of diseases which may flow from silicosis of anthracosis, and will practically give health insurance to a great many people rather than to preserve the fundamental concept of workmen's compensation.

Workmen's compensation and compensation for occupational disease have been long needed in this Commonwealth. The question that is raised in the amendment can be very easily handled and is handled in a number of instances by medical testimony. If a doctor, a specialist, were to testify that a man's total disability or his death resulted solely from silicosis, regardless of whether or not he might have another part of his body affected, he would still receive, as they are receiving in the Commonwealth today, compensation for this type of case.

Not long ago the Superior Court of this Commonwealth interpreted the word "solely." The interpretation that it placed upon that word was not the limited definition of the word, but it also today would permit the recovery of compensation for total disability or death if either resulted solely from what the Legislature originally intended to provide compensation for, those exposed to occupational diseases.

While it is true there is a large segment of the industry in Pennsylvania, especially the anthracite and bituminous and steel industry that are affected by occupational disease, it is felt that by excluding this word "solely" and opening the door to every type of disability that could manifest itself in a man working in those industries would certainly put an undue hardship upon the industry in Pennsylvania.

Further, when the original occupational disease act was before the courts there was considerable concern by the courts as to how far we could go with this type of legislation before we would destroy the very industries that have contributed so much to this Commonwealth, namely the heavy industries that I have described, where these hazards are the most prevalent.

Under the Workmen's Compensation Act, which is an Companion Act to this, certainly if a man is injured in the course of his employment and contracts some disease following the injury and dies of a disease in no way related to the accident, it would be an unfair burden to place upon industry. Likewise, with respect to occupational disease, if a person dies of a kidney disease or tuberculosis or a heart condition, certainly industry should not be penalized for any of those natural causes with which the human race is confronted.

I ask both sides of this House to vote down the amendment that has been offered by the gentleman from Schuylkill.

Mr. ANDREWS. Mr. Speaker, how glad I am that the distinguished gentleman from Dauphin was nominated for district attorney rather than for judge.

It is about time that this Legislature began telling the court and the people what it means and what it intends, in language that the courts and the doctors can understand.

If you are dead, you are dead. All diseases arising directly from occupations should be compensable. All of these long names that the gentleman from Schuylkill read are the names I presume of diseases flowing from silicosis, the primary cause, and it is perfectly proper to trace a disease to its course, and if the source is silicosis then we have a right to say it is compensable.

The fine words of the gentleman from Dauphin are of little value to the widow or the orphan or the miner suffering from an incurable malady, and I sincerely hope that all the Members of the House, with the exception possibly of the gentleman from Dauphin, vote for this amendment.

Mr. READINGER. Mr. Speaker, I would like to take just a minute to say a word in favor of this amendment.

Some ten or twelve years ago or less I had occasion to represent an old Polish man who had worked in a foundry in Berks County for many years.

He had been inhaling silica dust, and when the Occupational Disease Act was passed, I think in 1937, it was not long after that that he was unable to work at all. He brought claim under the act for compensation and it was very thoroughly fought by the company which had employed him, or the insurance carrier. To the credit of the Workmen's Compensation referees and the manner in which they were interpreting the law and applying it, this gentleman won his case and received disability compensation for a short period, at which time he died. And then his family got the death claim paid to them.

But I recall at that time of the questions raised was that this man was suffering from what they call emphysema of the lungs as though that were something that was entirely disassociated from his occupation as a molder at which he had been employed for many years.

It seems to me that with this word left in the law, in a disability caused by silicosis or these other diseases brings the matter down to medical testimony. In other words, if the doctors say this man's death or disability has been caused by this disease, what difference does it make whether he has had a heart attack on perhaps the last day of his life? Certainly the testimony would indicate whether this disease had brought about the heart attack. I do not see that the word "solely" does anything but prolong the means of defeating an honest claim for a disability or death due to one of these occupational disease.

Certainly there is no going to be at the end a burden thrown on the fund created to take care of these men by taking out this word "solely." Because in my opinion, just as has been voiced by the Minority Floor Leader a minute ago and was well said by Mr. Wachhaus, if a man contracts one of these diseases and it breaks down his system in other parts, his lungs or his heart, he certainly should be entitled to compensation just as though the disease itself were the only cause of his disability or his death.

We should close this avenue of escape on the part of the industry which must bear the burden. If we want to protect men from disability and death caused by occupational diseases then we should vote for this amendment today.

Mr. TOLL. Mr. Speaker, I happen to have had some considerable experience in the city of Philadelphia in

practicing law in the field of occupational diseases involving silicosis.

I want to elaborate on the various industries that are involved besides miner's asthma. In the city of Philadelphia we have had one case in which I represented the claimant who was ashcart driver, and it was found after putting in a great number of years' collecting ashes that he suffered from silicosis.

We have also had cases involving founders, men who work in foundries. In one case a hat powderer who put the powder on the hat, and over a period of thirty years contracted silicosis. Stone workers, people who use tools in making letters on stone. Steel workers—silica is contained and found in a great many places. It is found in our subways; when the subway trains go over the steel they cause silica to float in the air, but not in such large quantities that it gives the person who uses the subway silicosis.

There are a great many people in Pennsylvania who acquire silicosis over the period of years, and particularly the asbestos workers, who insulate pipes. The people out in Chester, the Sun Ship uses asbestos, and when they are confined they contract silicosis.

Now the history of silicosis in Pennsylvania is this. In 1937 when the Industrial Disease Act was first passed the word which was in the act was primarily not "solely". This word "solely" did not get into the Industrial Disease Act until 1939, and it has raised havoc in cases of workmen who have been trying to collect; so much so that in the last ten cases we have had to have six autopsies in order to establish whether a man had silicosis or not. When he was cut open and the masses taken from his lungs then we saw that he really had silicosis because by use of the photograph, the X-ray, the doctors on both sides had the problem of acclaiming which shadow showed tuberculosis and which shadow showed silicosis. And there is reasonable room for argument, no matter how good X-ray experts are, for one man to say that the shadows that he sees in the X-ray are tuberculosis instead of silicosis. So the physicians go into various definements. Some of them say if the heart is pushed over to one side it shows that it is silicosis. Others say if the heart is pushed over to the other side it is heart disease.

They go into questions such as described by my friend Mr. Readinger, from Reading concerning the emphysema. They go into questions concerning nodules. They sit hours in the conversation room trying to decide where are the nodules. Are there holes at the top or holes at the bottom? All trying to determine whether the man had silicosis, by reason of the difficulty imposed upon this claimant by this word "solely." It has been the greatest mischief maker in the Industrial Disease law.

Incidentally, I introduced a bill, House Bill 69 which never got out of committee for this one word alone. I am asking that this Legislature reinstate the word. "Primarily" was bad enough, because in "primarily" it was a proposition of showing that the disease silicosis primarily disabled the worker. In every one of those cases it is either accompanied by tuberculosis or heart disease or by something else.

When the man finally dies his doctors usually certifies the primary cause and he puts down heart disease. The

thing that actually killed him, even though in an autopsy you can show or you can see that silicosis did the job.

I call your attention to the fact, and the layers who are in this room can read the cases, that as recently as two or three years ago some of the testimony by physicians testifying in silicosis cases where the word "solely" was important have been sort of disregarded by our Superior Court on their interpretations, because the Superior Court said they did not understand the burden which was placed upon the claimant.

Now is your chance, and I am glad that Representative Wachhaus introduced this because I did not know about it until today sitting here.

Now is your chance to redeem the claims of these workers. Not merely in the anthracite regions, not for the coal-workers, but foundry workers hat workers, steel-workers, stone workers, people of the Commonwealth who are entitled to compensation. Give them an opportunity to get compensation by getting this troublesome word out of the act. The word "solely" should be removed.

Mr. SCHMIDT. Mr. Speaker, in favoring this amendment I wish to read to the House a letter which I received under date of July 6th 1951 which reads as follows:

Dear Sir:

I am writing you about a very great injustice done my husband, who is dying from silicosis.

He worked for the McConway Torley Co. in a silica hazard for a number of years. The company knew it and the compensation authorities knew about it. His attending doctor, a specialist in lung work, testified that my husband was permanently and totally disabled from silicosis as did two other lung specialists. The company asked one doctor what he suffered from and he said tuberculosis but was not sure whether or not it was silicosis. A Medical Board that is now set up by the Governor, of which one of the members I know is an old company doctor and not a specialist in lung conditions, found that my husband did not suffer from silicosis. This is a rank injustice.

With this kind of treatment by the Republican party, is it any wonder that the workingman will not vote for them.

Yours very truly,

Mrs. Joseph Marcyanis.

Mr. DOWLING. Mr. Speaker, with respect to the amendment that has been offered, I have tried many cases—and I am not going to take the time of this House—many cases in the early development of silicosis and anthracosilicosis. I have found that with medical testimony, and the proper kind of medical testimony that will measure up to proof in the courts, the awards have been made on the very basis of this word "solely." Doctors have testified that death was the result solely of silicosis. That is the intent of the Legislature or was the intent in 1939. It is still the law of this Commonwealth. I think the entire matter can be handled with medical testimony, and I ask the Members of this House to vote down this amendment.

On the question recurring,

Will the House agree to the amendments?

The yeas and nays were required by Mr. Wachhaus and Mr. Readinger and were as follows:

A verification of the roll was requested by Messrs. Lovett, Toll and Rovanssek.

The roll was verified and was as follows:

YEAS—91

Amarando,	Hamilton, R. E.,	McGee,	Rovansek,
Andrews,	Headlee,	Mihm,	Scanlon,
Beaver,	Hunter,	Mikula,	Schmidt,
Beech,	Jenkins,	Miller, J. C.,	Schuster,
Berkstromer,	Jones, G. E.,	Mills,	Scott,
Bloom,	Jones, J. M.,	Monroe,	Seyler,
Brelsch,	Jump,	Moran,	Shoemaker,
Breth,	Kamyk,	Muldowney,	Shotwell,
Bucchin,	Kline,	Munley,	Snider,
Byrne,	Kohl,	Musto,	Taylor,
Conway,	Kornick,	Najaka,	Thompson, E. F.,
Coyle,	Kratz,	Penglase,	Toll,
Dalrymple,	Kubacki,	Peta,	Varallo,
Dougherty,	Lederer,	Petrosky,	Wachhaus,
Duffy,	Leonard, L.,	Pfaff,	Wargo,
Dunn,	Leven,	Pichney,	Watkins,
Ferster,	Limper,	Polaski,	Welsh,
Filip,	Lopresti,	Polen,	Westrick,
Filo,	Lovett,	Price, H. W. Jr.,	Wheeler,
Gaffney,	Lutty,	Readinger,	White,
Guarnieri,	Maxwell,	Reidenbach,	Yester,
Gutendorf,	Mazza,	Risby,	Yetzer,
Hagerty,	McDermitt,	Rose,	

NAYS—89

Banker,	Frost,	Light,	Rubin,
Barkdoll,	Geer,	Lyons,	Sax,
Baumunk,	Gibson,	Madden,	Smith,
Bear,	Gleason,	Madigan,	Sollenberger,
Blair,	Goodling,	Markley,	Spencer,
Bolton,	Graybill,	McConnell,	Stimmel,
Bomberger,	Greenwood,	McCormack,	Stoner,
Boorse,	Greer,	McCullough,	Tahl,
Bower,	Guthrie,	McInroy,	Tompkins,
Brown,	Hall,	McKinney,	Toomey,
Cella,	Hamilton, W. H.,	McMillen,	VanSant,
Clapper,	Haudenshield,	Metz,	Varnier,
Clendenning,	Helm,	Miller, H. G.,	Waterhouse,
Costa,	Hewitt,	Moore, C. E.,	Weidner,
Davis,	Hocker,	Moore, H. A.,	Wescott,
Dennison,	Johnson,	Murray,	Whalley,
Dowling,	Jones, T. H. W.,	Naugle,	Wilt,
DuBois,	Keller,	Pitzer,	Wood,
Erb,	Kent,	Reagan,	Yeakel,
Ewing,	Lafore,	Reilly, J. M.,	Young,
Firmstone,	Lelsey,	Riley, R. L.,	Ziegler,
Flack,	Leonard, W. C.,	Robertson,	Sorg,
		Royer,	Speaker

NOT VOTING—27

Boies,	Hersch,	Needham,	Stank,
Cochran,	Hoggard,	Olsen,	Swartz,
Cooper,	Jones, P. F.,	Pettigrew,	Swope,
Corr,	Kolankiewicz,	Price, R. A.,	Thompson, R. L.,
Fenrich,	Loftus,	Reese,	Verona,
Good,	McNally,	Rosen,	Williams,
Harney,	Mintess,	Sarrat,	

So the question was determined in the affirmative and the amendments were agreed to.

(During the verification of the roll)

Mr. SHOTWELL. Mr. Speaker, I heard my name called on the negative roll. I wish that to be corrected to the affirmative roll.

The SPEAKER. The gentleman's name will be stricken from the negative roll.

Mr. PETROSKY. Mr. Speaker, does the gentleman's name appear on the affirmative roll?

The SPEAKER. The gentleman's name does appear on the affirmative roll.

Mr. PETROSKY. I definitely heard the gentleman vote in the affirmative. If the gentleman desires to so recorded, we would have no objection on this side of the House.

The SPEAKER. Will the House give its unanimous consent for the gentleman to be recorded on the affirmative roll? Is there objection? The Chair hears none, and the gentleman will be recorded on the affirmative roll.

On the question,

Will the House agree to the section as amended?

It was agreed to.

Mr. PETROSKY offered the following amendment to the bill:

Amend the bill, page 10, by inserting after line 19, the following:

Section 3. Section 401 of said act, as amended by the act approved the twelfth day of June, one thousand nine hundred forty-one (P. L. 125) is hereby further amended to read as follows:

Section 401. The term "employer" when used in this article shall mean the employer as defined in article one of this act or his duly authorized agent or his insurer, if such insurer has assumed the employer's liability or the State Workmen's Insurance Fund of this Commonwealth if the employer be insured therein.

The department shall be deemed a "party in interest" in any proceeding under this article before a referee, the board or any court involving any claim for compensation, a part of which is payable by the Commonwealth under the provisions of this act.

[The term "medical board" shall mean a medical board constituted as provided in section four hundred and two.]

Section 4. Section 402 of said act, as amended by the act, approved the fourteenth day of May, one thousand nine hundred forty-nine (P. L. 1379) is hereby further amended to read as follows:

Section 402. [(a) The Governor shall request each dean of legally recognized medical schools in Pennsylvania to submit the names of three physicians, including a roentgenologist and a pathologist whom they consider especially qualified by training or experience for membership on the medical board.

(b) From the names submitted in accordance with subsection (a), the Governor shall select and appoint a medical board of three members, including a roentgenologist and a pathologist. The members of the medical board shall serve without term and each shall receive for his entire services, a salary at the rate of eight thousand five hundred dollars (\$8500) per annum, except the chairman who so designated by the Governor, shall receive a salary at the rate of nine thousand dollars (\$9000) per annum. Their compensation and necessary traveling expenses shall be paid out of the appropriation to the department for the administration of this act.

(c) In the event of a vacancy, the Governor shall select the appointee from a new list to be submitted by the deans in accordance with the provisions of subsection (a).

(d) The [medical] board shall have the power and its duty shall be to hear and determine controverted medical issues in cases arising under this act in accordance with the provisions of section 420 and its reports and findings shall be conclusive except that upon appeal to the courts, the courts may inquire into the question whether the findings were based upon sufficient competent evidence.

Mr. PETROSKY. Mr. Speaker, apparently when we are all in agreement we find ourselves in a state of confusion, and then end up by not being in agreement.

The amendment that I have offered to House Bill 1442 eliminates the medical board and places its powers and duties upon the Workmen's Compensation Board.

There is no necessity for the medical board as it is operating at the present time under the Workmen's Compensation Board. The medical board itself hires out a medical examiner to examine the injured claimant, the man afflicted with an occupational disease, and after getting the report tenders that report to the board.

In many instances the medical board does not even call before the board the man afflicted with an occupational disease to see his condition, and of course makes

an arbitrary decision upon the matter without surveying it at first hand.

Now I want to say to the membership of both sides of the House, the Governor's office apparently is in complete agreement with taking out the medical board from under the Workmen's Compensation Board, and I cannot understand the opposition at the last moment. We have had an expressed positive statement from the Governor's office that he would go along with this. Evidently some things have changed that decision at the last minute. Are we to sit here and legislate, or are we to be tendered decisions by outsiders who are not in the legislative halls, or any executive branch of the Government, and act in their accord rather than with the dictates of our conscience here upon these amendments?

I am asking both sides of the House to support the majority leadership, and the minority party as well, in the support of this amendment to take the medical board out from under the Workmen's Compensation Board.

Mr. DOWLING. Mr. Speaker, I wish to interrogate the gentleman from Westmoreland County, Mr. Petrosky.

The SPEAKER. Will the gentleman from Westmoreland, Mr. Petrosky, permit himself to be interrogated?

Mr. PETROSKY. I shall, Mr. Speaker.

Mr. DOWLING. Mr. Speaker, when did the medical board come into existence?

Mr. PETROSKY. I believe it was the first of the year, Mr. Speaker.

Mr. DOWLING. Mr. Speaker, do you know how many cases the medical board has had referred to it?

Mr. PETROSKY. Mr. Speaker, I do not have the exact information before me. However, if you would choose to put the legislation over until a later date, I will be able to procure that information from the board, I assume.

Mr. DOWLING. Mr. Speaker, does the gentleman from Westmoreland know how many men constitute this board?

Mr. PETROSKY. Three members, Mr. Speaker.

Mr. DOWLING. Mr. Speaker, does the gentleman from Westmoreland know where these men come from?

Mr. PETROSKY. I believe the Governor requests each dean of the legally recognized medical schools of Pennsylvania to submit the names of three people.

Mr. DOWLING. Mr. Speaker, will the gentleman offering the amendments tell us the purpose of the medical board?

Mr. PETROSKY. Mr. Speaker, the purpose of the medical board and what they have actually done is entirely a different matter. As I stated earlier they should review these reports and have the afflicted applicant for occupational disease compensation come before them. However, this has not been done in many instances.

Mr. DOWLING. Mr. Speaker, I wish to thank the gentleman from Westmoreland County.

The inference at least was made by the gentleman from Westmoreland County that someone had been in touch with the Members on this side of the House concerning the elimination of this board. I can assure the Members of this House that I have not had anyone in touch with me concerning the elimination of this board.

I did have the opportunity this afternoon, within the past few hours, of speaking to Chairman Noll of the Workmen's Compensation Board, a highly efficient public official, who has told me that the medical board has been

in operation only since January of this year; that in his opinion the board certainly has a definite function.

Cases are referred to the board, complex questions involving medical testimony, and the men who have been appointed to this board from the medical schools resident in the Commonwealth of Pennsylvania are reviewing these records and are assisting the members of the board.

I certainly feel that any means we can use today to facilitate the handling of Workmen's Compensation cases both before the referees and before the Workmen's Compensation Board for the proper determination of the interests of all the parties, will benefit both the injured claimant and the employer. We should certainly give it a fairer trial than to rip the board out of existence before it has had an opportunity to properly function and before we have had an opportunity to determine its real value.

I ask all the Members of this House to vote against the amendment that has been introduced by the gentleman from Westmoreland.

Mr. TOLL. Mr. Speaker, I have had one experience with this board since it began to function in January.

First let me call your attention to the fact that although the Act provides for a board, and this Act has been in force for many years, no Governor undertook to appoint the board until the present Governor, so that the Act was administered for many years without the benefit of the board that now seems to be so vital.

Secondly let me tell you that one of the Members of the present board has appeared in cases as an X-ray specialist for employers.

I do not know of any provision of the Act which prohibits the members of the board from appearing in private cases—third let me call your attention to a case, an anthracosis case that arose in the city of Chester. That case was first disallowed by the referee and then was reversed by the former Chairman of the Workmen's Compensation Board, the late Daniel Murphy of Philadelphia, who served as Chairman of the Workmen's Compensation Board until his death, I believe for nine years. It was sent back to the referee, who took additional testimony, and once more was appealed after the referee turned it down. And for the second time the late Chairman Daniel Murphy reversed the case, and sent it back for additional testimony on this premise, how could a man work for thirty years in the asbestos industry—he was putting asbestos around pipes in the shipyard—and yet not have asbestosis, because the medical experts testified for the employer that this particular employe had tuberculosis only. His sputum was negative; the tests were negative. But they contended that he had asbestosis, which is a form of the silica hazard.

The third time the case came up before the referee and once more was turned down after listening to the physician who is employed by the Bureau of Industrial Hygiene; I think he called a medical director of the Bureau of Industrial Hygiene in Harrisburg here, who comes to Philadelphia to testify. He testified once more that this man did not have asbestosis, and it was at that point that Commissioner Murphy had passed away.

The case was referred to this new medical board which never had it before, after the case had been pending four, five years and then they unanimously said that the

man had tuberculosis. They did not examine the man, they just examined the record, and I suppose they took into consideration thirty years of exposure and they said the man had tuberculosis. Then on the question of taking an appeal to the common pleas court, by that time in the case the decision of this board is so confused that you practically have no chance for a reversal once they have entered a decision.

I think that the creation of the board, that the appearance of the board in this type of case is another hazard for the employe, and I think you ought to pass the amendment to cut the board out of this bill.

Mr. DOWLING. Mr. Speaker, I wish to interrogate the gentleman from Philadelphia.

The SPEAKER. Will the gentleman from Philadelphia, Mr. Toll, permit himself to be interrogated?

Mr. TOLL. I shall, Mr. Speaker.

Mr. DOWLING. Mr. Speaker, the gentleman has said that there is no appeal from the decision of the medical board. I wish to ask the gentleman whether it is not a fact that it is an administrative agency, and there is an appeal from the board's decision to the Common Pleas Court for Philadelphia County?

Mr. TOLL. Not on a medical question, Mr. Speaker.

The decisions hold—and I examined them as late as a month ago—that the findings of the medical board are conclusive, and as to your argument that the common pleas court will deal with legal questions only, they support the findings of the examiners who examined the workmen, and their findings are conclusive, and the case is over so far as the medical testimony is concerned. That is a very, very strong feature of the Act.

Mr. DOWLING. Mr. Speaker, is it not a fact that the Workmen's Compensation Board has to base its findings upon competent evidence to support findings of fact?

Mr. TOLL. That is true, Mr. Speaker, but the Board said in that particular case that they were bound by the opinion of the board, on a medical question, that is.

Mr. DOWLING. Mr. Speaker, the findings of fact are the ones that you appeal from if there is competent evidence to support them. Is that not a fact?

Mr. TOLL. That is true ordinarily, Mr. Speaker, before the entrance of the board into the field of Workmen's Compensation Law—

Mr. DOWLING. Mr. Speaker, the entrance of what—

Mr. TOLL. Mr. Speaker, I mean this board that you are referring to that is now in the Act, the Medical Board, consisting of the three experts from the three colleges.

Mr. DOWLING. Mr. Speaker, I wish to thank the learned gentleman from the City of Philadelphia.

Mr. TOLL. Mr. Speaker, you are welcome, sir.

Mr. DOWLING. Mr. Speaker, I reiterate, with due respect to my learned friend from the city of Philadelphia, he has one isolated situation, one case.

I believe that this House, before tearing out and ripping out this board, should give it careful consideration, and certainly should have more than one case upon which to act. Therefore, Mr. Speaker, I ask the members of this House to give this board an opportunity and have the operations of the board observed over a longer period of time than seven or eight months before we tear it out.

On the question recurring,

Will the House agree to the amendments?

The yeas and nays were required by Mr. Petrosky and Mr. Rovanseck and were as follows:

A verification of the roll was requested by Messrs. Petrosky, Lopresti and Rovanseck.

The roll was verified and was as follows:

YEAS—80

Amarando.	Hagerty.	McDermitt.	Rose,
Andrews.	Hamilton, R. K.	McGee.	Rovanseck.
Beaver.	Headlee.	Mihm.	Scanlon.
Berkstresser.	Hunter.	Mikula.	Schmidt.
Blair.	Jones, G. E.	Miller, J. C.	Schuster.
Brelsich.	Jones, J. M.	Mills.	Scott.
Breth.	Jump.	Monroe.	Seyler.
Bucchin.	Kamyk.	Moran.	Shoemaker.
Byrne.	Kohl.	Muldowney.	Snider.
Conway.	Kornick.	Munley.	Taylor.
Coyle.	Kubacki.	Musto.	Toll.
Dalrymple.	Lederer.	Najaka.	Varallo.
Dougherty.	Leonard, L.	Penglase.	Wachhaus.
Duffy.	Leven.	Peta.	Wargo.
Dunn.	Limper.	Petrosky.	Watkins.
Filip.	Lopresti.	Pfaff.	Welsh.
Filo.	Lovett.	Polaski.	Westrick.
Gaffney.	Lutty.	Polen.	Wheeler.
Guarnieri.	Maxwell.	Readinger.	Yester.
Gutendorf.	Mazza.	Reidenbach.	Yetzer.

NAYS—94

Banker.	Gibson.	Madigan.	Sax.
Barkdoll.	Gleason.	Markley.	Shotwell.
Baumunk.	Goodling.	McConnell.	Smith.
Bear.	Graybill.	McCormack.	Sollenberger.
Bolton.	Greenwood.	McCullough.	Spencer.
Bomberger.	Greer.	McInroy.	Stimmel.
Boorse.	Guthrie.	McMillen.	Stoner.
Bower.	Hall.	Meitz.	Tahl.
Brown.	Hamilton, W. H.	Miller, H. G.	Thompson, E. F.
Cella.	Haudenshield.	Mintess.	Tompkins.
Clapper.	Helm.	Moore, C. E.	Toomey.
Clendening.	Hewitt.	Moore, H. A.	VanSant.
Costa.	Hocker.	Murray.	Waterhouse.
Davis.	Johnson.	Naugle.	Weidner.
Dennison.	Jones, T. H. W.	Pichney.	Weiscott.
Dowling.	Keller.	Pitzer.	Whalley.
DuBois.	Kent.	Price, H. W. Jr.	White.
Ewing.	Kratz.	Reagan.	Wilt.
Fenster.	Lafore.	Reilly, J. M.	Wood.
Firmstone.	Lelsey.	Rigby.	Yeakel.
Flack.	Leonard, W. C.	Riley, R. L.	Young.
Frost.	Light.	Robertson.	Ziegler.
Geer.	Lyons.	Royer.	Sorg.
	Madden.	Rubin.	Speaker

NOT VOTING—33

Beech.	Good.	Loftus.	Rosen.
Bloom.	Harney.	McKinney.	Sarraf.
Boles.	Hersch.	McNally.	Stank.
Cochran.	Hoggard.	Needham.	Swartz.
Cooper.	Jenkins.	Olsen.	Swope.
Corr.	Jones, P. F.	Pettigrew.	Thompson, R. L.
Erb.	Kline.	Price, R. A.	Varnar.
Fenrich.	Kolankiewicz.	Reese.	Verona.
			Williams.

So the question was determined in the negative and the amendments were not agreed to.

On the question recurring,
Will the House agree to the section?

It was agreed to.

The second section was read.

On the question,

Will the House agree to the section?

Mr. DOWLING offered the following amendments:

Amend Sec. 2, page 9, by inserting between lines 16 and 17, the following:

Section 307. In case of death resulting from occupational disease, compensation shall be computed on the following basis and distributed to the following persons, subject to the limitations of section 301.

1. If there be no widow nor widower entitled to compensation, compensation shall be paid to the guardian of the child or children, or, if there be no guardian, to such other persons as may be designated by the board as hereinafter provided, as follows:

(a) If there be one child, twenty-five per centum of wages of deceased, but not in excess of [eight dollars and seventy-five cents] ten dollars and fifty cents per week.

(b) If there be two children, thirty-five per centum of wages of deceased, but not in excess of [twelve dollars and fifty cents] fifteen dollars per week.

(c) If there be three children forty-five per centum of wages of deceased, but not in excess of [sixteen dollars and twenty-five cents] nineteen dollars and fifty cents per week.

(d) If there be four children, fifty-five per centum of wages of deceased, but not in excess of [twenty] twenty-four dollars per week.

(e) If there be five children, sixty-two and one-half per centum of wages of deceased, but not in excess of [twenty-two dollars and fifty cents] twenty-seven dollars per week.

(f) If there be six or more children, sixty-six and two-thirds per centum of wages of deceased, but not in excess of [twenty-five] thirty dollars per week.

2. To the widow or widower, if there be no children, forty-four per centum of wages, but not in excess of [fifteen] eighteen dollars per week.

3. To the widow or widower, if there be one child, fifty-three per centum of wages, but not in excess of [eighteen dollars and seventy-five cents] twenty-two dollars and fifty cents per week.

4. To the widow or widower, if there be two children, sixty-two and one-half per centum of wages, but not in excess of [twenty-two dollars and fifty cents] twenty seven dollars per week.

5. To the widow or widower, if there be three or more children, sixty-six and two-thirds per centum of wages, but not in excess of [twenty-five] thirty dollars per week.

6. If there be neither widow, widower, nor children, entitled to compensation, then to the father or mother, if dependent to any extent upon the employe at the time of his death, twenty-five per centum of wages but not in excess of [seven dollars and fifty cents] nine dollars per week: Provided, however, That in the case of a minor child who has been contributing to his parents, the dependency of said parents shall be presumed: And provided further, That if the father or mother was totally dependent upon the deceased employe at the time of his death, the compensation payable to such father or mother shall be forty-five per centum of wages, but not in excess of [thirteen dollars and seventy-five cents] sixteen dollars and fifty cents per week.

7. If there be neither widow, widower, children, nor dependent parent, entitled to compensation, then to the brothers and sisters, if actually dependent upon the decedent for support at the time of his death, fifteen per centum of wages for one brother or sister, and five per centum additional for each additional brother or sister, with a maximum of twenty-five per centum, such compensation to be paid to their guardian, or, if there be no guardian, to such other person as may be designated by the board, as hereinafter provided.

8. Whether or not there be dependents as aforesaid, the reasonable expense of burial, not exceeding two hundred and fifty dollars, which shall be paid by the employer or insurer directly to the undertaker (without deduction of any amounts theretofore paid for compensation or for medical expenses).

Compensation shall be payable under this section to or on account of any child, brother, or sister, only if and while such child, brother, or sister is under the age of sixteen. No compensation shall be payable under this section to a widow, unless she was living with her deceased husband at the time of his death, or was then actually dependent upon him and receiving from him a substantial portion of her support. No compensation shall be payable under this section to a widower, unless he

be incapable of self-support at the time of his wife's death and be at such time dependent upon her for support. If members of decedent's household at the time of his death, the terms "child" and "children" shall include stepchildren, adopted children, and children to whom he stood in loco parentis and shall include posthumous children. Should any dependent of a deceased employe die or remarry, or should the widower become capable of self-support, the right of such dependent or widower to compensation under this section shall cease: Provided, however, That upon remarriage of any widow the compensation of such widow shall continue, as hereinbefore provided, for one-third of the period during which compensation then remains payable to her: Provided further, That if, upon investigation and hearing, it shall be ascertained that the widow or widower is living with a man or woman, as the case may be, in meretricious relationship and not married, or the widow living a life of prostitution, the board may order the termination of compensation payable to such widow or widower. If the compensation payable under this section to any person shall, for any cause, cease, the compensation to the remaining persons entitled thereunder shall thereafter be the same as would have been payable to them had they been the only persons entitled to compensation at the time of the death of the deceased.

The wages upon which death compensation shall be based shall not in any case be taken to exceed [thirty-seven dollars and fifty cents] forty-four dollars and fifty cents per week, nor less than [twenty-one dollars and twenty-five cents] twenty-five dollars and seventy-five cents per week.

This compensation shall be paid during three hundred weeks and, in the case of children entitled to compensation under this section, the compensation of each child shall continue after said period of three hundred weeks until such child reaches the age of sixteen, at the rate of seventeen and one-half per centum of wages, but not in excess of [five dollars and seventy-five cents] seven dollars per week, if there is one child; twenty-seven and one-half per centum of wages, but not in excess of [eight dollars and seventy-five cents] ten dollars and fifty cents per week, if there are two children; thirty-eight and one-half per centum of wages, but not in excess of [twelve dollars and fifty cents] fifteen dollars per week, if there are three children; fifty per centum of wages, but not in excess of [sixteen dollars and twenty-five cents] nineteen dollars and fifty cents per week, if there are four children; fifty-five per centum of wages, but not in excess of [seventeen dollars and fifty cents] twenty-one dollars per week, if there be five children; and sixty per centum of wages, but not in excess of [twenty dollars] twenty-four dollars per week, if there be six children or more.

The board may if the best interest of a child or children shall so require, at any time order and direct the compensation payable to a child or children, or to a widow or a widower on account of any child or children, to be paid to the guardian of such child or children, or, if there be no guardian, to such other person as the board, as hereinafter provided, may direct. If there be no guardian or committee of any minor, dependent or insane employe, or dependent, on whose account compensation is payable, the amount payable on account of such minor, dependent or insane employe, or dependent may be paid to any surviving parent, or to such other person as the board may order and direct, and the board may require any person, other than a guardian or committee, to whom it has directed compensation for a minor, dependent or insane employe, or dependent, to be paid, to render, as and when it shall so order, accounts of the receipts and disbursements of such person, and to file with it a satisfactory bond in a sum sufficient to secure the proper application of the moneys received by such person.

On the question,

Will the House agree to the amendments?

Mr. DOWLING. For the benefit of the Members of the House—the hour is getting late—these amendments are the same amendments that were introduced to 1441. They have to do with increasing the benefits to surviving widows and dependent children. They are identical with those that were introduced and passed in reference to 1441.

On the question recurring,

Will the House agree to the amendments?

They were agreed to.

The section as amended was agreed to.

The third and fourth sections and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair is pleased to welcome a former Member of the House, the gentleman from Lycoming, Honorable Jacob F. Matthews.

BILL ON FINAL PASSAGE RECALLED FROM GOVERNOR

BILL PASSED OVER

There being no objection

House Bill No. 678, Printer's No. 748, was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 757, as follows:

An Act to add Article XVI-A to the act approved the seventh day of March one thousand nine hundred one (P. L. 20) entitled "An act for the government of cities of the second class" by providing for the establishment of a municipal traffic court in cities of the second class. The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follow

Section 1 The act approved the seventh day of March one thousand nine hundred one (P. L. 20) entitled "An act for the government of cities of the second class" is hereby amended by adding thereto after Article XVI a new Article to read as follows

Article XVI-A

Municipal Traffic Court

Section 1 Traffic courts established in cities of the second class jurisdiction in each city of the second class there is hereby established a court not of record to be called the "Municipal Traffic Court of the City of _____" the court hereby created notwithstanding any provision of the act approved the first day of May one thousand nine hundred twenty-one (P. L. 905) known as the Vehicle Code or of any other law to the contrary shall have jurisdiction in all prosecutions for summary offenses and the preliminary proceedings in prosecutions for indictable offenses arising under the Vehicle Code or any municipal ordinance of such city enacted pursuant thereto committed within the corporate limits of such city

Section 2 Composition of municipal traffic court the municipal Traffic court shall be held by such police magistrates as shall be assigned thereto from time to time by the mayor or such city one of whom shall be designated presiding magistrate the presiding magistrate shall preside over and supervise the work of the municipal traffic court

Section 3 Powers of the magistrates of the municipal traffic court all magistrates of the municipal traffic court in each city of the second class shall have full and com-

plete jurisdiction power and authority to receive and take criminal informations on oath or affirmation of and subscribed to by the affiant accusing any person or persons of the commission of any summary offense or felony or misdemeanor arising under the vehicle code or any ordinance enacted pursuant thereto committed within the corporate limits of the city in which the said municipal traffic court has jurisdiction and to administer oaths issue summonses subpoenas and warrants for the arrest of the accused and hear and decide all such summary offenses impose fines and costs of prosecution and to commit to jail in default of the payment thereof and hold preliminary hearings and prosecutions for indictable offenses under the vehicle code and any local ordinance enacted pursuant thereto and commit to jail or bind over for trial at the next term of the proper court of the county or discharge such accused person or persons as the evidence produced at such preliminary hearing or hearings may warrant

Section 4 Necessary Facilities and Supplies to be Furnished by City It shall be the duty of each second class city to supply and pay for whatever may be necessary for the transaction of the business of the said municipal traffic court and to supply all proper court rooms chambers and accommodations including waiting room lavatories conference rooms docket blanks books legal blanks stationery furniture and equipment and such law books as may be certified by the presiding magistrate to be necessary for the use of the municipal traffic court and to pay all salaries compensations expenses and disbursements that are herein or are otherwise authorized by law and it shall be the duty of the council of the city to appropriate annually a sum sufficient to pay such salaries compensations expenses and disbursements the court rooms chambers waiting rooms lavatories conference rooms accommodations furniture and equipment to be supplied shall be of such character and be kept in such condition of repair cleanliness and useful service at the expense of the city as the presiding magistrate shall determine to be necessary or desirable

Section 5 Clerk of Municipal Traffic Court Assistants Compensation A clerk of the municipal traffic court hereby created and all necessary assistants shall be appointed and their compensation and duties fixed in the manner provided by law which compensation shall be paid out of the treasury of such city in the same manner as other expenses are paid by law the clerk shall have custody of the seal as well as the docket of the court and all papers pertaining to the business of the court

Section 6 Seal of Municipal Traffic Court Custody The municipal traffic court shall have a seal for the use of said court which shall contain the name of the court and the word "seal" which seal shall be affixed to all processes summonses informations warrants transcripts and other official certificates issued by or under the order of said court

Section 7 Business Hours of Municipal Traffic Court The municipal traffic court shall be open for the transaction of business at such time as shall be designated by ordinance and shall be under the supervision of the presiding magistrate

Section 8 City Solicitor to Assign Prosecuting Attorney Upon Request of Presiding Magistrate The city solicitor shall upon request of the presiding magistrate assign a member of his staff to prosecute any proceeding jurisdiction of which is conferred upon the municipal traffic court hereby created

Section 9 Costs Magistrates' Fees Disposition costs taxable in proceedings before the municipal traffic court shall include magistrates fees as allowed by law which fees shall be paid by the clerk into the city treasury daily and other costs as allowed by law but shall not include witness fees for police officers

Section 10 Rules of Practice Within sixty (60) days after this act takes effect it shall be the duty of the magistrates of the municipal traffic court to prepare and submit to the judges of the county court or if there be no county court in the county in which the municipal traffic court

is situate then the judges of the Court of Quarter Sessions thereof rules and regulations for the practice and procedure in and the conduct of the business of the municipal traffic court which shall become valid and binding as such when the same are approved by a majority of the judges of the county court or the court of quarter sessions as the case may be if the magistrates of the municipal traffic court shall fail or neglect to prepare such rules and regulations and submit the same to the judges of the county court or the court of quarter sessions as the case may be it shall be the duty of said judges of their own motion to promulgate such rules and regulations which shall be the official rules and regulations of the municipal traffic court said rules and regulations may be altered amended or repealed by the magistrates of the municipal traffic court or by the judges of the county court or if there be no county court then by the judges of the court of quarter sessions and such rules and regulations promulgated as they may deem necessary and proper

Section 11 Annual Report on or Before the Twentieth Day of January of Each Year The presiding magistrate of the municipal traffic court shall make written report to the mayor of the city with respect to the business of the court during the preceding calendar year Copies of said report shall be furnished each member of council the city controller each judge of the county court or if there be no county court then of the court of quarter sessions and the Secretary of Revenue of the Commonwealth

Section 2 All acts and parts of acts are hereby repealed so so far as they are inconsistent with the provisions of this act

Section 3 The provisions of this act shall become effective immediately upon final enactment

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Markley,	Rovansek,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarrafa,
Baumunk,	Guarnieri,	McCormack,	Sax,
Bear,	Gutendorf,	McCullough,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenschild,	Metz,	Smith,
Bomberger,	Headlee,	Mihm,	Snyder,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Brelsch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Cooper,	Jump,	Musto,	Toompkins,
Corr,	Kamyk,	Najaka,	Toomey,
Costa,	Keller,	Naugle,	VanSant,
Coyle,	Kent,	Needham,	Varallo,
Dairymple,	Kilne,	Olsen,	Varnier,
Davis,	Kohl,	Penglase,	Verona,
Dennison,	Kolankiewicz,	Peta,	Wachhaus,
Dougherty,	Kornick,	Petrosky,	Wargo,
Dowling,	Kratz,	Pettigrew,	Waterhouse,
Duffy,	Kubacki,	Pfaff,	Watkins,
Dunn,	Lafore,	Pichney,	Weidner,
Erb,	Lederer,	Pitzer,	Welsh,
Ewing,	Lelsey,	Polaski,	Wescott,
Fenrich,	Leonard, L.,	Polen,	Westrick,
Ferster,	Leonard, W. O.,	Price, H. W. Jr.,	Whalley,
Filip,	Leven,	Price, R. A.,	Wheeler,
		Readinger,	White,

Filo,
Firmstone,
Flack,
Frost,
Gaffney,
Geer,
Gibson,
Gleason,
Good,

Light,
Limper,
Loftus,
Lopresti,
Lovett,
Lutty,
Lyons,
Madden,
Madigan,

Reagan,
Reese,
Reidenbach,
Reilly, J. M.,
Rigby,
Riley, R. L.,
Robertson,
Rose,
Rosen,

Williams,
Wilt,
Wood,
Yeakel,
Yester,
Yetzer,
Young,
Ziegler,
Sorg,
Speaker

NAYS—1

DuBois,

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 907, as follows:

An Act to further amend section nine hundred fifteen of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulation of public utilities including to a limited extent municipalities engaging in public utility business by prescribing defining and limiting their duties power and liabilities and regulating the exercise surrender or abandonment of their powers privileges and franchises defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervision of financial and contractual relations between public utilities and affiliated interests and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant costs and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporation (except municipal corporations) subject to regulation the cost of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and re-

pealing legislation supplied and superseded by or inconsistent with this act" by permitting motor carriers not qualified to be self-insurers to furnish surety bonds or public liability insurance

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section nine hundred fifteen of the act approved the twenty-eighth day of May one thousand nine hundred thirty-nine (P. L. 1053) entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulation of public utilities including to a limited extent municipalities engaging in public utility business by prescribing defining and limiting their duties powers and liabilities and regulating the exercise surrender or abandonment of their powers privileges and franchises defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervision of financial and contractual relations between public utilities and affiliated interests and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant costs and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporation (except municipal corporations) subject to regulation the cost of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and superseded by or inconsistent with this act" as last amended by the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 636) is hereby further amended to read as follows

Section 915 Motor Carriers to Carry Insurance Unless Permitted to Be Self-Insurers The commission may as to motor carriers prescribe regulation or order such requirements as it may deem necessary for the protection of persons or property of their patrons and the public including the filing of surety bonds the carrying of insurance or the qualifications and conditions under which such carriers may act as self-insurers with respect to such matters Provided however That all motor carriers of passengers whose current liquid assets do not exceed their current liabilities by at least one hundred thousand (\$100,000) dollars shall cover each and every vehicle transporting such passengers with a public liability insurance policy or a surety bond issued by an insurance carrier or a bonding company authorized to do business in this State in such amounts as the commission may prescribe but not less than five thousand (\$5,000) dollars for

one and ten thousand (\$10,000) dollars for more than one person injured in any one accident

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCullough,	Sax,
Baumunk,	Guarnieri,	McCormack,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstreser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Herach,	Miller, J. C.,	Stank,
Brelsach,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintem,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muidowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dairymple,	Kline,	Pengase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewica,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. O.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Fillip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 978 as follows:

An Act to amend the act approved the thirty-first day of July one thousand nine hundred forty-one (P. L. 616) entitled "An act defining regulating and providing for the licensing and registration of employment agents and their representatives including private employment agents theatrical employment agencies and nurses' regis-

tries providing for revocation and suspension of licenses and registrations subject to appeal and for their reinstatement defining the powers and duties of the Department of Labor and Industry and the Department of Public Instruction providing penalties and repealing existing laws" by changing the provisions thereof and the rights obligations license fees and procedure therein The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clauses (11) and (13) of section two and sections five six seven ten eleven twelve fifteen sixteen twenty-one twenty-seven and twenty-nine of the act approved the thirty-first day of July one thousand nine hundred forty-one (P. L. 616) entitled "An act defining regulating and providing for the licensing and registration of employment agents and their representatives including private employment agents theatrical employment agencies and nureses' registries providing for revocation and suspension of licenses and registrations subject to appeal and for their reinstatement defining the powers and duties of the Department of Labor and Industry and the Department of Public Instruction providing penalties and repealing existing laws" are hereby amended to read as follows

Section 2 Definitions The following terms shall unless the context otherwise indicates have the following respective meanings

* * * * *

(11) "Representative" as used in this act means any employe of a Pennsylvania licensed theatrical booking agent such employe to be a bona fide resident of Pennsylvania who solicits business and arranges or becomes a party to contracts between employers and employe clients

* * * * *

(13) "Theatrical employment agency" means and includes the business of conducting an agency bureau office or any other place for the purpose of procuring or offering promising or attempting to provide engagements for persons who want employment in the following occupations circus fair vaudeville musical theatrical concert lecture night clubs private clubs or organization radio and television and other entertainment or exhibitions or performances or of giving information as to where such engagements may be procured or provided [whether such business is conducted in a building on the street or elsewhere]

Section 5 Every person desiring to operate as an employment agent shall file an application for a license with the department The application shall be on a form furnished by the department and shall state

(1) The name and street address of the applicant

(2) The address of the place where the business is to be conducted

(3) Whether or not the applicant proposes to conduct a lodging house for the unemployed separate from the business proposed to be conducted

(4) The business or occupation engaged in by the applicant for at least [two] five years immediately preceding the date of the application

(5) Whether or not the applicant is pecuniarily interested in any other business of like nature and if so where

(6) Whether the applicant is the only person pecuniarily interested in the business to be carried on under the license

(7) If the applicant is a corporation the names and addresses of the officers of said corporation

(8) If the applicant is a partnership the names of all partners therein

(9) Such other information as the department deems necessary

Such application shall be accompanied by the affidavit of three persons of business or professional integrity residing within the Commonwealth of Pennsylvania Such affidavits shall state that the affiants have known the applicant for a period of [two] five years that the applicant is a person of good moral character and is a citizen of the United States

Such application shall also be accompanied by copies of three insertions of notice of application which have

appeared on three different dates of publication in a newspaper of general circulation in the territory where the applicant proposes to establish his business This provision shall not be applicable to renewal of license by duly licensed employment agents

No licensed employment agent shall permit any person not mentioned in the original application for a license to become a partner if such agency is a partnership or an officer of the corporation if such agency is a corporation unless the written consent of the department shall first be obtained Such consent may be withheld for any reason for which an original application might have been rejected if the person in question had been mentioned therein

Section 6 Upon receipt of such application the department shall post in a conspicuous place on the premises at which the business is or is intended to be conducted the name and address of the applicant the place where the business is to be conducted and the fact that such application has been filed

The department shall thereupon investigate the character and responsibility of the applicant and the location and premises at which the business is intended to be conducted

Any person may file within one week after the posting by the department of the facts pertaining to the application as heretofore provided a protest with the department against the issuance of such license Such protest shall be in writing and shall be signed by the person filing the same or his authorized agent or attorney and shall state the reasons why the license should not be granted

If the investigation by the department is unsatisfactory or in the event of a protest in writing the department shall not less than [fifteen] thirty (30) days after the posting of the facts of application hold a public hearing at a place designated by the department in the city borough town or township where the business is to be established such hearing to be held by the secretary or any person designated by him At least five days' notice of the time and place of such hearing shall be given by the department to the applicant and the protestants if any

The department shall have the power to issue subpoenas requiring the attendance of witnesses and the production of books and papers pertinent to any hearings which may be held under this act and to administer oaths to and examine such witnesses and to examine such books and papers

Any witness who refuses to obey a subpoena issued hereunder or who refuses to be sworn or affirmed or to testify or who is guilty of any contempt after summons to appear may be punished as for contempt of court and for this purpose an application may be made to any court of common pleas within whose territorial jurisdiction the offense was committed for which purpose such court is hereby given jurisdiction

Section 7 The department may refuse to issue licenses whenever after due investigation and hearing by the department it finds that the character of the applicant makes him unfit to be an employment agent or that the proposed plan of business is unjust or unfair under the terms of this act or that the applicant has been guilty of unethical business practice or that the applicant being here tofore an employment agent has failed to comply with the existing laws or regulations of the department relating thereto or that the place where the business is to be conducted is not a suitable place therefor and such places as well as for other proper reasons shall be deemed unsuitable if it is to be conducted in rooms used for living purposes or where boarders or lodgers are kept or where meals are served or where persons sleep or in connection with a building or premises where intoxicating liquors are sold or reputed to be sold (excepting cafes or restaurants in office buildings and hotels which maintain regular office suites) or in a house of ill repute or in a neighborhood deemed unsatisfactory by the department No theatrical employment agency shall be conducted in a private home

Section 10 No person shall open keep or carry on any employment agency in the Commonwealth of Pennsyl-

vania unless every such person shall have paid to the department a license fee as follows

(1) For licenses to be known as class "A" licenses and which shall be required by all employment agents who confine their operations to persons listed as metal and metal products workers mine and quarry workers clay glass and stone products workers iron workers clothing workers textile workers food and kindred products workers leather rubber and composition goods workers lumber woodwork and furniture workers paper and printing workers unskilled and common laborers hotel and restaurant help domestic and industrial help of all kinds the sum of one hundred (\$100) dollars

(2) For licenses to be known as class "B" licenses and which shall be required by all employment agents known as professional or technical and who confine their operations to nurses teachers advertising managers bookkeepers and accountants cashiers chemists draftsmen surveyors and transit men engineers salesmen and solicitors superintendents and foremen traffic managers agricultural experts chemical workers explosive workers auto mechanics and garage workers chauffeurs and truck drivers aircraft workers inspectors telegraph operators telephone operators station employees shipping and stock clerks store managers beauticians stenographers and typists linotype operators printers and compositors proofreaders office clerks timekeepers tobacco workers and traders and all other similar occupations not listed under clause (1) of this section the sum of one hundred (\$100) dollars

(3) For licenses to be known as class "C" licenses and which shall be required by all employment agencies known as theatrical employment agencies and who confine their operations to actors actresses musicians models and performers of all kinds the sum of one hundred (\$100) dollars

Section 11 Each applicant for a license shall file with the application a schedule of fees charges and commissions which he intends to charge and collect for his services together with a copy of all forms and contracts to be used in the operation of the agency Such schedule of fees charges and commissions shall be reasonable and may thereafter be changed by filing with the department an amended or supplemental schedule showing such changes at least [fifteen (15)] thirty (30) days before the change is to become effective Any change in forms or contracts must be filed with the department at least [fifteen (15)] thirty (30) days before such change is to become effective Such schedule of fees to be charged shall be posted in a conspicuous place in any agency

It shall be unlawful for any employment agency to charge collect or receive a greater compensation for any service performed by it than is specified in the schedule filed with and approved by the department

Fees for temporary position shall not exceed ten (10) per centum of the amount earned

A new and separate contract must be issued for each and every placement made by the employment agency A copy of such contract signed by a representative of the employment agency and the applicant showing the terms fees and general conditions must be given to each applicant before a placement is made

Section 12 Any license granted by the department may be suspended or revoked by it for cause after hearing before the secretary or his duly appointed representative upon due notice to the holder of such license Failure to comply with the duties terms rules conditions or provisions required by any law of this Commonwealth governing employment agencies or with any [lawful] order of the department shall be deemed cause for suspension or revocation of license at discretion of the department [The department shall institute proceedings in the court of common pleas of the county wherein such business is located asking for the revocation of such license for the causes enumerated hereinafter] The licensee is to have the right of appeal to the Court of Common Pleas of Dauphin County All matters remaining in abeyance until final hearing upon it appearing from the inspection or

investigation of the department or upon sworn complaint filed with it that the licensee

(a) Was guilty of fraud or misrepresentation in the securing of the license

(b) Had not met or was not meeting the requirements under which the license was granted

(c) Was violating or failing to observe any provisions of this act or committed such acts inconsistent therewith as would entitle departments to refuse license

Whenever a license shall be finally revoked the department shall not within one year of such revocation issue another license to such person or his representative or to any person with whom he is to be associated in such business Nor shall such person be employed during such period by any other employment agent

Section 15 It shall be unlawful for any person to act or assume to act as the representative of any theatrical employment agency without first obtaining a license as such representative from the department It shall be unlawful for any person to engage in operate or carry on the business of [an] a theatrical employment agency unless each representative of such agency is a licensed employment representative

Every person who desires to obtain a license as a theatrical employment representative shall apply therefor to the department in writing upon application blanks prepared and furnished by the department Each application shall set forth such information as the department may require and shall be accompanied by the affidavits of two persons of business or professional integrity residing in the city borough or township wherein the applicant reside Such affidavits shall state that they have known the applicant for a period of two years and that the applicant is a person of good moral character

The department may require such other proof as to the honesty truthfulness and integrity of the applicant as it deems necessary If the applicant is shown to be honest truthful and of known integrity the department shall issue a license which license shall set out the true name and address of the applicant the name of the employment agent by which he is employed and such additional information as the department may prescribe The license issued shall authorize the person named therein to act as a representative

The department shall change an annual fee of [five (\$5.00)] twenty-five (\$25.00) dollars for issuing each such license which fee shall be paid at the time application is made

Section 16 The department upon its own motion or upon the filing with it by any person of a verified complaint accompanied by such evidence documentary or otherwise as makes out a prima facie case that any applicant or licensed representative is unworthy to hold a license shall notify the applicant or licensed representative in writing that the question of his honesty truthfulness and integrity is to be reopened and determined de novo Such notice shall be served by delivering a copy to the applicant or licensed person or by mailing a copy to him by registered mail at his last known business address Thereupon the department shall require further proof of the applicant's licensee's honesty truthfulness and integrity and if the proof is not satisfactory the department shall refuse to grant renew or shall revoke his license

If any employment representative is discharged or terminates his employment with the agency by which he is employed such agency shall immediately deliver or forward by registered mail the employment representative's license to the department together with the reasons for his discharge if he was discharged

Thereafter it shall be unlawful for the employment representative to exercise any rights or privileges under such license

Any person who violates any provisions of this section or who testifies falsely as to any matter required by the provisions of this section or of this act shall upon conviction thereof in a summary proceeding be sentenced to pay a fine of not less than twenty-five (\$25.00) dollars

nor more than one hundred (\$100.00) dollars or upon non-payment thereof to undergo imprisonment in the county jail for a period of not more than thirty (30) days

Section 21 No [such] class "A" or class "B" employment agent shall charge a registration fee without having first obtained a permit to change such registration fee from the department Any such employment agent desiring to charge said registration fee shall make application in writing to the department and shall set out in the application the type of applicants from whom they intend to accept a registration fee the amount of the fee to be charged and shall furnish any other information on the subject that the department deems necessary to enable it to determine whether the applicant's business methods and past record with reference to the charging of registration fees entitle the applicant to a permit

It shall be the duty of the department upon receipt of the application to make an investigation as to the truthfulness of said application and the necessity for the charge of a registration fee if it is shown that the applicant's method of doing business is of such a nature that a permit to charge a registration fee is necessary and that the record of the applicant's past method of charging a registration fee has been reasonable and fair then the department shall grant a permit to such applicant Such permit shall remain in force until revoked for cause No permit shall be granted until after [ten (10)] fifteen (15) days from the date of filing of the application

When a permit is granted such employment agent may charge a registration fee not to exceed five (\$5.00) dollars except nurses' registries which may be permitted to charge an annual registration fee of not more than ten (\$10.00) dollars In all such cases a complete record of all such registration fees and references of applicants shall be kept on file which record shall during all business hours be open for the inspection of the department It shall be the duty of such employment agent to communicate in writing with at least two of the persons mentioned as references by every applicant from whom a registration fee is accepted Failure on the part of an employment agent to make such investigation shall be deemed cause to revoke his permit to charge a registration fee For such registration fee a receipt shall be given to each applicant for help or employment which receipt shall state therein the name of the applicant date and amount of payment the character of position or help applied for and the name and address of the employment agent If no position has been furnished by an employment agent to the applicant then the registration fee shall be returned to the applicant on demand after thirty (30) days from the date of receipt thereof less the amount that has been actually expended by the employment agent in checking the references of said applicant An itemized account of such expenditures shall be presented to the applicant on request at the time of returning the unused portion of the registration fee

Any such permit granted by the department may be revoked by it upon due notice to the holder thereof after hearing at which due cause is shown

Every employment agent shall give to every applicant from whom he receives a fee a card or printed paper containing the name of the applicant the name and address of the employer to whom the applicant is sent for employment the name and address of the agency and the probable duration of the work whether temporary or permanent A duplicate of all such cards or printed paper shall be kept on file in the agency

Section 27 The department shall be charged with the enforcement of the provisions of this act and shall have power to make and enforce such reasonable rules and regulations for the conduct of the business of employment agents as may be necessary to carry out the laws relating thereto The secretary shall appoint inspectors [who shall have no other occupation or business and] who shall make [as nearly as possible three] periodic visits [each month] to every employment agent holding a license in this Commonwealth Such inspectors shall have suitable badges which they shall exhibit on demand of

any person interested They shall enforce compliance with the provisions of this act Every inspector of the department shall have power to execute and serve all warrants and processes of law issued by any justice of the peace alderman or magistrate or by any court of competent jurisdiction in the same manner as sheriffs constables or police officers may serve and execute such processes Such inspectors may also arrest on view and without warrant any unlicensed person detected by them actually violating any of the provisions of this act and may take such person so offending before any justice of the peace alderman or magistrate and make complaint

Section 29 No Person shall operate as an employment agent in this Commonwealth without holding a license so to do as herein provided No person shall operate in this Commonwealth under one or more of the exempted classifications set forth in section three of this act or under section fourteen hereof without holding a license so to do or being registered as herein provided Any person so doing or any person violating any provision of this act or knowingly aiding and abetting in its violation for which no other specific penalty is provided shall upon summary conviction thereof be sentenced for the first offense to pay a fine of not less than twenty-five (\$25.00) dollars nor more than one hundred (\$100.00) dollars or to undergo imprisonment for a period of not more than thirty (30) days or both and for a second offense shall be sentenced to pay a fine of not less than twenty-five (\$25.00) dollars nor more than two hundred and fifty (\$250.00) dollars or to undergo imprisonment for a period of not more than one (1) year or both

Section 2 This act shall become effective immediately upon final enactment

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Markley,	Rovansek,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarra,
Baumunk,	Guarnieri,	McCormack,	Sax,
Bear,	Gutendorf,	McCullough,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schuster,
Beech,	Hagerty,	McGee,	Scott,
Berkstresser,	Hall,	McInroy,	Seyler,
Blair,	Hamilton, R. K.,	McKinney,	Shoemaker,
Bloom,	Hamilton, W. H.,	McMillen,	Shotwell,
Boles,	Harney,	McNally,	Smith,
Bolton,	Haudenshield,	Metz,	Snider,
Bomberger,	Headlee,	Mihm,	Sollenberger,
Boorse,	Helm,	Mikula,	Spencer,
Bower,	Hersch,	Miller, H. G.,	Stank,
Breisch,	Hewitt,	Miller, J. C.,	Stimmel,
Breth,	Hocker,	Mills,	Stoner,
Brown,	Hoggard,	Mintess,	Swartz,
Bucchin,	Hunter,	Monroe,	Swope,
Byrne,	Jenkins,	Moore, C. E.,	Tahl,
Cella,	Johnson,	Moore, H. A.,	Taylor,
Clapper,	Jones, G. E.,	Moran,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Muldowney,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Munley,	Toll,
Conway,	Jones, T. H. W.,	Murray,	Tompkins,
Cooper,	Jump,	Musto,	Toomey,
Corr,	Kamyk,	Najaka,	VanSant,
Costa,	Keller,	Naugle,	Varallo,
Coyle,	Kent,	Needham,	Varner,
Dalrymple,	Kline,	Olsen,	Verona,
Davis,	Kohl,	Penglase,	Wachhaus,
Dennison,	Kolankiewicz,	Peta,	Wargo,
Dougherty,	Kornick,	Petrosky,	Waterhouse,
Dowling,	Kratz,	Pettigrew,	Watkins,
DuBols,	Kubacki,	Pfaff,	Weidner,
Duffy,	Lafore,	Pichney,	Welsh,
Dunn,	Lederer,	Pitzer,	Wescott,
Erb,	Lelsey,	Polaski,	Westrick,
Ewing,	Leonard, L.,	Polen,	Whalley,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Price, R. A.,	White,

Fillp,	Light,	Readinger,	Williams,
Filo,	Limper,	Reagan,	Wilt,
Firmstone,	Loftus,	Reese,	Wood,
Flack,	Lopresti,	Reidenbach,	Yeakel,
Frost,	Lovett,	Reilly, J. M.,	Yester,
Gaffney,	Lutty,	Rigby,	Yetzer,
Geer,	Lyons,	Riley, R. L.,	Young,
Gibson,	Madden,	Robertson,	Ziegler,
Gleason,	Madigan,	Rose,	Sorg,
Good,		Rosen,	Speaker

NAYS—1

Schmidt,

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL ON FINAL PASSAGE POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. H. W. PRICE, Jr.

The House resumed the consideration on final passage of House Bill No. 1356, as follows:

An Act to amend sections one and thirteen of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 940) entitled "An act relating to boarding houses for children providing for the licensing and inspection thereof and the adoption of rules and regulations for the maintenance operation and conduct thereof by the Department of Welfare defining offenses and prescribing penalties" by redefining "boarding houses for children" and increasing penalties

On the question recurring,
Shall the bill pass finally?

RECONSIDERATION OF VOTE

Mr. H. W. PRICE, Jr. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. WILBUR H. HAMILTON. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Mifflin, Mr. Price vote on agreeing to the bill on third reading?

Mr. H. W. PRICE, Jr. Mr. Speaker, I voted with the majority.

The SPEAKER. How did the gentleman from Philadelphia Mr. Hamilton vote on agreeing to the bill on third reading?

Mr. WILBUR H. HAMILTON. Mr. Speaker, I voted with the majority.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. H. W. PRICE, Jr. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Title, Page 1, line one of title, by inserting after the word "one" the following: "eight."

Amend Title, Page 1, last line of title, by inserting after the word "children" the following: "providing for an advisory committee with which the department shall confer in adopting rules and regulations."

Amend Section, Page 2, line 1, by inserting after the word "one" the following: "eight."

Amend Bill, Page 3, by inserting between lines 15 and 16 the following:

Section 8. Department to Adopt Rules and Regulations—The department is hereby authorized and empowered subject to the provisions of this section to adopt rules and regulations, not inconsistent with the provisions of this act, for the issuance and renewal of such licenses, and the proper maintenance, operation and conduct of such licensed boarding houses for children, and for the effective enforcement thereof. Such rules and regulations shall be designed to insure normal lives for all children maintained in boarding houses for children.

In adopting rules and regulations the department shall confer with an advisory committee of not less than seven or more than eleven persons to be appointed by the Governor who shall select the members of the advisory committee from representatives of recognized child welfare institutions, agencies and religious organizations conducting boarding houses for children and from the public at large. The Secretary of Welfare shall be a member, ex officio, of the advisory committee and shall act as the executive officer of the committee.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

BILLS ON THIRD READING POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. H. W. PRICE, Jr.

The House resumed the consideration on third reading of House Bill No. 1357, as follows:

An Act to amend the act approved the fourteenth day of April one thousand nine hundred and twenty-five (P. L. 234) entitled "An act relating to Boarding Houses for Infants providing for the licensing thereof and the adoption of rules and regulations for the maintenance operation and conduct thereof by the Department of Welfare and fixing penalties" by redefining "boarding houses for infants" eliminating license fees and increasing penalties

On the question recurring,

Will the House agree to the bill on third reading?

Mr. H. W. PRICE, Jr. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Title, page 1, line 7 of Title, by inserting after the word "fees" the following: "providing for an advisory committee with which the department shall confer in adopting rules and regulations."

Amend Sec. 3, page 4, line 5, by striking out the word "Section" and inserting in lieu thereof the following: "Sections eight and."

Amend Sec. 3, page 4, line 5, by striking out the word "is" and inserting in lieu thereof the following: "are."

Amend Sec. 3, page 4, by inserting between lines 6 and 7 the following: "Section 8. Department of Welfare to Adopt Rules and Regulations.—The Department of Wel-

fare may, with the approval of the State Welfare Commission and an advisory committee as hereinafter provided, make and adopt rules and regulations not inconsistent with this act, for the issuance and renewal of such licenses and the proper maintenance, operation and conduct of such boarding houses for infants and for the effective enforcements thereof.

"In adopting rules and regulations the Department of Welfare shall confer with an advisory committee of not less than seven nor more than eleven persons to be appointed by the Governor who shall select the members of the advisory committee from representatives of recognized child welfare institutions, agencies and religious organizations conducting boarding houses for infants and from the public at large. The Secretary of Welfare shall be a member ex officio, of the advisory committee, and shall act as the executive officer of the committee.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILLS ON THIRD READING

BILL PASSED OVER

There being no objection

House Bill No. 488, Printer's No. 476 was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1508, as follows:

An Act to amend Section 3 of the act approved the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 535) entitled "An act providing for the redemption of real property purchased by political subdivisions at tax sales upon the payment of the amount charged against the same and costs by installment payments and prescribing the procedure thereof" by providing that default in the payment of any installment when due or the payment of current taxes shall terminate the right of redemption

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 3 of the act approved the twenty-eighth of July one thousand nine hundred forty-one (P. L. 535) entitled "An act providing for the redemption of real property purchased by political subdivisions at tax sales upon the payment of the amount charged against the same and costs by installment payments and prescribing the procedure thereof" is hereby amended to read as follows

Section 3 The aforesaid agreement shall provide for the delivery of possession to such person upon the execution thereof and the receipt of the required first payment and such person shall have the right to retain possession of the property unless and until he shall default in [one] any installment payment or shall fail to pay the current taxes for any year as required by the agreement Upon default [of either or both of said payments] in any of said installment payments or the payment of current taxes for any year as required by the agreement such persons right of redemption shall terminate absolutely and such person shall not thereafter be entitled to enter into a subsequent agreement under the provisions of this act and the political subdivision shall have the right to repossess said property in the manner provided by the agreement speci-

fied in section two of this act or by the entry of a judgment in ejectment upon affidavit of default and the issuance of a writ of habere facias possessionem in due form according to law The agreement shall further provide for the conveyance of said property to the person with whom the agreement is entered into upon final payment of the total amount of said costs taxes municipal claims penalties and interest as aforesaid and the payment of all current taxes as aforesaid and the title so conveyed shall be free and clear of all tax and municipal claims but shall not be discharged from any other liens not discharged by the tax sale

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Markley,	Rovanack,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarra,
Baumunk,	Guarnieri,	McCullough,	Sax,
Bear,	Gutendorf,	McCormack,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenschild,	Metz,	Smith,
Bombberger,	Headlee,	Mihm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Buccin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendenning,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Cooper,	Jump,	Musto,	Tompkins,
Corr,	Kamyk,	Najaka,	Toomey,
Costa,	Keller,	Naugle,	VanSant,
Coyle,	Kent,	Needham,	Varallo,
Dalrymple,	Kline,	Olsen,	Varnier,
Davis,	Kohl,	Penglast,	Verona,
Dennison,	Kolankiewica,	Peta,	Wachhaus,
Dougherty,	Kornick,	Petrosky,	Wargo,
Dowling,	Kratz,	Pettigrew,	Waterhouse,
DuBois,	Kubacki,	Pfaff,	Watkins,
Duffy,	Lafore,	Pichney,	Weidner,
Dunn,	Lederer,	Pitzer,	Welsh,
Erb,	Lelsey,	Polaski,	Wescott,
Ewing,	Leonard, L.,	Polen,	Westrick,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenster,	Leven,	Price, R. A.,	Wheeler,
Filip,	Light,	Readinger,	White,
Filo,	Limper,	Reagan,	Williams,
Firmstone,	Loftus,	Reese,	Wilt,
Flack,	Lopresti,	Reidenbach,	Wood,
Frost,	Lovett,	Reilly, J. M.,	Yeakel,
Gaffney,	Lutty,	Rigby,	Yester,
Geer,	Lyons,	Riley, R. L.,	Yetzer,
Gibson,	Madden,	Robertson,	Young,
Gleason,	Madigan,	Rose,	Ziegler,
Good,		Rosen,	Sorg,

Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1538, as follows:

A Joint Resolution Proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto section twenty-two
The General Assembly of the Commonwealth of Pennsylvania hereby resolves as follows

Section 22 In addition to the purposes stated in article nine of the Constitution the Commonwealth may be authorized by law to create debt and to issue bonds in order to purchase and cancel all or any part of the obligation of The General State Authority not in excess of \$175,000-000 and the State Highway and Bridge Authority not in excess of \$40,000,000 or either of them

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Markley,	Rovansek,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarraf,
Baumunk,	Guarnieri,	McCullough,	Sax,
Bear,	Gutendorf,	McCormack,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenshield,	Metz,	Smith,
Bomberger,	Headlee,	Mihm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Brelsch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Buccchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendenning,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Cooper,	Jump,	Musto,	Tompkins,
Corr,	Kamyk,	Najaka,	Toomey,
Costa,	Keller,	Naugle,	VanSant,
Coyle,	Kent,	Needham,	Varallo,
Dalrymple,	Kilne,	Olsen,	Varnar,
Davis,	Kohl,	Penglase,	Verona,
Dennison,	Kolankiewicz,	Peta,	Wachhaus,
Dougherty,	Kornick,	Petrosky,	Wargo,
Dowling,	Kratz,	Pettigrew,	Waterhouse,
DuBois,	Kubacki,	Pfaff,	Watkins,
Duffy,	Lafore,	Pichney,	Weldner,
Dunn,	Lederer,	Pitner,	Welsh,
Erb,	Lelsey,	Polaski,	Wescott,
Ewing,	Leonard, L.,	Polen,	Westrick,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Fenster,	Leven,	Price, R. A.,	Wheeler,
Filip,	Light,	Readinger,	White,
Flo,	Limper,	Reagan,	Williams,
Firmstone,	Loftus,	Reese,	Wilt,
Flack,	Lopresti,	Reidenbach,	Wood,
Frost,	Lovett,	Reilly, J. M.,	Yeakel,
Gaffney,	Lutty,	Rigby,	Yester,
Geer,	Lyons,	Riley, R. L.,	Yetzer,
Gibson,	Madden,	Robertson,	Young,
Gleason,	Madigan,	Rose,	Ziegler,
Good,		Rosen,	Sorg,

Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having

voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

Senate Bill No. 11, Printer's No. 409,
Senate Bill No. 121, Printer's Bill No. 151,
Senate Bill No. 190, Printer's No. 444,
Senate Bill No. 379, Printer's No. 448,
Senate Bill No. 456, Printer's No. 173,
Senate Bill No. 496, Printer's No. 315,
Senate Bill No. 604, Printer's No. 263,
Senate Bill No. 618, Printer's No. 336,
Senate Bill No. 636, Printer's No. 445,
Senate Bill No. 638, Printer's No. 257,
Senate Bill No. 643, Printer's No. 291,
Senate Bill No. 694, Printer's No. 300 and
Senate Bill No. 721, Printer's No. 406,

were passed over at the request of the SPEAKER.

PERMISSION TO ADDRESS HOUSE

Mr. PITZER asked and obtained unanimous consent to address the House.

Mr. Speaker, from that great county of Adams and after this long session today, I have had given to me from one of our packers, apple juice in quart bottles, which I have down in the House store room. If the Members will go down and see Mr. Erb, he will see that they have apple juice made from Adams County apples.

Mr. MAXWELL. Mr. Speaker—

The SPEAKER. For what purpose does the gentleman from Westmoreland, Mr. Maxwell, arise?

Mr. MAXWELL. Mr. Speaker, to interrogate the gentleman.

The SPEAKER. Will the gentleman from Adams, Mr. Pitzer, permit himself to be interrogated?

Mr. PITZER. I shall, Mr. Speaker.

Mr. MAXWELL. Mr. Speaker, will the gentleman tell us whether this apple juice is hard or soft.

Mr. PITZER. Mr. Speaker, yes.

MEMBER CONGRATULATED

The SPEAKER. The Chair notes with pleasure the presence of flowers in the House and congratulates on her birthday the lady from Philadelphia, Mrs. Coyle.

PERMISSION TO ADDRESS HOUSE

Mr. GUARNIERI asked and obtained unanimous consent of the House to address the House.

Mr. Speaker, I had wanted to address a few remarks to the House on the occasion of the recent birthday of Mrs. Coyle. After having though upon the remarks that I wish to address to the House, of course, my friend, the gentleman from Philadelphia, Mr. Toll, had a formal resolution prepared in honor of Mrs. Coyle. However, in spite of the resolution, I would still like to express my remarks to the House.

We should all reflect that the passing of time brings to all of us a greater maturity, experience and wisdom. Time serves to give us an ever deeper satisfaction of

accomplishment and of things well done. It tests our friendship and it tests our loyalties. It marks our anniversaries and the days of our years. Our beloved and esteemed sister and representative, the lady from Philadelphia, Mrs. Josephine Coyle, celebrated an anniversary of her birth on July 23rd, 1951. That day surely was one of great happiness for her. On that day her many friends and well wishers again joined her in sharing her happiness and accomplishments.

She is the proud mother of five children. She gave the service of her three sons to the Armed Forces of the United States of World II. Despite her numerous duties as a mother and wife, she has sacrificed and given much of her personal life and leisure time in activities for the welfare of mothers and children and of the underprivileged people of her community.

She served with loyalty and distinction in the present session of our Legislature and she also served in the 1945 session of this House. Her personal grace and charm, her friendliness and loyalty, her humanity have all been demonstrated and are very well known to all of us.

Therefore, Mr. Speaker, I and the Members of this House, I am certain, all join in extending to the lady from Philadelphia our most sincere congratulations to her on the anniversary, although belatedly, of her birthday and we wish to say: "Many Happy Returns to the Day to you, Jo."

The SPEAKER. The Chair recognizes the lady from Philadelphia, Mrs. Coyle.

Mrs. COYLE. Mr. Speaker, I wish to thank the Honorable Marion Munley for her beautiful flowers; also Joe Scanlon for his very kind words congratulating me on my 39th birthday. Greater words were never spoken. Now I wish to thank all the Members for their kind wishes and congratulations, and also George Guarnieri for his very, very kind remarks.

RESOLUTION

RECALLING HOUSE BILL 545 FROM GOVERNOR

Mr. ROBERTSON offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, July 31, 1951.

Resolved (if the Senate concur), that House Bill No. 545, Printer's No. 612, entitled "An act to amend Subsection (f) of Section 302 of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled 'An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties' by providing that employers' reserve accounts shall not be charged with compensation paid to certain employees," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION CONGRATULATIONS

Mrs. MUNLEY, Mrs. VARALLO, Messrs. TOLL, GUARNIERI, DOUGHERTY and MULDOWNNEY offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, July 31, 1951.

Even to the lady members of the House the calendar periodically reveals the truth, the sad but absolute truth that another year has gone by.

Men for the most part accept this insidious onslaught of mounting years with better grace and resilience than their sisters—and are disposed to allude tauntingly to their sensitivity about age. However one member of the House—Mrs. Josephine C. Coyle—contradicts these rules of human conduct and mocks at the frailty of conventions.

Time in its flight has passed her with a gossamer touch. The radiance of her perennial smile is as fully bright as long ago—and the impact of the rushing years has left no trace of change in her lovely disposition and her charming attitude except to round out her wholesome viewpoint with overtones of mellowness.

As a wife and a mother she has the added joy and accomplishment of three boys and two girls to divert her time and attention from her faithful and effective legislative duties, therefore be it

Resolved, That this House of Representatives happily embrace this opportunity to extend to Mrs. Coyle its heartiest birthday felicitations and to express its sincere wish that many more years of interesting and healthful activity lie before her during which she may render outstanding service to her community and constituents and enjoy the serenity and comfort of her domestic responsibilities, and be it further

Resolved, That a copy of this resolution be transmitted to the Honorable Josephine C. Coyle of Philadelphia.

PARLIAMENTARY INQUIRY

Mr. ANDREWS. Mr. Speaker, I realize the troubled mental condition that is prevailing in certain sections of the capitol but I did not know it had reached the rostrum where the Speaker resides.

I rose to a parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. ANDREWS. My birthday is on the 12th of September. I wish to know whether I should request my friends to begin the preparation of a birthday salutation and congratulations and all that sort of stuff?

The SPEAKER. The Chair would be interested in reading such a resolution whether in session or not.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, July 30, 1951.

Resolved, (if the House of Representatives concur), that when the Senate adjourns this week, it reconvene on Monday, August 6, 1951, at two o'clock p. m., Eastern Standard Time; and when the House of Representatives adjourns this week, it reconvenes on Monday, August 6, 1951, at three thirty o'clock p. m., Eastern Standard Time.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

BILLS TO BE READ FIRST TIME

Mr. WOOD. Mr. Speaker, I move that all bills reported today from the Committee on Appropriations as committed be read for the first time.

The motion was agreed to.

REPORTS FROM COMMITTEES

Mr. WOOD from the Committee on Appropriations, reported as amended, House Bill No. 185, entitled:

An Act making an appropriation to the Department of Agriculture for the payment of the compensation and expenses of the Expert Tree Crop Advisor and other incidental expenses relative thereto.

Mr. BOMBERGER from the Committee on Motor Vehicles, reported as committed, House Bill No. 248, entitled:

An Act to further amend subsection (a) of Section 722 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by exempting motor vehicles of war amputees from the payment of title or registration fees.

Mr. SOLLENBERGER from the Committee on Appropriations, reported as amended, House Bill No. 718, entitled:

An Act making a deficiency appropriation to aid certain school districts.

Mr. WOOD from the Committee on Appropriations, reported as amended, House Bill No. 1531, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for essential repairs to buildings of the property at Ambridge, Beaver County, Pennsylvania, known as "Old Economy."

Mr. SAX from the Committee on City and County—First Class, reported as committed, House Bill No. 1603, entitled:

An Act to further amend Section 4 to amend subsection (d) of Section 4.1 to add Sections 4.2 and 4.3 and to amend paragraph (1) of Section 14 of the act approved the twentieth day of May one thousand nine hundred fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employees of said cities and all county or other public employees if any paid by appropriation of the city councils thereof and out of

the treasury of said cities and regulating the administration and the payment of such pensions" by clarifying the amount of contributions by certain pensioners and the method of computing lesser pensions changing date of completing certain payments and the age to which pension increments may be computed fixing minimum pensions and providing benefits for surviving spouse.

Mr. WOOD from the Committee on Appropriations, reported as amended, House Bill No. 163, entitled:

An Act to further amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system includng certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by authorizing school districts of the second third and fourth classes to levy additional taxes to pay rentals to municipality authorities authorizing boards of school directors to make additional appropriations or to increase appropriations authorizing school districts singly or jointly with other school districts to convey or lease property and appropriate money including proceeds of general obligation bonds to municipality authorities to acquire additional property for authority projects to lease school projects from and pay rental to municipality authorities to make all other contracts or agreements with municipality authorities deemed necessary or convenient in connection with projects providing for annual payments by the Commonwealth to school districts paying rentals to municipality authorities or non-profit corporations and further providing for annual payments by the Commonwealth to school districts making payments to the State Public School Building Authority.

Mr. ROSE from the Committee on Appropriations, reported as committed, House Bill No. 323, entitled:

An Act making an appropriation to the Department of Agriculture for the control of stem rust of wheat, oats, barley, and rye by the eradication of rust spreading barberry bushes and providing for payment thereof to counties making like expenditures of county funds.

Mr. ROSE from the Committee on Appropriations, reported as committed, House Bill No. 1541, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of the expenses of the Committee to study the water resources of the Delaware River Basin including the Incodel Plan, a four-State compact for the distribution among New York, New Jersey, Delaware, and Pennsylvania, of the waters of the Delaware River Basin.

Mr. SOLLENBERGER from the Committee on Appropriations, reported as committed, House Bill No. 1582, entitled:

An Act making appropriations to the Department of Property and Supplies and the Thaddeus Stevens Trade School to be used to purchase property in the City of Lancaster, Pennsylvania for improvements to such land and for repairs and improvements to buildings on such land.

Mr. HEWITT from the Committee on Appropriations, reported as committed, House Bill No. 1605, entitled:

An Act authorizing allocations to the Treasury Department and the Department of the Auditor General from the appropriation to the Department of Public Assistance, Act 27-A, approved June thirtieth, one thousand nine hundred fifty-one, for the administrative expenses in auditing and disbursing the appropriation made by said act during the month of August, one thousand nine hundred fifty-one.

Mr. TAHL from the Committee on Appropriations, reported as committed, House Bill No. 1611, entitled:

An Act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947."

Mr. TAHL from the Committee on Appropriations, reported as committed, House Bill No. 1612, entitled:

An Act making an appropriation for the payment of expenses incurred by the State Council of Civil Defense.

Mr. TAHL from the Committee on Appropriations, reported as committed, House Bill No. 1613, entitled:

An Act making an appropriation to the Department of Public Instruction, including proceeds of publications sold, for the purpose of revising the curricula of elementary, secondary and vocational schools.

Mr. TAHL from the Committee on Appropriations, reported as committed, House Bill No. 1614, entitled:

An Act making an appropriation to the State Tax Equalization Board for payment of necessary expenses.

Mr. TAHL from the Committee on Appropriations, reported as committed, House Bill No. 1615, entitled:

An Act making an appropriation to the State Veterans' Commission for the expenses of the commission, furnishing certain assistance to needy Pennsylvania veterans of any war or their dependents, for participation in certain defense activities, for the rehabilitation and care of veterans, including the acquisition of land by purchase, condemnation or gift, and construction of buildings for such purpose.

Mr. TAHL from the Committee on Appropriations, reported as committed, House Bill No. 1616, entitled:

An Act making an appropriation to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947."

Mr. TAHL from the Committee on Appropriations, reported as committed, House Bill No. 1617, entitled:

An Act making an appropriation for the maintenance, repair and improvement of the Port of Philadelphia.

Mr. TAHL from the Committee on Appropriations, reported as committed, House Bill No. 1618, entitled:

An Act making an appropriation to aid certain school districts.

Mr. TAHL from the Committee on Appropriations, reported as committed, House Bill No. 1619, entitled:

An Act making an appropriation to the Department of Labor and Industry to meet the obligation of the Commonwealth to pay a part of the compensation payable for certain occupational diseases.

Mr. TAHL from the Committee on Appropriations, reported as committed, House Bill No. 1620, entitled:

An Act making an appropriation to the Department of Labor and Industry for the payment of additional workmen's compensation in cases of second injuries.

Mr. TAHL from the Committee on Appropriations, reported as committed, House Bill No. 1621, entitled:

An Act making an appropriation to The Brandywine Battlefield Park Commission for the payment of necessary expenses.

Mr. DENNISON from the Committee on Appropriations, re-reported as committed, House Bill No. 1318, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Clarion State Teachers College to acquire certain tracts of land for the use of Clarion State Teachers; and making an appropriation.

BILLS ON FIRST READING

Pursuant to motion adopted today, the following bills were read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 323, entitled:

An Act making an appropriation to the Department of Agriculture for the control of stem rust of wheat, oats, barley, and rye by the eradication of rust spreading barberry bushes and providing for payment thereof to counties making like expenditures of county funds.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1541, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of the expenses of the Committee to study the water resources of the Delaware River Basin including the Incodel Plan, a four-State compact for the distribution among New York, New Jersey, Delaware, and Pennsylvania, of the waters of the Delaware River Basin.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1582, entitled:

An Act making appropriations to the Department of Property and Supplies and the Thaddeus Stevens Trade School to be used to purchase property in the City of Lancaster, Pennsylvania for improvements to such land and for repairs and improvements to buildings on such land.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1605, entitled:

An Act authorizing allocations to the Treasury Department and the Department of the Auditor General from the appropriation to the Department of Public Assistance, Act 27-A, approved June thirtieth, one thousand nine hundred fifty-one, for the administrative expenses in auditing and disbursing the appropriation made by said act during the month of August, one thousand nine hundred fifty-one.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1611, entitled:

An Act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1612, entitled:

An Act making an appropriation for the payment of expenses incurred by the State Council of Civil Defense.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1613, entitled:

An Act making an appropriation to the Department of Public Instruction, including proceeds of publications sold, for the purpose of revising the curricula of elementary, secondary and vocational schools.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1614, entitled:

An Act making an appropriation to the State Tax Equalization Board for payment of necessary expenses.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1615, entitled:

An Act making an appropriation to the State Veterans' Commission for the expenses of the commission, furnishing certain assistance to needy Pennsylvania veterans of any war or their dependents, for participation in certain defense activities, for the rehabilitation and care of veterans including the acquisition of land by purchase, condemnation or gift, and construction of buildings for such purposes.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1616, entitled:

An Act making an appropriation to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1617, entitled:

An Act making an appropriation for the maintenance, repair and improvement of the Port of Philadelphia.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1618, entitled:

An Act making an appropriation to aid certain school districts.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1619, entitled:

An Act making an appropriation to the Department of Labor and Industry to meet the obligation of the Commonwealth to pay a part of the compensation payable for certain occupational diseases.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1620, entitled:

An Act making an appropriation to the Department of Labor and Industry for the payment of additional workmen's compensation in cases of second injuries.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1621, entitled:

An Act making an appropriation to The Brandywine Battlefield Park Commission for the payment of necessary expenses.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

PERMISSION TO ADDRESS HOUSE

Mr. DOWLING asked and obtained unanimous consent to address the House.

Mr. Speaker. With regard to House Bills 1441 and 1442 I would like to make this prepatory remark, that the date of enactment was set forth in both of these bills as July 1st 1951. We have already passed that date. So with the permission of the House I would like to make some motions to change the dates in the bills from July 1st to October the 1st, which will facilitate the handling of these bills and will expedite them through the House.

The SPEAKER. For what purpose does the gentleman from Cambria Mr. Andrews rise?

Mr. ANDREWS. To inquire whether I heard the gentleman right that he wanted to make the effective date October 1st.

Mr. DOWLING. October 1st is the effective date.

Mr. ANDREWS. Effective immediately upon final enactment.

Mr. DOWLING. I am in error Mr. Speaker and the Minority Leader is correct in that. To be effective immediately upon enactment.

RECONSIDERATION OF VOTE

Mr. DOWLING. Mr. Speaker, I move that the vote by which House Bill No. 1441, Printer's No. 786 entitled:

An Act to further amend clauses (a) (c) and (d) of section three hundred six and section four hundred ten of the act approved the second day of June one thousand nine hundred fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties" by increasing maximum and minimum rates and deleting the limitation of number of weeks and aggregate of compensation for total disability and changing procedure

was ordered to be transcribed for third reading, be reconsidered.

Mr. JOHNSON. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Dauphin, Mr. Dowling, vote on ordering the bill to be transcribed for third reading?

Mr. DOWLING. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from McKean, Mr. Johnson, vote on ordering the bill to be transcribed for third reading?

Mr. JOHNSON. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. DOWLING. Mr. Speaker, I move that the vote by which the bill as amended was agreed to on second reading be reconsidered.

The motion was agreed to.

Mr. DOWLING. Mr. Speaker, I move that the vote by which the title was agreed to be reconsidered.

The motion was agreed to.

Mr. DOWLING. Mr. Speaker, I move that the vote by which section 4 was agreed to be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the fourth section?

Mr. DOWLING offered the following amendment:

Amend Sec. 4, page 9, lines 17 and 18, by striking out "the first day of July one thousand nine hundred fifty-one and inserting in lieu thereof: immediately upon final enactment

The amendment was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended

Ordered, To be transcribed for third reading.

RECONSIDERATION OF VOTE

Mr. DOWLING. Mr. Speaker, I move that the vote by which House Bill No. 1442, Printer's No. 785 entitled:

An Act to further amend the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's

Compensation Board Workmen's Compensation Referees and deans of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" by increasing maximum and minimum rates and total amounts and aggregate of compensation and changing time for mailing medical report

was ordered to be transcribed for third reading, be reconsidered.

Mr. JOHNSON. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Dauphin, Mr. Dowling, vote on ordering the bill to be transcribed for third reading?

Mr. DOWLING. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from McKean, Mr. Johnson vote on ordering the bill to be transcribed for third reading?

Mr. JOHNSON. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. DOWLING. Mr. Speaker, I move that the vote by which the bill as amended was agreed to on second reading be reconsidered.

The motion was agreed to.

Mr. DOWLING. Mr. Speaker, I move that the vote by which the title was agreed to be reconsidered.

The motion was agreed to.

Mr. DOWLING. Mr. Speaker, I move that the vote by which section 4 was agreed to be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the fourth section?

Mr. DOWLING offered the following amendment:

Amend Sec. 4, page 12, lines 1 and 2, by striking out the words "the first day of July one thousand nine hundred fifty-one" and inserting in lieu thereof immediately upon final enactment

The amendment was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended

Ordered, To be transcribed for third reading.

COMMITTEE MEETINGS

Agriculture and Dairy Industry, Mr. Madigan, Chairman, Room 331, Wednesday, August 1 at 8:45 a. m.

Counties, Mr. Guthrie, Chairman, Room 323, Wednesday, August 1, at 9:30 a. m.

All times are Eastern Standard Time.

ADJOURNMENT

Mr. SCANLON. Mr. Speaker, I move that this House do now adjourn until Wednesday, August 1, 1951 at 10:00 a. m. EST.

The motion was agreed to, and (at 7:22 p. m.) the House adjourned.

Legislative Journal.

Session 1951.

139th of the General Assembly.

Vol. 32.

HARRISBURG, PA., WEDNESDAY, AUGUST 1, 1951.

No. 73.

SENATE

WEDNESDAY, August 1, 1951.

The Senate met at 9:00 o'clock a. m., Eastern Standard Time.

The PRESIDENT Pro Tempore (M. Harvey Taylor) in the Chair.

PRAYER

The Chaplain, Rev. EDGAR C. IRWIN, Pastor of First Presbyterian Church, Ford City, Pennsylvania, offered the following prayer:

"Eternal Ruler of the ceaseless round of circling planets singing on their way,

Guide of the Nations, through the night profound into the glory of the perfect day

Rule in our hearts, that we may ever be

Guided and guarded and upheld by Thee."

We invoke Thy divine blessing on this morning's Session of this Legislative body here assembled. As they are called upon to enact into law those measures which from time to time the circumstances of the day and contingencies of the hour demand, grant unto them that inspiration of spirit by which they shall act wisely and rule well, knowing that where peoples must finally choose between chaos and tyranny they will choose tyranny. So may they order their legislation as to create a sense of well-being among the peoples of this Commonwealth that they feel themselves competently led. Through Jesus Christ, our Lord, Amen.

JOURNAL APPROVED

The PRESIDENT pro tempore. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. SCARLETT, further reading was dispensed with, and the Journal was approved.

The PRESIDENT pro tempore. The Chair invites the gentleman from Clearfield, Mr. Letzler, to the rostrum to preside.

The PRESIDING OFFICER (A. H. Letzler) in the Chair.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on August 1, 1951.

Mr. SNOWDEN. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, August 1, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation

COLUMBIA COUNTY

Mrs. Phyllis B. Nungesser, Berwick.

LAWRENCE COUNTY

Donald R. Logan, New Castle.

MONTGOMERY COUNTY

Harry C. Warner, Springfield Twp., Erdenheim, Philadelphia 18.

PHILADELPHIA COUNTY

Gerald H. Cassel, Phila., Land Title & Trust Co., Broad & Chestnut Sts.

Miss Peaches S. Love, Phila., 764 S. Broad St.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, August 1, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation

ALLEGHENY COUNTY

H. K. McDonal, Pittsburgh, 3050 Second Ave.

Mrs. Tillie B. Ogrodnik, Pittsburgh, 407 Wood St.

Lawrence R. Weamer, Tarentum.

CENTRE COUNTY

Charles Rider, Spring Twp., Bellefonte.

FAYETTE COUNTY

Mrs. Ann Lawrence, Jefferson Twp., Brownville.

LEHIGH COUNTY

Charles E. Bachman, Jr., Emmaus.
Mrs. Margaret E. Graver, Allentown.

NORTHUMBERLAND COUNTY

E. A. Engleman, Turbut Twp., Milton.

PHILADELPHIA COUNTY

Miss H. E. Hallworth, Phila., 245 W Sulis St.
John A. McCulkin, Phila., 4532 Walnut St.
Sidney Reiter, Phila., 2404 N. Broad St.
Charles H. Shafer, Phila., 4917 Aspen St.

SCHUYLKILL COUNTY

Lester Ernst Felsburg, Pottsville.
Mrs. Lena K. Meyers, Pottsville.

WESTMORELAND COUNTY

C. R. Dale, New Kensington.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. SNOWDEN,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Wade,
Byrne,	Lane,	Peelor,	Wagner,
Chapman,	Leader,	Probert,	Walker,
Crowe,	Mahanay,	Robinson,	Watkins,
Dent,	Mallery,	Ruth,	Watson,
Diehm,	McCreesh,	Scarlett,	Wolfe,
DiSilvestro,	McGinnis,	Silver,	Wood,
Fleming,	McMenamin,	Snowden,	Yosko,
Freed,	McPherson, Jr.	Stevenson,	Letzler,
Haiuska,			Presiding Officer

NAYS—0

2/3 of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

NOMINATION BY THE GOVERNOR

REFERRED TO COMMITTEE

He also presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, August 1, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Ida Bowermaster, Gordonville, Lancaster County, for appointment as Justice of the Peace in and for the Township of Leacock, Lancaster County, until the first Monday of January 1954, vice Charles S. Bowermaster, deceased.

JOHN S. FINE.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, July 30, 1951.

Resolved, (if the House of Representatives concur), that when the Senate adjourns this week, it reconvene on Monday, August 6, 1951, at two o'clock P. M., Eastern Standard Time; and when the House of Representatives adjourns this week, it reconvene on Monday, August 6, 1951, at three thirty o'clock P. M., Eastern Standard Time.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL NO. 545

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, July 31, 1951.

Resolved, (If the Senate concur), That House Bill No. 545, Printer's No. 612, entitled:

An Act to amend Subsection (f) of Section 302, of the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "Unemployment Compensation Law," by providing that employers reserve accounts shall not be charged with compensation paid to certain employees.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 907, entitled:

An Act to further amend section nine hundred fifteen of the act approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "Public Utility Law," by permitting motor carriers, not qualified to be self-insurers, to furnish surety bonds or public liability insurance.

Which was committed to the Committee on Insurance.

House Bill No. 978, entitled:

An Act to amend the act, approved the thirty-first day of July, one thousand nine hundred forty-one (P. L. 616), entitled "Employment Agency Law," by changing the provisions thereof, and the rights, obligations, license fees and procedure therein.

Which was committed to the Committee on Labor and Industry.

House Bill No. 1508, entitled:

An Act to amend section three of the act approved the twenty-eighth day of July, one thousand nine hundred forty-one (P. L. 535), entitled "An act providing for the redemption of real property purchased by political subdivisions at tax sales upon the payment of the amount

charged against the same and costs by installment payments, and prescribing the procedure therefor," by providing that default in the payment of any installment when due or the payment of current taxes shall terminate the right of redemption.

Which was committed to the Committee on Local Government.

House Bill No. 1538, entitled:

BOND ISSUE, GENERAL STATE AUTHORITY AND STATE HIGHWAY AND BRIDGE AUTHORITY

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto section twenty-two.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

AMENDMENT TO HOUSE BILL No. 757 RECALLED FROM THE GOVERNOR

He also presented for concurrence, House Bill No. 757, entitled:

An Act to add Article XVII to the act, approved the seventh day of March, one thousand nine hundred one (P. L. 20), entitled "Second Class City Law," by providing for the establishment of a traffic court in cities of the second class.

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

The PRESIDING OFFICER. The bill as amended, will appear on the calendar.

BILLS INTRODUCED AND REFERRED

Mr. KESSLER read in his place and presented to the Chair Senate Bill No. 812, entitled:

An Act to amend the title and certain sections of and to add new sections to the act approved the thirtieth day of June, one thousand nine hundred forty-seven (P. L. 1154), entitled "An act to prohibit the manufacture and sale of oleomargarine or butterine and other similar products when colored in imitation of yellow butter; to provide for license fees to be paid by manufacturers, wholesal and retail dealers, and by proprietors of hotels, restaurants, dining-rooms, and boarding-houses; for the manufacture or sale of oleomargarine, butterine or other similar products not colored in imitation of yellow butter; to regulate the manufacture, sale and advertising of oleomargarine, butterine or other similar products, not colored in imitation of yellow butter; and prevent and punish fraud and deception in such manufacture, sale, and advertising as an imitation butter; to prescribe penalties and punishment for violation of this act and the means and method of procedure for its enforcement; to regulate certain matters of evidence in such procedure; and to prescribe certain powers and duties of the Department of Agriculture," by permitting the manufacture and except in certain cases the sale of colored oleomargarine, butterine and similar products.

Which was committed to the Committee on Agriculture.

Mr. STEVENSON read in his place and presented to the Chair Senate Bill No. 813, entitled:

An Act to further amend the act approved the second day of May, one thousand nine hundred twenty-nine (P.

L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by further regulating the preparation of the budget and fiscal affairs of counties.

Which was committed to the Committee on Local Government.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. WATSON from the Committee on Executive Nominations reported with a favorable recommendation the following nominations, made by His Excellency, the Governor:

MEMBER OF THE STATE BOARD OF OPTOMETRICAL EXAMINERS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 30, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Dr. A. T. Liachowitz, Mahanoy City, Schuylkill County, for reappointment as a member of the State Board of Optometrical Examiners, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

MEMBERS OF THE BOARD OF TRUSTEES OF PENNSYLVANIA STATE ORAL SCHOOL FOR THE DEAF

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 17, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Board of Trustees of Pennsylvania State Oral School for the Deaf:

Mrs. Marjorie L. Sutherland, Clarks Summit, from March 16, 1950, until the third Tuesday of January 1955, and until her successor shall have been appointed and qualified.

Leo Moskovitz, Jermyn, from March 16, 1950, until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

Benjamin Sterling, Jr., Moosic, from March 16, 1950, until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

Paul R. Sable, Scranton, from March 16, 1950, until the third Tuesday of January 1953, and until his successor shall have been appointed and qualified.

Karl Reese, Scranton, from March 16, 1950, until the third Tuesday of January 1953, and until his successor shall have been appointed and qualified.

William W. Martin, Peckville, from March 16, 1950, until the third Tuesday of January 1953, and until his successor shall have been appointed and qualified.

Dr. William A. Rose, 229 Colfax Avenue, Scranton, to serve until the third Tuesday of January 1957, and until his successor shall have been appointed and qualified.

Joseph M. Gerard, 113 Frank Street, Dunmore, to serve until the third Tuesday of January 1957, and until his successor shall have been appointed and qualified.

Mrs. Amelia Johnson, R. D. No. 3, Moscow, to serve until the third Tuesday of January 1957, and until her successor shall have been appointed and qualified, vice Mrs. Elizabeth C. Fries, Scranton, whose term expired.

JOHN S. FINE.

MEMBERS OF THE LACKAWANNA COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 17, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Lackawanna County Board of Assistance:

Ernest Lamberti (Republican), Old Forge, from January 1, 1951, until December 31, 1953, and until his successor is duly appointed and qualified.

John M. Maloney (Democrat), Dunmore, from March 17, 1950, until December 31, 1951, and until his successor is duly appointed and qualified.

Mrs. Bertha Mika (Republican), Old Forge, from March 17, 1950, until December 31, 1952, and until her successor is duly appointed and qualified.

Mrs. Dorothy Von Storch (Republican), Chinchilla, from March 17, 1950, until December 31, 1952, and until her successor is duly appointed and qualified.

David F. Jones (Republican), Taylor, from March 17, 1950, until December 31, 1952, and until his successor is duly appointed and qualified.

JOHN S. FINE.

MEMBERS OF BOARD OF TRUSTEES OF SCRANTON STATE HOSPITAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 17, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Board of Trustees of Scranton State Hospital, for the term of four years, and until their successors are qualified:

Mrs. Sarah Gaul, Scranton, from March 15, 1950.

Garfield Lewis, Moscow, from March 14, 1950.

Herbert J. Dooley, Scranton, from March 14, 1950.

Michael J. Borick, Olyphant, from March 14, 1950.

Peter Novitsky, Blakely, from March 14, 1950.

Edward H. Schlesser, Scranton, from March 14, 1950.

Frank Suraci, Scranton, from March 14, 1950.

Everett A. Rosser, Scranton, from March 14, 1950.

Edward Hetkowski, Dickson City, from March 21, 1950.

JOHN S. FINE.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 17, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Robert H. Bicker, R. D. No. 2, Cabot, Butler County, for appointment as Justice of the Peace in and for the Township of Winfield, Butler County, until the first Monday of January 1954, vice George H. Bicker, deceased.

JOHN S. FINE.

MEMBERS OF THE BOARD OF TRUSTEES OF ALLENTOWN STATE HOSPITAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 17, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Board of

Trustees of Allentown State Hospital, for the term of four years, and until their successors shall have been appointed and qualified:

Oliver H. Peter, 1105 North 19th Street, Allentown, Lehigh County, vice Mrs. Marian K. Steckel, resigned.

Mrs. Elsie B. Ganz, Summit Lawn, Allentown, Lehigh County, vice Louis P. Neuweiler, resigned.

Howard M. Singmaster, Macungie, Lehigh County, vice Victor Schmidt, resigned.

Hon. Henry G. Sweney, 707 East 20th Street, Chester, Delaware County, vice Major John C. Shumberger, Sr., resigned.

JOHN S. FINE.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 11, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Wm. H. Preston, Main Street, Hydetown, Crawford County, for appointment as Justice of the Peace in and for the Borough of Hydetown, Crawford County, until the first Monday of January 1952, vice Nelson Burns, deceased.

JOHN S. FINE.

MEMBERS OF THE BOARD OF TRUSTEES OF COALDALE STATE HOSPITAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 30, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Board of Trustees of Coaldale State Hospital, for the term of four years, and until their successors are qualified:

John West, Tamaqua, Schuylkill County (Reappointment).

William Clements, Coaldale, Schuylkill County (Reappointment).

Arthur Snyder, Tamaqua, Schuylkill County (Reappointment).

Richard H. Evans, Coaldale, Schuylkill County, from June 1, 1950.

JOHN S. FINE.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 30, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Ralph A. Kester, 189 North Main Street, Shickshinny, Luzerne County, for appointment as Justice of the Peace in and for the Borough of Shickshinny, Luzerne County, until the first Monday of January 1952, to fill a vacancy.

JOHN S. FINE.

MEMBERS OF THE SCHUYLKILL COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 30, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the Schuylkill County Board of Assistance:

Mrs. Marguerite M. Freeston (Republican), Pottsville, Schuylkill County, until December 31, 1952, and until her successor is duly appointed and qualified.

W. J. Roberts (Republican), Girardville, Schuylkill County, until December 31, 1952, and until his successor is duly appointed and qualified.

William Boussum (Republican), Cressona, Schuylkill County, until December 31, 1953, and until his successor is duly appointed and qualified.

Thomas Dove (Republican), Pottsville, Schuylkill County, until December 31, 1953, and until his successor is duly appointed and qualified.

Daniel H. H. Lengel (Republican), Pottsville, Schuylkill County, until December 31, 1952, and until his successor is duly appointed and qualified.

JOHN S. FINE.

MEMBER OF THE BOARD OF TRUSTEES OF WERNERSVILLE STATE HOSPITAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 30, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Paul S. Christman, Schuylkill Haven, Schuylkill County, for reappointment as a member of the Board of Trustees of Wernersville State Hospital, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

MEMBER OF THE BOARD OF TRUSTEES OF BLOOMSBURG STATE TEACHERS' COLLEGE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 30, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Howard S. Fernsler, Pottsville, Schuylkill County, for reappointment as a member of the Board of Trustees of Bloomsburg State Teachers' College, until the third Tuesday of January 1955, and until his successor shall have been appointed and qualified.

JOHN S. FINE.

MEMBER OF THE BOARD OF TRUSTEES OF ASHLAND STATE HOSPITAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 30, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Joseph Krick, Girardville, Schuylkill County, for appointment as a Member of the Board of Trustees of Ashland State Hospital, from June 1, 1950, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. WATSON, asked and obtained unanimous consent for immediate consideration of the nominations read by the Clerk.

EXECUTIVE SESSION

A motion was made by Mr. WATSON and Mr. CROWE, That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. WATSON and Mr. WOOD, That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Wade,
Byrne,	Lane,	Peelor,	Wagner,
Chapman,	Leader,	Probert,	Walker,
Crowe,	Mahanay,	Robinson,	Watkins,
Dent,	Mallery,	Ruth,	Watson,
Diehm,	McCreesh,	Scarlett,	Wolfe,
DiSilvestro,	McGinnis,	Silver,	Wood,
Fleming,	McMenamin,	Snowden,	Yosko,
Freed,	McPherson, Jr.	Stevenson,	Letzler,
Haluska,			Presiding Officer

NAYS—0

2/3 of all Senators having voted "aye" the question was determined in the affirmative.

EXECUTIVE NOMINATIONS TAKEN FROM TABLE

Mr. WATSON. Mr. President, I call from the table the nominations made by His Excellency, the Governor, that were reported from committee with a favorable recommendation, for consideration at this time.

The Clerk read the nominations as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE BOARD OF TRUSTEES OF THE PENNSYLVANIA STATE COLLEGE

Edgar C. Weichel, Scranton, Lackawanna County, until July 1, 1952, and until his successor is appointed and qualified. (Reappointment)

W. Stewart Taylor, Harrisburg, Dauphin County, until July 1, 1953, and until his successor is appointed and qualified. (Reappointment)

Fred M. Waring, Shawnee on Delaware, Monroe County, until July 1, 1953, and until his successor is appointed and qualified. (Reappointment)

Howard J. Lamade, Williamsport, Lycoming County, from July 1, 1951, until July 1, 1954, and until his successor is appointed and qualified. (Reappointment)

Frank R. Denton, Pittsburgh, Allegheny County, from July 1, 1951, until July 1, 1954, and until his successor is appointed and qualified. (Reappointment)

W. K. Ulerich, Clearfield, Clearfield County, until July 1, 1951, until July 1, 1954, and until his successor is appointed and qualified. (Reappointment)

JOHN S. FINE.

ASSOCIATE JUDGE, COUNTY OF WYOMING

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Robert Steele, 28 Pine Street, Tunkhannock, Wyoming County,

for appointment as Associate Judge in and for the County of Wyoming, vice Robert M. Horlacher, deceased, until the first Monday of January, 1952.

JOHN S. FINE.

MEMBERS OF THE CAMBRIA COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Members of the Cambria County Board of Assistance:

W. P. Brown (Republican), Barnesboro, from January 13, 1950, until December 31, 1952.

Mrs. Leola Barkheimer (Republican), Johnstown, from January 13, 1950, until December 31, 1952, and until her successor is duly appointed and qualified.

James G. Contakos (Republican), Johnstown, from January 13, 1950, until December 31, 1952, and until his successor is duly appointed and qualified.

John Thomas, Jr. (Republican), Johnstown, from January 1, 1951, until December 31, 1953, and until his successor is duly appointed and qualified.

JOHN S. FINE.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Charles W. Rimbey, R. D. No. 1, Brownsville, Fayette County, for appointment as Justice of the Peace in and for the Township of Luzerne, Fayette County, until the first Monday of January 1952, vice Emiren Battaglini, resigned.

JOHN S. FINE.

MEMBER OF THE BOARD OF TRUSTEES OF BLOSSBURG STATE HOSPITAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 23, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Hugh McEwan, Blossburg, Tioga County, for appointment as a Member of the Board of Trustees of Blossburg State Hospital, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

ALDERMAN, THIRD WARD, CONNELLSVILLE, FAYETTE COUNTY

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 4, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Paul V. De Miere, 426 East Murphy Avenue, Conneltsville, Fayette County, for appointment as Alderman in and for the Third Ward of the City of Conneltsville, Fayette County, until the first Monday of January 1954, vice John M. Franks, resigned.

JOHN S. FINE.

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 4, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Richard W. Hoerle, 22 A Street, Beaver, Beaver County, for appointment as Justice of the Peace in and for the Township of Borough, Beaver County, until the first Monday of January, 1952, to fill a vacancy.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 4, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate C. E. Slayton, 35 Main Street, Falls Creek, Clearfield County, for appointment as Justice of the Peace in and for the Township of Sandy, Clearfield County, until the first Monday of January, 1952, to fill a vacancy.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Gilbert J. Farrington, Jr., 236 West Main Street, Norristown, Montgomery County, for appointment as Justice of the Peace in and for the First Ward of the Borough of Norristown, Montgomery County, until the first Monday of January 1952, to fill a vacancy.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 4, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Paul L. Borning, 78 North Main Street, Dover, York County, for appointment as Justice of the Peace in and for the Borough of Dover, York County, until the first Monday of January 1952, to fill a vacancy.

JOHN S. FINE.

MEMBER OF COLUMBIA BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Rev. Aurance F. Shank (Republican) 345 Market Street, Berwick, Columbia County, for appointment as a member of the Columbia County Board of Assistance, to serve until December 31, 1952, and until his successor is duly appointed and qualified, vice Rev. Nevin G. McCloskey, Berwick, resigned.

JOHN S. FINE.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 7, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate F. Walter Grace, 315 North Union Street, Kennett Square, Chester County, for appointment as Justice of the Peace in and for the Borough of Kennett Square, Chester County, until the first Monday of January 1952, vice Walter M. Grace, deceased.

JOHN S. FINE.

MEMBER OF THE BOARD OF TRUSTEES OF
LAURELTON STATE VILLAGE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 18, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Samuel Z. Haire, R. D. No. 1, Mifflinburg, Union County, for appointment as a Member of the Board of Trustees of Laurelton State Village, for the term of four years, and until his successor is qualified.

JOHN S. FINE.

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 4, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Walter A. Benfield, P. O. R. D. 1, Alburtis, Lehigh County, for appointment as Justice of the Peace in and for the Township of District, Berks County, until the first Monday of January, 1952, vice F. N. Benfield, deceased.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 21, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Helen H. Blankley, Jamestown, Mercer County, for appointment as Justice of the Peace in and for the Borough of Jamestown, Mercer County, until the first Monday of January 1951, to fill a vacancy.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 22, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Harry R. Lewis, 723 Pleasant Avenue, Peckville, Lackawanna County, for appointment as Justice of the Peace in and for the Borough of Blakely, Lackawanna County, until the first Monday of January 1954, vice William Gill, deceased.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 14, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate George Trumble, High Street, Woodland, Clearfield County, for appointment as Justice of the Peace in and for the Township of Bradford, Clearfield County, until the first Monday of January 1952, vice C. D. Johnston, deceased.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 14, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate A. George Prater, Fernbrook Road, R. D., Trucksville, Luzerne County, for appointment as Justice of the Peace in and for the Township of Dallas, Luzerne County, until the

first Monday of January 1952, vice J. Chester Hartman, resigned.

JOHN S. FINE.

MEMBER OF THE BOARD OF TRUSTEES OF
EASTERN PENNSYLVANIA PSYCHIATRIC
INSTITUTE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 14, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Members of the Board of Trustees of Eastern Pennsylvania Psychiatric Institute, for the term of two years, and until their successors shall have been appointed and qualified:

Dr. Hayward R. Hamrick, Jefferson Medical College Hospital, Philadelphia.

Noel J. Hooper, Jenkintown, Montgomery County.

Hon. Harold E. Stassen, University of Pennsylvania, Philadelphia.

Hon. L. Stauffer Oliver, Philadelphia.

Hon. John W. Lord, Jr., Philadelphia.

JOHN S. FINE.

JUSTICE OF THE PEACE

Governor's Office, Harrisburg, June 20, 1951.
Commonwealth of Pennsylvania,

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate G. Welles VanCampen, Bushkill, Pike County, for appointment as Justice of the Peace in and for the Township of Lehman, Pike County, until the first Monday of January 1952, to fill a vacancy.

JOHN S. FINE.

MEMBER OF CAMBRIA COUNTY BOARD OF
ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 9, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Allene Catherine Miller (Republican), 264 Ohio Street, Johnstown, Cambria County, for appointment as a Member of the Cambria County Board of Assistance, to serve until December 31, 1953, and until her successor is duly appointed and qualified, to fill a vacancy.

JOHN S. FINE.

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 9, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Perry B. Braham, Freeport Road, Creighton, Allegheny County, for appointment as Justice of the Peace in and for the Township of East Deer, Allegheny County, until the first Monday of January 1954, vice Dominic Farione, deceased.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 26, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Francis M. Marvin, Bartonsville, Monroe County, for appointment as Justice of the Peace in and for the Township of Pocono, Monroe County, until the first Monday of January, 1954, vice Elmer Singer, deceased.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 9, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Alvin C. Lord, Jr., Buena Vista, Allegheny County, for appointment as Justice of the Peace in and for the Township of Elizabeth, Allegheny County, until the first Monday of January 1952, vice James Tremont, resigned.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 9, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William Douglass, 329 Tioga Street, Munhall, Allegheny County, for appointment as Justice of the Peace in and for the Borough of Munhall, Allegheny County, until the first Monday of January 1952, vice Howard S. Rowe, deceased.

JOHN S. FINE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, July 9, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Stephen Arena, 721 Violet Street, Norristown, Montgomery County, for appointment as Justice of the Peace in and for the 9th Ward of the Borough of Norristown, Montgomery County, until the first Monday of January 1952, vice Isaac L. Kohoe, deceased.

JOHN S. FINE.

CONSIDERATION OF EXECUTIVE NOMINATIONS

Whereupon,

A motion was made by Mr. WATSON and Mr. TAYLOR, That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Wade,
Byrne,	Lane,	Peelor,	Wagner,
Chapman,	Leader,	Propert,	Walker,
Crowe,	Mahany,	Robinson,	Watkins,
Dent,	Mallery,	Ruth,	Watson,
Diehm,	McCreesh,	Scarlett,	Wolfe,
DiSilvestro,	McGinnis,	Silvert,	Wood,
Fleming,	McMenamin,	Snowden,	Yosko,
Freed,	McPherson, Jr.	Stevenson,	Letzler,
Haluska,			Presiding Officer

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. WATSON. Mr. President, I move that the Executive Session do now rise.

Mr. WADE. Mr. President, I second the motion.
The motion was agreed to.

CALENDAR

THIRD READING CALENDAR

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 382, on third reading, entitled:

An Act to further amend section eleven of the act approved the thirteenth day of May one thousand nine hundred twenty-five (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable religious benevolent humane and patriotic purposes" by exempting young men's and young women's Christian associations

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

.Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 624, as follows:

An Act to amend subsection (b) and (c) of section one thousand two hundred three of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" and to add thereto new subsections (d) and (e) so as to except therefrom the transfer of stock not subject to the transfer inheritance tax owned by deceased residents of an area listed by the Department of Revenue as entitled by law to such exemption and stock formerly owned by the entireties by resident spouses one of whom shall have died and to require the Department of Revenue to list such areas

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsections (b) and (c) of Section one thousand two hundred three of the act approved the ninth

day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" are hereby amended to read as follows

Section 1203 Procedure Applicable in Cases of Transfer of Corporate Stock Belonging to Decedents' Estates

(b) No executor administrator or trustee of any decedent resident or nonresident shall assign or transfer any stock of any corporation of this Commonwealth or of any national banking association located in this Commonwealth standing in the name of such decedent or in the joint names of such decedent and one or more other persons or in trust for a decedent subject to the transfer inheritance tax imposed by law until such tax has been paid unless the Department of Revenue consents to such transfer prior to such payment as herein provided or unless the decedent was a resident of a state country or territory listed by the Department of Revenue as one whose residents are entitled to the exemption granted by the Act of May 2 1929 (P. L. 1258) entitled "An act concerning taxes on the transfer of personal property of nonresidents and to make uniform the laws of the State with reference thereto"

(c) No corporation of this Commonwealth or national banking association located in this Commonwealth shall transfer any stock of such corporation or of such banking association standing in the name of a decedent whether resident or nonresident or in the joint names of a decedent and one or more persons or in trust for such decedent subject to the transfer inheritance tax imposed by law unless the Department of Revenue has filed with such corporation or national banking association a certificate that the transfer inheritance tax imposed by law on the transfer of such stock has been fully paid or otherwise consents thereto in writing or unless the decedent was a resident of a state country or territory listed by the Department of Revenue as one whose residents are entitled to the exemption granted by the Act of May 2 1929 (P. L. 1258) entitled "An act concerning taxes on the transfer of personal property of nonresidents and to make uniform the laws of the State with reference thereto" and it shall be lawful for the Department of Revenue either personally or by representative to examine the shares of stock of such decedent at the time of such transfer and also the transfer books of said corporation or association showing such transfer. The provisions of this section shall not apply to the transfer of stock assigned by a decedent before his death as collateral security for a loan provided that any lender so holding such stock shall upon selling it send a written report to the Department of Revenue stating the amount for which the stock was sold and the amount which was applied in reduction or payment of the loan. Any corporation or national banking asso-

ciation may transfer such stock upon presentation to it of an affidavit of such lender or someone acting on his or its behalf that the stock was held as security at the time of decedent's death

Section 2 Section one thousand two hundred three of said act is hereby amended by adding thereto the following subsections (d) and (e)

(d) Any corporation or national banking association may transfer such stock upon presentation to it of an affidavit of the executor administrator or heir of a decedent or someone acting on his behalf that the decedent died a resident of a particular state country or territory which is listed by the Department of Revenue as aforesaid or that the person in whose name jointly with that of the decedent the stock stands was the spouse of the decedent at the time of his death in that it was not transferred by the decedent to such person and the decedent within one year of the death of the decedent

(e) The Department of Revenue is authorized and directed to prepare revise from time to time and furnish on request a list of the states countries and territories whose residents are entitled to the exemption granted by the Act of May 2 1929 (P. L. 1258) entitled "An act concerning taxes on the transfer of personal property of nonresidents and to make uniform the laws of the state with reference thereto"

Section 3 This act shall be effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane.	Hare.	Meade.	Stiefel.
Berger.	Kephart.	Neff.	Taylor.
Blass.	Kessler.	Pechan.	Wade.
Byrne.	Lane.	Peel.	Wagner.
Chapman.	Leader.	Probert.	Walker.
Crowe.	Mahany.	Robinson.	Watkins.
Dent.	Mallery.	Ruth.	Watson.
Diehm.	McCreesh.	Scarlett.	Wolfe.
DiSilvestro.	McGinnis.	Silver.	Wood.
Fleming.	McMenamin.	Snowden.	Yosko.
Freed.	McPherson, Jr.	Stevenson.	Letzler.
Haluska.			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 671, on third reading, entitled:

An Act to further amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers'

Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" by further limiting eligibility for general assistance

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 675, as follows:

An Act to further amend the act approved the sixth day of May one thousand eight hundred seventy-four (P. L. 125) entitled "An act regulating State tax on certain county offices" by increasing the maximum amount of fees that certain county officers may retain before being required to pay over half the excess to the county treasurer

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the sixth day of May one thousand eight hundred seventy-four (P. L. 125) entitled "An act regulating State tax on certain county offices" as last amended by the act approved the second day of July one thousand nine hundred thirty-seven (P. L. 2786) is hereby amended to read as follows

Section 1 That in counties of less than [one hundred and] fifty thousand inhabitants the prothonotaries or clerks of the several courts of common pleas quarter sessions of the peace oyer and terminer and orphans' courts the register of wills and the recorder of deeds shall keep or cause to be kept a fair and accurate account of all fees received for services performed by them or any person employed by them in their respective offices and shall also on the first Monday of January of each year furnish a copy of said account upon oath or affirmation to the auditor appointed by the court to settle the accounts of county officers and shall also pay to the county treasurer for the use of the respective counties after deducting all necessary clerk hire and office expenses fifty per centum on the amount of any excess over and above the sum of [four thousand] four thousand five hundred dollars which shall be found by the auditor appointed by the court to settle the accounts of county officers to have been received by any officer in any one year Provided That if two or more of said offices shall be held by one person the said auditor shall add together the fees received in the offices so held and shall change the same percentage on the aggregate amount of fees received by such person holding more than one of said offices A copy of the report of the said auditor when completed shall be presented by him to the court of common pleas of the respective counties and filed among the records of said courts which said report shall thereafter have all the force and effect of and be subject to the same procedure as applies to the report of the county auditors

Section 2 This amendment shall be applicable to all of the pertinent county officers who shall begin a term of office on or after the first Monday of January one thousand nine hundred fifty-two

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Wade,
Byrne,	Lane,	Peelor,	Wagner,
Chapman,	Leader,	Probert,	Walker,
Crowe,	Mahany,	Robinson,	Watkins,
Dent,	Mallery,	Ruth,	Watson,
Diehm,	McCreesh,	Scarlett,	Wolfe,
DiSilvestro,	McGinnis,	Silvert,	Wood,
Fleming,	McMenamin,	Snowden,	Yosko,
Freed,	McPherson, Jr.	Stevenson,	Letzler,
Haluska,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 676, as follows:

An Act to amend the act approved the twenty-eighth day of June one thousand nine hundred forty-seven (P. L. 1144) entitled "An act relating to the annual salaries of certain county officers of counties of the second class" by increasing the salaries of certain county officers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the twenty-eighth day of June one thousand nine hundred forty-seven (P. L. 1144) entitled "is hereby amended to read as follows"

Section 1 The annual salaries of the following county officers of counties of the second class shall be as follows

The sheriff [eleven thousand dollars (\$11,000)] twelve thousand five hundred dollars (\$12,500)

The prothonotary [eleven thousand dollars (\$11,000)] twelve thousand five hundred dollars (\$12,500)

The recorder of deeds [eleven thousand dollars (\$11,000)] twelve thousand five hundred dollars (\$12,500)

The register of wills and clerk of the orphan's court five thousand five hundred dollars (\$5500)

The clerk of the court [eleven thousand dollars (\$11,000)] twelve thousand five hundred dollars (\$12,500)

The treasurer [eleven thousand dollars (\$11,000)] twelve thousand five hundred dollars (\$12,500)

The controller [eleven thousand dollars (\$11,000)] twelve thousand five hundred dollars (\$12,500)

The coroner [eleven thousand dollars (\$11,000)] twelve thousand five hundred dollars (\$12,500)

The district attorney [eleven thousand dollars (\$11,000)] fourteen thousand dollars (\$14,000)

First assistant district attorney eight thousand two hundred fifty dollars (\$8250)

Second assistant district attorney seven thousand one hundred fifty dollars (\$7150)

Two assistant district attorneys six thousand six hundred dollars (\$6600) each

Four assistant district attorneys six thousand fifty dollars (\$6050) each

Two assistant district attorneys five thousand five hundred dollars (\$5500) each

Two assistant district attorneys four thousand nine hundred fifty dollars (\$4950) each

Four assistant district attorneys four thousand four hundred dollars (\$4400) each

The chairman of the county commissioners [sixteen thousand five hundred dollars (\$16,500)] eighteen thousand five hundred dollars (\$18,500) the other county commissioners [thirteen thousand two hundred dollars (\$13,200)] fifteen thousand five hundred dollars (\$15,500) each

Two elective jury commissioners six thousand dollars (\$6000) each

Section 2 This act shall become effective on the first Monday of January one thousand nine hundred fifty-two

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Berger,	Hare,	Meade,	Stiefel,
Blass,	Kephart,	Neff,	Taylor,
Byrne,	Kessler,	Pechan,	Wade,
Chapman,	Lane,	Peelor,	Wagner,
Crowe,	Leader,	Probert,	Watkins,
Dent,	Mahany,	Robinson,	Watson,
Diehm,	Mallery,	Ruth,	Wolfe,
DiSilvestro,	McCreesh,	Scarlett,	Wood,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McMenamin,	Snowden,	Letzler,
			Presiding Officer

NAYS—0

1—PRESENT

Walker,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL INTRODUCED AND REFERRED

Mr. SCARLETT. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. SCARLETT read in place and presented to the Chair Senate Bill No. 814, entitled:

An Act to further amend the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by exempting the subdivision of land in cities, boroughs and townships having zoning or real estate development or control ordinances from control by the County Planning Commission; limiting control of county commissioners over building to those cities, boroughs and townships not having zoning ordinances.

Which was committed to the Committee on Local Government.

THIRD READING CALENDAR

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 677, as follows:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 973) entitled "An act relating to the annual salaries of certain county officers of counties of the third class" by increasing the salaries of certain county officers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the twenty-fifth

day of June one thousand nine hundred forty-seven (P. L. 973) entitled "An act relating to the annual salaries of certain county officers of counties of the third class" is hereby amended to read as follows

Section 1 The annual salaries of the following county officers of counties of the third class shall be as follows

The sheriff [six thousand six hundred dollars (\$6,600)] seven thousand six hundred dollars (\$7,600)

The coroner [three thousand three hundred dollars (\$3,300)] five thousand dollars (\$5,000)

The prothonotary [six thousand six hundred dollars (\$6,600)] seven thousand six hundred dollars (\$7,600)

The clerk of the courts [five thousand five hundred dollars (\$5,500)] seven thousand six hundred dollars (\$7,600)

The register of wills and ex-officio clerk to the orphans' court [four thousand four hundred dollars (\$4,400)] five thousand three hundred dollars (\$5,300)

The recorder of deeds [five thousand five hundred dollars (\$5,500)] seven thousand six hundred dollars (\$7,600)

The county treasurer [five thousand five hundred dollars (\$5,500)] six thousand four hundred dollars (\$6,400)

The county controller [six thousand six hundred dollars (\$6,600)] eight thousand five hundred dollars (\$8,500)

The county surveyor where such office exists one hundred ten dollars (\$110)

The county commissioners [six thousand six hundred dollars (\$6,600)] nine thousand two hundred fifty dollars (\$9,250) each

[The chief county detective three thousand three hundred dollars (\$3,300)]

The five assistant county detectives two thousand eight hundred sixty dollars (\$2,860) each]

The jury commissioners [nine hundred ninety dollars (\$990)] one thousand two hundred dollars (\$1,200) each

The district attorney [eight thousand two hundred fifty dollars (\$8,250)] nine thousand two hundred fifty dollars (\$9,250)

[The first assistant district attorney four thousand four hundred dollars (\$4,400)]

[The three assistant district attorneys three thousand eight hundred fifty dollars (\$3,850) each

The two assistant district attorneys three thousand three hundred dollars (\$3,300) each]

Section 2 This act shall become effective on the first Monday of January one thousand nine hundred fifty-two

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Bane,	Hare,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Wade,
Byrne,	Lane,	Peelor,	Wagner,
Chapman,	Leader,	Probert,	Walker,
Crowe,	Mahanay,	Robinson,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko,
Haluska,	McPherson, Jr.	Stevenson,	Letzler,
			Presiding Officer

NAYS—0

1—PRESENT

Dent.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 678, as follows:

An Act to further amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 947) entitled "An act relating to the annual salaries of certain county officers of counties of the fourth class" by increasing the salaries of certain county officers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 947) entitled "An act relating to the annual salaries of certain county officers of counties of the fourth class" as amended by the act approved the eighteenth day of May one thousand nine hundred forty-nine (P. L. 1411) is hereby further amended to read as follows

Section 1 The annual salaries of the following county officers of counties of the fourth class shall be as follows

The district attorney [six thousand six hundred dollars (\$6600)] eight thousand dollars (\$8000)

[First assistant district attorney three thousand eight hundred fifty dollars (\$3850)]

Three assistant district attorneys each three thousand three hundred dollars (\$3300)]

The sheriff [six thousand six hundred dollars (\$6600)] seven thousand three hundred dollars (\$7300)

The prothonotary [six thousand six hundred dollars (\$6600)] seven thousand three hundred dollars (\$7300)

The clerk of courts [four thousand four hundred dollars (\$4400)] seven thousand three hundred dollars (\$7300)

The clerk of the Orphans' Court (other than the Register of Wills acting as ex officio clerk of Orphans' Court) five thousand six hundred dollars (\$5600)

The register of wills and ex-officio clerk of the orphans' court [four thousand four hundred dollars (\$4400)] five thousand three hundred dollars (\$5300)

The recorder of deeds [four thousand four hundred dollars (\$4400)] seven thousand three hundred dollars (\$7300)

The county treasurer [five thousand five hundred dollars (\$5500)] six thousand two hundred dollars (\$6200)

The county commissioners [five thousand five hundred dollars (\$5500)] eight thousand dollars (\$8000) each

The county auditors where there is a controller each one hundred ten dollars (\$110)

The coroner [three thousand dollars (\$3000)] four thousand five hundred dollars (\$4500)

The jury commissioners [five hundred fifty dollars (\$550)] seven hundred fifty dollars (\$750) each

The county controller where such office exists or may be created [five thousand five hundred dollars (\$5500)] seven thousand three hundred dollars (\$7300)

[The chief county detective three thousand three hundred dollars (\$3300)]

The assistant chief county detective two thousand seven hundred fifty dollars (\$2750)

The two special county detectives each two thousand two hundred dollars (\$2200)]

Section 2 This act shall become effective on the first Monday of January one thousand nine hundred fifty-two

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43

Bane,
Berger,

Hare,
Kephart,

Neff,
Pechan,

Taylor,
Wade,

Blaas,
Byrne,
Chapman,
Crowe,
Dent,
DiSilvestro,
Fleming,
Freed,
Haluska,

Kessler,
Leader,
Mahanay,
Mallery,
McCreesh,
McGinnis,
McMenamin,
McPherson, Jr.,
Meade,

Peelor,
Propert,
Robinson,
Ruth,
Scarlett,
Silvert,
Snowden,
Stevenson,
Stiefel,

Wagner,
Walker,
Watkins,
Watson,
Wolfe,
Wood,
Yosko,
Letzler,
Presiding Officer

NAYS—0

2—PRESENT

Diehm,

Lane,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 679, as follows:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 972) entitled "An act relating to the annual salaries of certain county officers of counties of the fifth class" by increasing the salaries of certain county officers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 972) entitled "An act relating to the annual salaries of certain county officers of counties of the fifth class" is hereby amended to read as follows

The sheriff [four thousand four hundred dollars (\$4,400)] six thousand dollars (\$6,000.00)

The county comptroller where such office exists [four thousand four hundred dollars (\$4,400.00)] six thousand dollars (\$6,000.00)

The coroner [one thousand six hundred fifty dollars (\$1,650.00)] two thousand five hundred dollars (\$2,500.00)

The prothonotary [four thousand four hundred dollars (\$4,400.00)] six thousand dollars (\$6,000.00)

The clerk of quarter sessions and oyer terminer [three thousand three hundred dollars (\$3,300.00)] six thousand dollars (\$6,000.00)

The clerk of the orphans' court [three thousand three hundred dollars (\$3,300.00)] six thousand dollars (\$6,000.00)

The register of wills [five thousand five hundred dollars (\$5,500.00)] six thousand dollars (\$6,000.00)

The recorder of deeds [four thousand four hundred dollars (\$4,400.00)] six thousand dollars (\$6,000.00)

Provided that where any of the officers above mentioned holds two or more of the said offices he shall receive six thousand dollars (\$6,000.00)

The county commissioners [four thousand four hundred dollars (\$4,400.00)] six thousand five hundred dollars (\$6,500.00) each

The county treasurer [five thousand five hundred dollars (\$5,500.00)] six thousand dollars (\$6,000.00)

The county auditors where such office exists two hundred seventy-five dollars (\$275.00) each

The jury commissioners [two hundred seventy-five dollars (\$275.00)] three hundred fifteen dollars (\$315.00) each

[Where the office of prothonotary clerk of the court of general quarter sessions clerk of the court of oyer and terminer are held by the same person such officer shall receive a salary of four thousand four hundred dollars (\$4,400.00) only

Where the office of prothonotary clerk of the court of general quarter session clerk of the court of oyer and terminer and clerk of the orphans' court are held by the same person such officer shall receive a salary of four thousand four hundred dollars (\$4,400.00) only

Where the office of clerk of the court of general quarter sessions clerk of the court of oyer and terminer and clerk of the orphans' court are held by the same person such officer shall receive a salary of four thousand four hundred dollars (\$4,400.00) only

Where the office of the register of wills and the recorder of deeds are held by the same person such officer shall receive a salary of four thousand four hundred dollars (\$4,400.00) only

Where the office of the register of wills recorder of deeds and clerk of the orphans' court are held by the same person such officer shall receive a salary of five thousand five hundred dollars (\$5,500.00) only

Where the office of prothonotary and recorder of deeds are held by the same person such officer shall receive a salary of four thousand four hundred dollars (\$4,400.00) only

Where the office of register of wills clerk of the court of general quarter sessions clerk of the court of oyer and terminer and clerk of the orphans' court are held by the same person such officer shall receive a salary of four thousand four hundred dollars (\$4,000.00 only) Provided That the salaries provided by this section shall in no case exceed the fees collected during the term for which any such officer shall serve

District attorney [five thousand five hundred dollars (\$5,500.00)] six thousand dollars (\$6,000.00)

[First assistant district attorney two thousand seven hundred fifty dollars (\$2,750.00)]

Second assistant district attorney two thousand two hundred dollars (\$2,200.00)]

Section 2 This act shall become effective on the first Monday of January one thousand nine hundred fifty-two

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Wade,
Byrne,	Lane,	Peelor,	Wagner,
Chapman,	Leader,	Propert,	Walker,
Crowe,	Mahanay,	Robinson,	Watkins,
Dent,	Mallery,	Ruth,	Watson,
Diehlm,	McCreesh,	Scarlett,	Wolfe,
DiSilvestro,	McGinnis,	Silvert,	Wood,
Fleming,	McMenamin,	Snowden,	Yosko,
Freed,	McPherson, Jr.	Stevenson,	Letzler,
Haluska,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 680, as follows:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 928) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the sixth class" by increasing the salaries of certain county officers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 928) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the sixth class" is hereby amended to read as follows

Section 1 The annual salaries of the following county officers of counties of the sixth class shall be as follows

The clerk of the court of quarter sessions [two thousand seven hundred fifty dollars (\$2750)] four thousand dollars (\$4000)

The treasurer [four thousand four hundred dollars (\$4400)] four thousand eight hundred dollars (\$4800)

The controller [three thousand three hundred dollars (\$3300)] four thousand eight hundred dollars (\$4800)

The clerk of oyer and terminer one thousand one hundred dollars (\$1100)

The clerks of the orphans' court [two thousand seven hundred fifty dollars (\$2750)] three thousand five hundred dollars (\$3500) each

The prothonotary [three thousand three hundred dollars (\$3300)] five thousand dollars (\$5000)

The recorder of deeds [three thousand three hundred dollars (\$3300)] four thousand four hundred dollars (\$4400)

The register of wills [three thousand three hundred dollars (\$3300)] four thousand dollars (\$4000)

Where any of the officers above mentioned holds two or more of said offices he shall receive the highest salary fixed for [either] any of the offices which he holds and the additional salary of [five hundred fifty dollars (\$550)] seven hundred fifty dollars (\$750) [and where any of said officers shall hold three or more such offices he shall receive an additional salary of one thousand one hundred dollars (\$1100)]

The sheriff [four thousand four hundred dollars (\$4400)] five thousand dollars (\$5000)

The county commissioners [three thousand three hundred dollars (\$3300)] five thousand dollars (\$5000) each

The district attorney shall receive annual salaries depending upon the population of the county as follows

(a) [Fifty thousand and more but] Less than sixty thousand [twenty-six hundred forty dollars (\$2640)] three thousand five hundred dollars (\$3500)

(b) Sixty thousand and more but less than seventy thousand [twenty-nine hundred seventy dollars (\$2970)] three thousand seven hundred fifty dollars (\$3750)

(c) Seventy thousand and more but less than eighty thousand [three thousand three hundred dollars (\$3300)] four thousand two hundred fifty dollars (\$4250)

(d) Eighty thousand and more but less than ninety thousand [three thousand six hundred thirty dollars (\$3630)] four thousand seven hundred fifty dollars (\$4750)

(e) Ninety thousand and more but less than one hundred thousand [four thousand one hundred eighty dollars (\$4180)] five thousand dollars (\$5000)

[In counties having a population of eighty thousand or more the assistant district attorney shall receive a salary of twenty-two hundred dollars (\$2200) and in counties having a population of less than eighty thousand the assistant district attorney shall receive a salary of one thousand three hundred seventy-five dollars (\$1375) except in counties having two or more judges of the court of common pleas where the assistants have been appointed with the approval of the court the first assistant district attorney shall receive a salary of two thousand seven hundred fifty dollars (\$2750) and the second assistant district attorney shall receive a salary of two thousand two hundred dollars (\$2200)]

The jury commissioners shall each receive seven dollars and fifty cents (\$7.50) for each day necessarily employed in the discharge of their duties The said compensation shall be paid from the county treasury in the same manner as the salary or compensation of other county officers and employes

Section 2 This act shall become effective on the first Monday of January one thousand nine hundred fifty-two

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Hare,	Meade,	Taylor,
Blass,	Kephart,	Neff,	Wade,
Byrne,	Kessler,	Pechan,	Wagner,
Chapman,	Lane,	Peelor,	Walker,
Crowe,	Leader,	Proport,	Watkins,
Dent,	Mahanay,	Robinson,	Watson,
Diehm,	Mallery,	Ruth,	Wolfe,
DiSilvestro,	McCreesh,	Scarlett,	Wood,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McMenamin,	Snowden,	Letzler,
		Stevenson,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 681, as follows:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 971) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the eighth class" by increasing the salaries of certain county officers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 971) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the eighth class" is hereby amended to read as follows

Section 1 The annual salaries of the following county officers of counties of the eighth class shall be as follows

(a) The sheriff [one thousand seven hundred sixty dollars (\$1,760)] in counties having a population of less than ten thousand (10,000) two thousand four hundred dollars (\$2,400) and in counties having a population of ten thousand (10,000) and more but less than twenty thousand (20,000) two thousand eight hundred dollars (\$2,800)

(b) The county commissioners [one thousand one hundred dollars (\$1,100)] two thousand dollars (\$2,000) each

(c) The district attorney in counties having a population of less than ten thousand (10,000) [eight hundred twenty-five dollars (\$825)] one thousand two hundred dollars (\$1,200) and in counties having a population of ten thousand (10,000) and more but less than twenty thousand (20,000) [nine hundred ninety dollars (\$990)] one thousand eight hundred dollars (\$1,800)

The jury commissioners shall each receive seven dollars and fifty cents (\$7.50) for each day necessarily employed in the discharge of their duties The said compensation shall be paid from the county treasury in the same manner as the salary or compensation of other county officers and employees

Section 2 This act shall become effective on the first Monday of January one thousand nine hundred fifty-two

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Hare,	Meade,	Taylor,
Blass,	Kephart,	Neff,	Wade,
Byrne,	Kessler,	Pechan,	Wagner,
Chapman,	Lane,	Peelor,	Walker,
Crowe,	Leader,	Proport,	Watkins,
Dent,	Mahanay,	Robinson,	Watson,
Diehm,	Mallery,	Ruth,	Wolfe,
DiSilvestro,	McCreesh,	Scarlett,	Wood,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McMenamin,	Snowden,	Letzler,
		Stevenson,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 682, as follows:

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 938) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the seventh class" by increasing the salaries of certain county officers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 938) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the seventh class" is hereby amended to read as follows

Section 1 That in counties of the seventh class the annual salary of the sheriff shall be [three thousand three hundred dollars (3,300)] four thousand dollars (4,000)

The district attorney shall receive an annual salary depending upon the population of the county as follows

(a) twenty thousand (20,000) and more but less than thirty thousand (30,000) [one thousand six hundred fifty dollars (\$1,650)] two thousand five hundred dollars (2,500) (b) thirty thousand (30,000) and more but less than forty thousand (40,000) [one thousand nine hundred eighty dollars (1,980)] three thousand dollars (\$3,000) (c) forty thousand (40,000) and more but less than fifty thousand (50,000) [two thousand three hundred ten dollars (\$2,310)] three thousand five hundred dollars (3,500)

The annual salary of each county commissioner shall be [one thousand one hundred dollars (1,100)] two thousand two hundred dollars (\$2,200)

The jury commissioners shall each receive seven dollars and fifty cents (\$7.50) for each day necessarily employed in the discharge of their duties The said compensation shall be paid from the county treasury in the same manner as the salary or compensation of other county officers and employees

Section 2 This act shall become effective the first Monday of January one thousand nine hundred fifty-two

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Berger,	Hare,	Meade,	Stiefel,
Blass,	Kephart,	Neff,	Taylor,
Byrne,	Kessler,	Pechan,	Wade,
Chapman,	Lane,	Peelor,	Wagner,
Crowe,	Leader,	Probert,	Walker,
Dent,	Mahanay,	Robinson,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wood,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McMenamin,	Snowden,	Letzler,
			Presiding Officer

NAYS—1

Wolfe,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 688, as follows:

An Act to further amend Section 303 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2017) entitled "An act creating in each county (except of the first class) as a separate corporation and in each city of the first and second class as a part of the city government an institution district for the care and maintenance of certain indigent persons and children prescribing the power and duties of county commissioners county treasurers city departments of public welfare the State Department of Welfare and the State Department of Public Assistance in respect thereto abolishing certain poor districts and terminating the terms of directors overseers guardians and managers of the poor and poor district auditors and providing for the temporary employment of certain of them providing for the transfer vesting sale and disposition of the property of poor districts and the payment of their obligations imposing certain existing obligations on institution districts and on the Commonwealth regulating the affairs of poor districts until abolished revising amending changing and consolidating the law relating to the care of the poor and repealing existing laws" by directing that an allowance be paid to certain county controllers for the expenses pertaining to the institution district for a temporary period

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 303 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2017) entitled "An act creating in each county (except of the first class) as a separate corporation and in each city of the first and second class as a part of the city government an institution district for the care and maintenance of certain indigent persons and children prescribing the powers and duties of county commissioners county treasurers city departments of public welfare the State Department of Welfare and the State Department of Public Assistance in respect thereto abolishing certain poor districts and terminating the terms of directors overseers guardians and managers of the poor and poor district auditors and providing for the temporary employment of certain of them providing for the transfer vesting sale and disposition of the property of poor districts and the payment of their obligations imposing certain existing obligations on institution districts and on the Commonwealth regulating the affairs of poor districts until abolished revising amending changing and

consolidating the law relating to the care of the poor and repealing existing laws" as amended by the act approved the fourteenth day of May one thousand nine hundred forty-nine (P. L. 1359) and the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1709) is hereby further amended to read as follows

Section 303 Salaries and Expenses of Officers For services as an officer of an institution district each commissioner of a seventh class county shall receive an additional annual salary of eight hundred dollars (\$800) and each commissioner of an eighth class county shall receive an additional annual salary of three hundred dollars (\$300) [In addition each county commissioner shall receive an allowance for expenses incurred in connection with the institution district as follows (1) In second class counties two thousand dollars (\$2000) per annum (2) In third class counties eighteen hundred dollars (\$1800) per annum (3) In fourth class counties fifteen hundred dollars (\$1500) per annum (4) In fifth class counties twelve hundred dollars (\$1200) per annum (5) In sixth class counties one thousand dollars (\$1000) per annum (6) In seventh class counties five hundred dollars (\$500) per annum and (7) In eighth class counties three hundred dollars (\$300) per annum In every county the treasurer shall receive no additional compensation for services to the institution district but he shall be allowed his necessary expenses incurred in services for the institution district In every other county the commissioners and in every county the treasurer shall receive no additional compensation for services to the institution district In every county the commissioners and treasurer shall be allowed their necessary expenses incurred in services for the institution district Every county controller in office on the effective date of this amending act shall receive during the remainder of his current term an allowance for expenses incurred in connection with the institution district as follows (1) In second class counties two thousand dollars (\$2000) per annum (2) In third class counties eighteen hundred dollars (\$1800) per annum (3) In fourth class counties fifteen hundred dollars (\$1500) per annum (4) In fifth class counties twelve hundred dollars (\$1200) per annum (5) In sixth class counties one thousand dollars (\$1000) per annum (6) In seventh class counties five hundred dollars (\$500) per annum and (7) In eighth class counties seven hundred dollars (\$700) per annum]

Section 2 The provisions of this act shall become effective on the first day of July one thousand nine hundred fifty-one

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Bane,	Haluska,	McMenamin,	Stevenson,
Berger,	Hare,	Meade,	Stiefel,
Blass,	Kephart,	Neff,	Taylor,
Byrne,	Kessler,	Pechan,	Wade,
Chapman,	Lane,	Peelor,	Wagner,
Crowe,	Leader,	Probert,	Walker,
Dent,	Mahanay,	Robinson,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Snowden,	Wood,
Freed,	McPherson, Jr.,	Silvert,	Letzler,
			Presiding Officer

NAYS—1

Yosko,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 701, as follows:

An Act to amend paragraph five of section one of the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1669) entitled as amended "An act to provide revenue for school districts of the first class by imposing a tax on persons engaging in certain businesses professions occupations trades vocations and commercial activities therein providing for its levy and collection conferring and imposing powers and duties on the Board of Public Education receiver of school taxes and school treasurer in such districts and prescribing penalties" by further defining "receipts"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Paragraph five of section one of the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1669) entitled as amended "An act to provide revenue for school districts of the first class by imposing a tax on persons engaging in certain businesses professions occupations trades vocations and commercial activities therein providing for its levy and collection conferring and imposing powers and duties on the Board of Public Education receiver of school taxes and school treasurer in such districts and prescribing penalties" as reenacted and amended by the act approved the tenth day of May one thousand nine hundred fifty-one (Act No 45) is amended to read as follows

Section 1 Definitions The following words and phrases when used in this act shall have the meaning ascribed to them in this section except where the context clearly indicates a different meaning

* * * * *

(5) "Receipts" Cash credits property of any kind or nature received in or allocable to a school district of the first class from any business or by reason of any sale made or services rendered or commercial or business transaction had within a school district of the first class without deduction therefrom on account of the cost of property sold materials used labor service or other cost interest or discount paid or any other expense "Receipts" shall exclude (a) the dollar volume of annual business covering the resale of goods wares or merchandises taken by a dealer as a trade-in or as part payment for other goods wares and merchandise in the usual and ordinary course of his business except to the extent that the resale price exceeds the trade-in allowance (b) in the case of a financial business the cost of securities and other property sold exchanged paid at maturity or redeemed and moneys or credits received in repayment of advances credits and loans but not to exceed the principal amount of such advances credits and loans and shall also exclude deposits and in the case of building and loan or savings and loan associations payments received on account of shares purchased by shareholders (c) in the case of a broker any commissions paid by him to another broker on account of a purchase or sales contract initiated executed or cleared in conjunction with such other broker (d) the receipts or the portion thereof attributable to any sale involving the bona fide delivery of goods commodities wages or merchandise of the taxpayer's own manufacture growth or produce to a location regularly maintained by the other party to the transaction outside the limits of such school district and not for the purpose of evading or avoiding payment of the tax or any portion thereof imposed under this act For the purpose of determining taxable receipts from sales made by a manufacturing corporation of goods commodities wares and merchandises of its own manufacture through a wholly owned distributing corporation such sales shall be treated as if made directly by the manufacturing corporation to the vendees of the distributing corporation For the purpose of determining taxable receipts from sales made by a manufacturing corporation of goods commodities wares and merchandise of its own

manufacture made through a distributing corporation such sales shall be treated as if made directly by the manufacturing corporation to the vendees of the distributing corporation if a majority of the shares of stock of both the manufacturing corporation and the distributing corporation is owned by the same individual association or corporation For the purpose of determining receipts from the business of insurance such receipts shall mean those from premiums received from risks within the school district of the first class whether by mutual or stock companies domestic or foreign without any deductions therefrom for any costs or expense whatsoever The collector shall determine from such data as he shall require from insurance companies subject to this act the amount of such receipts and shall ascertain the amount of the tax in accordance with such determination

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Hare,	Meade,	Taylor,
Blass,	Kephart,	Neff,	Wade,
Byrne,	Kessler,	Pechan,	Wagner,
Chapman,	Lane,	Peeler,	Walker,
Crowe,	Leader,	Probert,	Watkins,
Dent,	Mahany,	Robinson,	Watson,
Diehm,	Mallery,	Ruth,	Wolfe,
DiSilvestro,	McCreesh,	Scarlett,	Wood,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed	McMenamin,	Snowden,	Letzler,
		Stevenson,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 723, as follows:

An Act to amend section 3 of the act approved the fifteenth day of June one thousand nine hundred thirty-nine (P. L. 359) entitled "An act relating to recognizances and official bonds of present and future sheriffs and coroners and to their sureties thereon imposing the expense of corporate suretyships on such obligations upon the several counties and various duties upon the courts of common pleas and county officers thereof authorizing the substitution of approved surety companies for individual or corporate sureties upon such obligations and the release of any surety upon any such recognizance by such court upon certain conditions dispensing with sureties on such recognizances but providing for the acknowledgement recording and indexing of same as liens on certain real estate regulating such liens and releases therefrom providing for refunds to sheriffs and coroners of certain premiums paid to sureties on their official bonds and recognizances and repealing inconsistent laws except as to existing claims or pending suits thereunder subject to certain limitations" by fixing the time the lien of such recognizances shall run including those heretofore executed

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 3 of the act approved the fifteenth

day of June one thousand nine hundred thirty-nine (P. L. 359) entitled "An act relating to recognizances and official bonds of present and future sheriffs and coroners and to their sureties thereon imposing the expenses of corporate suretyships on such obligations upon the several counties and various duties upon the courts of common pleas and county officers thereof authorizing the substitution of approved surety companies for individual or corporate sureties upon such obligations and the release of any surety upon any such recognizance by such court upon certain conditions dispensing with sureties on such recognizances but providing for the acknowledgment recording and indexing of same as liens on certain real estate regulating such liens and releases therefrom providing for refunds to sheriffs and coroners of certain premiums paid to sureties on their official bonds and recognizances and repealing inconsistent laws except as to existing claims or pending suits thereunder subject to certain limitations" is hereby amended to read as follows:

Section 3 Every sheriff whether elected or appointed to fill a vacancy not including any coroner temporarily acting as sheriff and every coroner before he is commissioned or executes any duties of his respective office shall execute and duly acknowledge before the recorder of deeds of the proper county a proper recognizance without any surety to the Commonwealth of Pennsylvania for the faithful discharge of all his official duties in like amount as that of his official bond required by existing law and in a form containing like conditions as such bond which recognizance shall be immediately recorded in said county at the expense of said sheriff or coroner and when so recorded shall be transmitted to the Secretary of the Commonwealth with said recorder's certificate endorsed thereon of its having been duly recorded and with a reference to the place of record thereof Every such recognizance hereafter executed shall continue to be a lien on the real estate owned by the sheriff or coroner at the date of such acknowledgement for a period of six years from that date Every recognizance heretofore executed by any sheriff or coroner shall continue to be a lien on the real estate owned by the sheriff or coroner at the time the recognizance was dated for a period of six years after that date but in every case where the period of six years has already expired the lien of such recognizance shall continue for a period of two years after the effective date of this amendment or to the end of the lien term fixed by law at the time the recognizance was executed whichever date shall first occur The Secretary of the Commonwealth shall have and keep the custody of every recognizance and any copy thereof and of said endorsements certified to by said Secretary of the Commonwealth shall be competent evidence of the execution delivery and recording thereof in any judicial proceedings and may be relied upon by any public officer to the same extent as the original recognizance would be The proper recorder of deeds may also certify copies of such recognizance and the time and place of record thereof for like purposes upon receipt of his proper fees therefor according to existing laws Such recognizance or any duly certified copy thereof may likewise be recorded and indexed like a judgment in any other county of this Commonwealth by any person or public officer upon payment of the usual fees to the recorder of deeds and prothonotary of such county respectively for the purpose of creating a lien on any real estate of the sheriff or coroner obligated thereby lying in such county It shall be the duty of the recorder of deeds of the county for which a sheriff or coroner is elected or appointed as soon as said sheriff or coroner is commissioned to certify the date amount and place of record of his recognizance with the name and address of said sheriff or coroner to the prothonotary of said county who shall enter such information upon his dockets and index the lien of such recognizance like a judgment obtained in the court of common pleas of said county Every sheriff's or coroner's recognizance hereafter given shall inure to the benefit of any surety on his official bond entitled to subrogation to the rights of any person or corporation including any county intended to be benefited thereby injured by any official misconduct or neglect of the sheriff

or coroner who executed such recognizance to the extent of any payments by such surety for any damages for which such sheriff or coroner may be held to be liable in any suit or proceedings against such sheriff or coroner on his official bond or recognizance And a similar right of subrogation may be enforced with respect to any such recognizance heretofore given to the extent permitted by law or equity

Section 2 All acts and parts of acts are hereby repealed in so far as they are inconsistent with the provisions of this act

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Baile,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Hare,	Meade,	Taylor,
Blass,	Kephart,	Neff,	Wade,
Byrne,	Kessler,	Pechan,	Wagner,
Chapman,	Lane,	Peelor,	Walker,
Crowe,	Leader,	Probert,	Watkins,
Dent,	Mahany,	Robinson,	Watson,
Diehm,	Mallery,	Ruth,	Wolfe,
DiSilvestro,	McCreesh,	Scarlett,	Wood,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McMenamin,	Snowden,	Letzler,
		Stevenson,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 788, on third reading, entitled:

An Act to further amend the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 364) entitled "An act relating to business corporations defining and providing for the organization merger consolidation reorganization winding up and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and shareholders prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the second class within the provisions of this act prescribing the terms and conditions upon which foreign business corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas and certain state departments commissions and officers authorizing certain State departments boards commissions or officers to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by requiring the establishment of a permanent lot care fund with corporate trustee of a certain amount by cemetery and burial corporations hereafter organized prior to the sale of burial lots and requiring a fixed percentage of the sale price of burial lots to be added to such fund.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 798, as follows:

An Act to further amend the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending the time within which State mental hospital employees may become members and within which State employees may become "original members" and permitting additional persons to change from the one one-hundred-sixtieth (1-160) to the one one-hundredth (1-100) class and providing for obtaining full benefits by contributors heretofore or hereafter making such change

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (6) of Section 1 of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as last amended by the acts approved the fourteenth day of April one thousand nine hundred forty-nine (P. L. 448) the eleventh day of May one thousand nine hundred forty-nine (P. L. 1077) the twentieth day of May one thousand nine hundred forty-nine (P. L. 1476 and 1541) and the twenty-seventh day of May one thousand nine hundred forty-nine (P. L. 1890) is hereby further amended to read as follows

Section 1 Be it enacted &c That the following words and phrases as used in this act unless a different meaning is plainly required by the context shall have the following meanings

* * * * *

6 "State employee" shall mean any person holding a State office or position under the Commonwealth of Pennsylvania employed and paid on a yearly or monthly basis by the State Government of the Commonwealth of Pennsylvania in any capacity whatsoever and shall include also any attorney solicitor investigator appraiser and clerk employed by the year or by the month in the office of any register of wills howsoever appointed whose compensation is actually paid from Commonwealth moneys and shall also include all judges of the several courts of this Commonwealth whose salaries are paid by the Commonwealth and also all clerks and secretaries employed by judges and paid on a yearly or monthly basis by such judges from moneys appropriated by the Commonwealth for such purposes and also all persons employed by the State Board of Law Examiners of the Supreme Court of Pennsylvania and also all present future or former members of the General Assembly who receive or have received their salaries for regular and special sessions of the Legislature as fixed by law and also all officers and employees of the Pennsylvania State College paid on a yearly or monthly basis other than those paid wholly from Fed-

eral funds and also all officers and employees of the Interstate Commission on the Delaware River Basin and of the Pennsylvania Turnpike Commission as of the date of entering the service of such commission and of the Delaware River Joint Toll Bridge Commission The State Public School Building The General State Authority and of The State Highway and Bridge Authority paid on a yearly or monthly basis if the Interstate Commission on the Delaware River Basin and the Delaware River Joint Commission the Delaware River Joint Toll Bridge Commission the Pennsylvania Turnpike Commission The State Public School Building Authority the General State Authority and The State Highway and Bridge Authority shall agree to contribute and contribute to the State Employees' Retirement Fund from time to time the moneys required to build up the reserves necessary for the payment of the State annuities of such officers and employees without any liability on the part of the Commonwealth to make appropriations for such purposes and also but only for the purposes of this act all officers and employees of any separate independent public corporation created by act of Assembly (not including however any municipal or quasi-municipal corporation) who immediately prior to their employment by such public corporation were employees of the Commonwealth so long as they remain officers or employees of such public corporation if such public corporation shall agree to contribute and contribute to the State Employees' Retirement Fund from time to time the moneys required to build up the reserve necessary for the payment of the State annuities of such officers and employees without any liability on the part of the Commonwealth to make appropriations for such purposes But the term "State employee" shall not include those persons defined as employees in section one paragraph seven of the act approved the eighteenth day of July one thousand nine hundred and seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as amended by section one paragraph seven of the act approved the twenty-first day of April one thousand nine hundred and twenty-one (P. L. 245) excepting such officers and employees of the Department of Public Instruction State Teachers' Colleges Thaddeus Stevens Trade School Pennsylvania State Oral School for the Deaf and Pennsylvania Soldiers' Orphan School as are not members of or who may withdraw from the public school employees' retirement association provided by said act and no member shall be deprived of credit for prior service as a State employee because of the fact that such service was rendered while he or she was a member of the public school employees' retirement association and that all service credited as a member of the public school employees' retirement system will be considered as having been rendered as a State employee The rates of deduction from salaries of such officers and employees to the State Employees' Retirement Fund shall be determined by the age at which the employee began to contribute to the Public School Employees' Retirement Fund

The term "State employee" shall also include all State officers and employees regularly employed by the year or by the month at a fixed annual or monthly compensation when the General Assembly is not in session but who during a legislative session instead of a fixed annual or monthly salary or compensation are paid upon a per diem basis or by a fixed salary or compensation from the legislative session or who receive no fixed annual or monthly salary but are paid only upon a per diem basis during legislative sessions and subsequent thereto

Employees of the respective institutions acquired by the Commonwealth from counties cities wards boroughs townships institution districts and other political subdivisions

that are actually used as State mental hospitals under the provisions of the act approved the twenty-ninth day of September one thousand nine hundred thirty-eight (P. L. 53) or its amendments who as of the effective date of this act are contributors who on or before the thirty-first day of December one thousand nine hundred [forty-nine] fifty-one become contributors to this fund shall for the purposes of this act be deemed to have been "State employees" from the time they first entered the employ of such institution even though the same may have been prior to the acquisition of the institution by the Commonwealth if such employee shall pay to the retirement association a sum equal to all the back payments which such employee would have made had he or she become a member of the retirement association at the time he or she was first employed by such institution. Such back payments may be spread over a period of years by having the regular payroll deduction of such employee increased by not less than one-third of the amount thereof which deduction increase shall be credited to such back payments owing and shall be continued until the amount thereof shall be paid in full unless such member is retired under the provisions of this act before such back payments have been completed. Any such deduction increase may be anticipated in full by the member at any time and shall be anticipated in full at the time of retirement before a retirement allowance is granted. If not so anticipated then the member's annuity shall be calculated on the total accumulated deductions standing to his credit and his State annuity shall be reduced by an amount equivalent to the reduction which occurs in the members' annuity due to the amount of the back payments not so anticipated.

The term "State employee" shall also include State officers and employees regularly employed on a per diem or hourly basis or partly at a fixed annual or monthly salary and partly on a per diem or hourly basis. Regular employment shall not be construed to include employment of less than one hundred days or seven hundred fifty hours in any year. In all cases of doubt the retirement board shall determine whether any person is a State employee as defined in this paragraph and its decision shall be final.

Section 2 Clause nine Section 1 of said act as last amended by the acts approved the twentieth day of May one thousand nine hundred forty-nine (P. L. 1476) the twentieth day of May one thousand nine hundred forty-nine (P. L. 1517) and the twentieth day of May one thousand nine hundred forty-nine (P. L. 1541) is hereby further amended to read as follows:

Section 1 Be it enacted &c That the following words and phrases as used in this act unless a different meaning is plainly required by the context shall have the following meanings:

* * * * *

9 "Original member" of the retirement association shall mean a State employee who was at any time a State employee prior to January first one thousand nine hundred twenty-five whether or not such employment has been continuous and who shall have become a member of the retirement association on or before December thirty-first [one thousand nine hundred thirty-five] one thousand nine hundred fifty-one or any State employee who is an employee of any of the respective institutions acquired by the Commonwealth from any county city ward borough township institution district or other political subdivision for actual use as a State mental hospital under the provisions of the act approved the twenty-ninth day of September one thousand nine hundred thirty-eight (P. L. 53) or its amendments who was at any time an employee of such institution prior to January first one thousand nine hundred twenty-five whether or not such employment has been continuous and who shall have become a member of the retirement association on or before December thirty-first one thousand nine hundred forty-nine or in any case where subsequent to such date the definition of "State employee" has been changed so as to include additional persons not previously classed as State employees or persons not classed as State employees at the time of entering the service of the State but who later became State

employees as defined in this act because of a change in employment or method of compensation if any such person shall have become a member of the retirement association on or before the thirty-first day of December next following the effective date of the act under the provisions of which he was enabled to become a member of the association and he expressly elects to become an "original member."

Any such State employee who shall become an original member of the association after the approval of this amendment including those who having heretofore become a new member thereof shall become an original member under the provisions hereof shall pay to the retirement association a sum equal to all the back payments which such person would have made had he or she become a member of the retirement association when the retirement system was established.

Where back payments are based on hourly or per diem wages and wage records are not available for the entire time of the person's employment the deductions for the period for which records are not available shall be computed by using the average of the earliest two-year period for which records are available.

Such back payments may be spread over a period of years by having such regular payroll deduction of such person increased by not less than one-third of the amount thereof which deduction increase shall be credited to such back payments owing and shall be continued until the amount thereof shall be paid in full unless such member is retired under the provisions of this act before such back payments have been completed. Any such deduction increase may be anticipated in full by the member at any time and shall be anticipated in full at the time of retirement before a retirement allowance is granted and if not so anticipated then the member's annuity shall be calculated on the total accumulated deductions standing to his credit and his State annuity shall be reduced by an amount equivalent to the reduction which occurs in the member's annuity due to the amount of the back payments not so anticipated.

Original member of the retirement association shall also mean any judge in service on the second Monday of January one thousand nine hundred thirty who shall elect to become a member of the retirement association at any time during the term for which he was then elected or appointed a judge who at the time of his election or appointment is an original member of the retirement association or who was retired voluntarily or involuntarily as an original member and is at the time of his election or appointment as a judge receiving a retirement allowance as an original member.

Original member of the retirement association shall also mean any person employed on the effective date of this amendment by the State Board of Law Examiners of the Supreme Court of Pennsylvania who has been continuously so employed since January first one thousand nine hundred and forty and who on the effective date of this amendment is a contributor.

Original member of the retirement association shall also mean any person who is a member of the General Assembly on the first day of September one thousand nine hundred forty-seven and who shall elect on or before December thirty-first one thousand nine hundred and forty-seven to become a member of the retirement association as of January first one thousand nine hundred and forty-seven and any person who is a member of the General Assembly on the first day of September one thousand nine hundred forty-nine and who shall elect on or before December thirty-first one thousand nine hundred forty-nine to become a member of the retirement association as of January first one thousand nine hundred forty-nine and any person who is a member of the General Assembly on the first day of September one thousand nine hundred fifty-one and who shall elect on or before the thirty-first day of December one thousand nine hundred fifty-one to become a member of the retirement association as of the first day of January one thousand nine hundred fifty-one.

Original member of the retirement association shall also

mean any person who was formerly a member of the General Assembly and who on the first day of September one thousand nine hundred forty-nine or who on the first day of September one thousand nine hundred fifty-one is a contributor

Section 3 Subsection nine of Section 8 of said act as last amended by the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1654) is hereby further amended to read as follows

State Employees' Retirement Fund and Accounts

Section 8

* * * * *

(9) A contributor whether an original member or a new member who is in active service on the first day of June one thousand nine hundred forty-nine may transfer from the one one-hundred-sixtieth (1-160) class to the one one-hundredth (1-100) class Provided That he completes the transfer on or before the thirty-first day of December one thousand nine hundred and forty-nine Provided further That a person separated from State service on the first day of June one thousand nine hundred forty-nine who returns to State service after such date and rejoins the retirement association may transfer from the one one-hundred-sixtieth (1-160) class to the one one-hundredth (1-100) class if such transfer if requested in writing within sixty (60) days from the date of this amendment or the date of return to State service whichever is later Provided also That in the event of such transfer the per centum of salary deductions applicable to such transferred member in the one one-hundredth (1-100) class shall be based upon the same age of the contributor as was used in determining the per centum of salary deduction applicable while in the one one-hundred-sixtieth (1-106) class

Where a member has transferred from the one one-hundred-sixtieth (1-160) class to the one one-hundredth (1-100) class as above provided his State annuity upon retirement shall except as hereinafter provided be calculated as follows

(a) For service prior to the time of transfer at the one one-hundred-sixtieth (1-160) rate

(b) For service subsequent to the date of transfer to the date of retirement at the one one-hundredth (1-100) rate

(c) For all service prior to the time of commencing contribution as the time he contributed at the one one-hundred-sixtieth (1-160) rate bears to the total time of contribution and as the time he contributed at the one one-hundredth (1-100) rate bears to the total time of contribution

A contributor whether an original member or a new member on the first day of June one thousand nine hundred forty-nine and who heretofore has transferred or shall hereafter transfer from the one one-hundred-sixtieth (1-160) class to the one one-hundredth (1-100) class as above provided may on or before the thirty-first day of December one thousand nine hundred forty-nine pay to the retirement association a sum equal to the different between the sum of the amounts that would have been deducted from his or her payroll each payroll period since he or she became a member if he or she had elected to contribute in the one one-hundredth (1-100) class and the sum of the amounts actually deducted or in lieu of the payment of a lump sum a member transferring as herein provided may pay such sum in installments through payroll deductions Such back payments may be spread over a period of years by having such regular payroll deductions of such person increased by not less than one-third of the amount thereof which deduction increase shall be credited to such back payments owing and shall be continued until the amount thereof shall be paid in full unless such member is retired under the provisions of this act before such back payments have been completed Any such deduction increase may be anticipated in full by the member at any time and shall be anticipated in full at the time of retirement before a retirement allowance is granted and if not so anticipated then the member's annuity shall be calculated on the

total accumulated deductions standing to his credit and his State annuity shall be reduced by an amount equivalent to the reduction which occurs in the member's annuity due to the amount of the back payments not so anticipated The State annuity upon retirement of any member having made such payments in full shall be the same as though the member had elected to contribute in the one one-hundredth (1-100) class immediately upon becoming a member

Section 4 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Hare,	Meade,	Taylor,
Blass,	Kephart,	Neff,	Wade,
Byrne,	Kessler,	Pechan,	Wagner,
Chapman,	Lane,	Peelor,	Walker,
Crowe,	Leader,	Probert,	Watkins
Dent,	Mahany,	Robinson,	Watson,
Diehm,	Mallery,	Ruth,	Wolfe,
DiSilvestro,	McCreesh,	Scarlett,	Wood,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McMenamin,	Snowden,	Letzler,
		Stevenson,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 799, as follows:

An Act to further amend Section 14 of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by further providing for minimum retirement allowances

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 14 of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as last amended by the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1818) and in

part by the acts approved the twenty-fifth day of April one thousand nine hundred forty-nine (P. L. 752) and the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1804) is hereby further amended to read as follows

Superannuation Retirement

Section 14 Retirement for superannuation shall be as follows

1 Any contributor who is an employe sixty-two years of age or older or who is a member of the one one-hundred-fortieth (1/140) class and has completed thirty-five years of credited service of the Commonwealth may retire for superannuation by filing with the retirement board a written statement duly attested setting forth at what time subsequent to the execution of said application he or she desires to be retired Said application shall retire said contributor at the time so specified or in the discretion of the retirement board at the end of the school term in which the time so specified occurs

2 Each and every contributor who has attained or shall attain the age of seventy years shall be retired by the retirement board for superannuation forthwith or at the end of the school term in which said age of seventy years is attained

Allowance on Superannuation Retirement

3 On retirement for superannuation a contributor who is an employe shall receive a retirement allowance which shall consist of

I An employee's annuity which shall be the actuarial equivalent of his or her accumulated deductions and

II A State annuity the amount of which shall be determined as follows

(A) If the contributor is a member of the one one-hundred-sixtieth (1/160) class

(a) A State annuity of one one-hundred-sixtieth (1/160) of his or her final salary for each year of service and

(b) In addition thereto if a present employe a further State annuity of one one-hundred-sixtieth (1/160) of his or her final salary for each year of prior service as certified to said present employe in the certificate issued to him or her by the retirement board under the provisions of section eleven of this act

(B) If the contributor is a member of the one one-hundred-fortieth (1/140) class

(a) A state annuity of one one-hundred-fortieth (1/140) of his or her final salary for each year of service and

(b) In addition thereto if a present employe a further State annuity of one one-hundred-fortieth (1/140) of his or her final salary for each year of prior service as certified to said present employe in the certificate issued to him or her by the retirement board under the provisions of section eleven of this act and

(c) In addition thereto an additional State annuity which shall be equivalent to the amount if any by which the employee's annuity is less than the State annuity for service rendered after the thirtieth day of June one thousand nine hundred nineteen

[(d)] (C) In addition thereto in the event of the retirement of a contributor prior to September first one thousand nine hundred fifty if a member of the one one-hundred-sixtieth (1/160) class or in the event of such retirement on and after July first one thousand nine hundred fifty if a member of the one one-hundred-fortieth (1/140) class a further State annuity which shall be equivalent to the amount if any by which the superannuation retirement allowance otherwise payable is less than one thousand two hundred dollars (\$1200) when the contributor has [forty] thirty-five years or more of credited service in this Commonwealth or if less than [forty] thirty-five years of such service then such proportional amount of such one thousand two hundred dollars (\$1200) as the years of such credited service bear to [forty] thirty-five years

4 Any person sixty-two years of age or older who was a classroom teacher principal supervising principal or superintendent in the public schools of Pennsylvania for at least twenty years and who separated from school

service for any reason prior to the first day of July one thousand nine hundred and nineteen and who was not thereafter engaged in school service except temporarily for not more than two whole school years or any person who was a class-room teacher principal supervising principal or superintendent in the public schools of Pennsylvania for at least fourteen years and who separated from school service because of physical or mental disability prior to the first day of July one thousand nine hundred and nineteen and who still is unable to teach because of such disability shall receive a State compensation equal to one-eightieth of his or her final salary for each year of school service but not less than fifty dollars (\$50) per month if such former teacher shall agree in writing and hold himself or herself ready under the direction of the board of school directors to advise and counsel with school officials to visit and counsel with new teachers to act as substitute teacher when able to examine and report on public school work to visit pupils' homes in the interests of child welfare to attend educational conferences and addresses and to be concerned with other educational work as may be deemed necessary and helpful to community-school interests In the case of a present employe or a new entrant who on the first day of September one thousand nine hundred [forty-nine] fifty-one is in receipt of a disability retirement allowance as provided in section 13 or a superannuation retirement allowance as provided in this section in addition to the benefits provided in such sections there shall be provided a further State annuity which shall be equivalent to the amount if any by which such disability retirement allowance or super-annuation retirement allowance otherwise payable is less than one thousand two hundred dollars (\$1200) where the contributor has [forty] thirty-five years or more of credited service in this Commonwealth or if less than [forty] thirty-five years of such service then such proportional amount of such one thousand two hundred dollars (\$1200) as the years of such credited service bear to [forty] thirty-five years In the event that a member is receiving a reduced superannuation retirement allowance because of having elected an option such additional State annuity if any shall be related to the amount of the full retirement allowance he would have received if no option had been elected and in the event that a member when entering upon a superannuation retirement allowance has elected an option providing for a survivor annuity and the member has later died and the survivor beneficiary is in receipt of a survivor annuity then the additional State annuity if any payable to such survivor beneficiary shall be such reduced amount as under the rules is related to the additional State annuity if any which would have been payable to the retired member if such option had not been elected The General Assembly shall from time to time appropriate moneys sufficient to make payments under this subsection Provided That any teacher who is entitled to receive State compensation hereunder and who is receiving a retirement allowance under the provisions of a local teachers' retirement system shall receive from the Commonwealth only the difference between the compensation to which such teacher would otherwise be entitled under the provisions of this subsection and the annual amount received by such teacher turns to active school service during the continuation of

Any employe on retirement for superannuation who returns to active school service during the continuation of World War II shall not upon return to retirement for superannuation receive any smaller retirement allowance than that received prior to such return to active school service

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Hare,	Meade,	Taylor,
Blass,	Kephart,	Neff,	Wade,
Byrne,	Kessler,	Pechan,	Wagner,
Chapman,	Lane,	Peelor,	Walker,
Crowe,	Leader,	Probert,	Watkins,
Dent,	Mahany,	Robinson,	Watson,
Diehm,	Mallery,	Ruth,	Wolfe,
DiSilvestro,	McCreesh,	Scarlett,	Wood,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McMenamin,	Snowden,	Letzler,
		Stevenson,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 800, as follows:

An Act to further amend the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by providing for minimum retirement allowances in certain cases and appropriations for payment of the costs thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (2) of Section 13 of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as last amended by the act approved the eighteenth day of May one thousand nine hundred thirty-seven (P. L. 683) is hereby further amended to read as follows

Section 13 Retirement for superannuation shall be as follows

(2) On retirement for superannuation a contributor shall receive a retirement allowance which shall consist of

(a) A member's annuity which shall be the actuarial equivalent of his or her accumulated deductions and

(b) A State annuity of one one-hundred-sixtieth (1-160) or one one-hundredth (1-100) of his or her final salary for each year of total service except in the case of members who upon becoming members subsequent to December thirty-first one thousand nine hundred and twenty-four elected or hereafter elect not to make back payments in which case the State annuity shall be calculated only for each year of total service while a member and

(c) In addition thereto if an original member of the re-

tirement association a further State annuity of one one-hundred-sixtieth (1-160) or one one-hundredth (1-100) of his or her final salary for each year of prior service as certified to said original member in the certificate issued to him or her by the retirement board under the provisions of section ten of this act but in no event shall the total State annuity exceed fifty per centum of his or her final salary

(d) In addition thereto in the event of the retirement after ninety days from the effective date of this act of any contributor in the one one-hundredth (1-100) class a further State annuity which shall be equivalent to the amount if any by which the superannuation retirement allowance otherwise payable is less than one thousand two hundred dollars (\$1200) where the contributor has twenty-five years or more of credited service in this Commonwealth or if less than twenty-five years of such service then such proportional amount of such one thousand two hundred dollars (\$1200) as the years of such credited service bear to twenty-five years

Section 2 Said act is hereby amended by adding after Section 13 thereof a new section to read as follows

Minimum Allowances for Present Beneficiaries

Section 13.1 (a) Every beneficiary who is receiving either a disability or superannuation retirement allowance under this act as of ninety days after the effective date of this act shall receive in addition to the benefits otherwise provided by this act a further State annuity which shall be equivalent to the amount if any by which such retirement allowance otherwise payable is less than one thousand two hundred dollars (\$1200) annually where the contributor has twenty-five years or more of credited service in this Commonwealth or if less than twenty-five years of such service then such proportional amount of such one thousand two hundred dollars (\$1200) as the years of such credited service bear to twenty-five years

If the whole or any portion of such superannuation retirement allowance is based upon membership in the one one-hundred-sixtieth (1-160) class then in the calculations relating to the twelve hundred dollar annual minimum an adjustment shall be made as to such superannuation retirement allowance or any portion thereof in the ratio that one one-hundredth (1-100) bears to one one-hundred-sixtieth (1-160)

In the event that a beneficiary is receiving a reduced superannuation retirement allowance because of having elected an option such additional State annuity if any shall be related to the amount of the full retirement allowance he would have received if no option had been elected and in the event that a beneficiary when entering upon a superannuation retirement allowance has elected an option providing for a survivor annuity and the beneficiary has later died and the survivor beneficiary is in receipt of a survivor annuity then the additional State annuity if any payable to such survivor beneficiary shall be such reduced amount as under the rules is related to the additional State annuity if any which would have been payable to the retired member if such option had not been elected

(b) The General Assembly shall from time to time appropriate moneys sufficient to make payments under this section based on estimates submitted by the board

Section 3 The provisions of this act shall become effective ninety days after its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Hare,	Meade,	Taylor,
Blass,	Kephart,	Neff,	Wade,

Byrne,	Kessler,	Pechan,	Wagner,
Chapman,	Lane,	Peelor,	Walker,
Crowe,	Leader,	Probert,	Watkins,
Dent,	Mahany,	Robinson,	Watson,
Diehm,	Mallery,	Ruth,	Wolfe,
DiSilvestro,	McCreech,	Scarlett,	Wood,
Fleming,	McGinnis,	Silver,	Yosko,
Freed,	McMenamin,	Snowden,	Letzler,
		Stevenson,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 801, as follows:

An Act to further amend the act approved the eighteenth day of July one thousand nine hundred eventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the use and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by permitting employees to make up back payments to the retirement system from the time they enter school service and securing to such employees the full benefits of the retirement system from the time they entered school service

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 8 of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as last amended by the act approved the twenty-fifth day of April one thousand nine hundred forty-nine (P. L. 752) is hereby further amended by adding immediately following subsection 6.1 a new subsection to read as follows

6.2 Employees who desire to receive credit for school service rendered prior to the passage of this amendment may pay in addition to the regular contribution required under clause six of this section into the fund created by the act through the Department of Revenue a sum equal to all the back payments which such employee would have made had he or she become a member of the retirement association at the time of his or her employment. Payment of such back payments shall entitle such contributor to all rights and benefits which would have accrued had the back payments been made in the regular course of employment. Such back payments shall be paid by the employee before the thirtieth day of June one thousand nine hundred fifty-two

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Hare,	Meade,	Taylor,
Blam,	Kephart,	Neff,	Wade,
Byrne,	Kessler,	Pechan,	Wagner,
Chapman,	Lane,	Peelor,	Walker,
Crowe,	Leader,	Probert,	Watkins,
Dent,	Mahany,	Robinson,	Watson,
Diehm,	Mallery,	Ruth,	Wolfe,
DiSilvestro,	McCreech,	Scarlett,	Wood,
Fleming,	McGinnis,	Silver,	Yosko,
Freed,	McMenamin,	Snowden,	Letzler,
		Stevenson,	Presiding Officer

NALS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 820, as follows:

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by permitting certain members to obtain credit for military service who were not eligible members at time of entry into military service

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Any member of the State employees' retirement system created by the act to which this is a supplement who at the time he entered the active military service was employed by the Commonwealth but who at such time was not eligible for membership in the State employees' retirement system but has since become eligible for such membership shall for a period of six months after the effective date of this act be entitled to credit for the period of such active military service by payment into the State Employees' Retirement Fund an amount which shall be equal to the salary deductions which such member would have paid if a member of the retirement system multiplied by the number of semi-monthly periods during which such member was absent from State service in the active military service to the credit of the annuity savings account in such manner as may be agreed upon by the member and the State Employees' Retirement Board but in no event shall such payments be made in installments less than sufficient to pay such amount by the time the member attains superannuation retirement age

Section 2 For the purposes of this act "active military service" shall mean full time service in the armed forces of the United States or any of its allies for any period of time between the sixteenth day of September one thousand nine hundred forty and the thirty-first day of December one thousand nine hundred forty-six

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Hare,	Meade,	Taylor,
Blass,	Kephart,	Neff,	Wade,
Byrne,	Kessler,	Pechan,	Wagner,
Chapman,	Lane,	Peelor,	Walker,
Crowe,	Leader,	Propert,	Watkins,
Dent,	Mahany,	Robinson,	Watson,
Diehm,	Mallery,	Ruth,	Wolfe,
DiSilvestro,	McCreesh,	Scarlett,	Wood,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McMenamin,	Snowden,	Letzler,
		Stevenson,	Presiding Officer.

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1102, as follows:

An Act to provide for liens for the cost of hospital care and treatment of persons wilfully or negligently injured the liens to exist on rights of action and on counterclaims and on verdicts and judgments recovered as the result of such injuries and on moneys paid in settlement of such actions and counterclaims and providing rights of action to recover such liens if not paid. The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Commonwealth of any political subdivision of the Commonwealth and any corporation or association maintaining a hospital in this State in which medical and surgical services are rendered to the public shall have a lien upon any and all rights of action and counterclaims which any person admitted to any such hospital for care and treatment of personal injuries wilfully or negligently inflicted shall have against any other person firm or corporation on account of such injuries. Provided That such lien shall be effective against only that portion of funds recovered or paid on settlement remaining after the payment of reasonable attorneys fees and court costs incurred in the prosecution of the said rights of action and counterclaims. The extent of such lien shall be the amount of the reasonable charges of such hospital for the care and treatment of such injured person but the per diem rate for room and board included in such charges shall not exceed the rate for room and board in the public ward of such hospital.

Such lien shall exist only if a notice in writing as herein provided is filed on behalf of the hospital in the office of the prothonotary of the county in which an action or counterclaim was commenced or filed by such injured person or in case of his death by his personal representative prior to the payment over by the defendant in the action of any moneys as compensation for such injuries. Such notice shall be filed to the number and term of such action and shall set forth (a) the name and location of the hospital (b) the name and address of the injured person (c) the date of the injury and (d) the amount of the charge of the hospital for the care and treatment of the injured person. It shall be the duty of the authority filing any such notice in the office of the prothonotary to mail postage prepaid a copy of such notice to be defendant alleged to be liable to make compensation for the

injuries sustained if his address is known or to his attorney of record.

Section 2 After notice has been filed as provided in section one of this act the lien of the Commonwealth the political subdivision the corporation or association for the amount of the reasonable charge of the hospital for the care and treatment of any injured person as provided in section one of this act shall also attach to any verdict or judgment rendered or entered in any action or on any counterclaim brought in the county by such injured person or by the personal representative of the estate of such injured person in case of the death of the injured person against any defendant for the recovery of damages on account of injuries received as well as to any moneys paid or payable by such defendant in settlement of any action or counterclaim to the injured person or his personal representative.

Section 3 After a lien attaches to a verdict judgment or moneys payable in settlement of any action or counterclaim as provided in section two of this act no satisfaction of such judgment shall be entered on the record of such action and no moneys shall be paid over by the defendant in settlement of the claim of the injured person or his personal representative bringing such action or counterclaim until the lien of the hospital has first been paid in full not however exceeding the amount of the full and true consideration payable by the defendant. Unless the lien of the hospital is so paid the defendant shall remain liable to the Commonwealth the political subdivision or the corporation or association operating the hospital in which the care and treatment was provided to such injured person and a right of action shall exist to enforce said lien against the defendant for a period of one year from the time of the satisfaction of the judgment or the payment over of the moneys in settlement of such action or counterclaim.

Section 4 Any notice filed under and in accordance with this act shall be noted on the docket record of the cause of action to which it relates as a hospital lien noting the amount of the lien.

Section 5 Any person firm or corporation legally liable or against whom a claim shall be asserted for compensation for injuries shall be permitted to examine the records of any hospital in which care and treatment was afforded to the injured person who asserted such claim.

Section 6 The authorities of any hospital to which a lien has been duly paid as provided in this act shall file in the office of the prothonotary of the county in which notice of a lien was filed a duly acknowledged certificate to the effect that the lien filed by such hospital for care and treatment has been duly paid or released and authorizing the prothonotary to discharge the same. Thereupon the prothonotary shall note upon the docket record of the action as to which notice of a lien was filed a memorandum of the discharge or release of said hospital lien.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Hare,	Meade,	Taylor,
Blass,	Kephart,	Neff,	Wade,
Byrne,	Kessler,	Pechan,	Wagner,
Chapman,	Lane,	Peelor,	Walker,
Crowe,	Leader,	Propert,	Watkins,
Dent,	Mahany,	Robinson,	Watson,
DiSilvestro,	Mallery,	Ruth,	Wolfe,
Diehm,	McCreesh,	Scarlett,	Wood,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McMenamin,	Snowden,	Letzler,
		Stevenson,	Presiding Officer.

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1154, as follows:

An Act making an appropriation to provide funds for the Bushy Run Battlefield Park

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of twenty-five thousand dollars (\$25,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Forests and Waters for the two fiscal years beginning June first one thousand nine hundred fifty-one for the acquisition of lands the erection of a monument or memorial the improvement restoration and maintenance of the Bushy Run Battlefield Park and other expenses including printing and photographing distributing or otherwise making available maps documents records historical information and reports issued by or in possession of the commission for public use as may be authorized and approved by the Secretary of Forests and Waters Payment from said appropriation shall be made by requisition by the Secretary of Forests and Waters on the Auditor General in the manner provided by law and subject to the provisions of the Act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) known as "The Administrative Code of 1929"

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Hare,	Meade,	Taylor,
Blass,	Kephart,	Neff,	Wade,
Byrne,	Kessler,	Pechan,	Wagner,
Chapman,	Lane,	Peelor,	Walker,
Crowe,	Leader,	Probert,	Watkins,
Dent,	Mahany,	Robinson,	Watson,
Dlehm,	Mallery,	Ruth,	Wolfe,
DiSilvestro,	McCreesh,	Scarlett,	Wood,
Fleming,	McGinnis,	Silvert,	Yosko,
Freed,	McMenamin,	Snowden,	Letzler,
		Stevenson,	Presiding Officer

NAYS—0

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The senate proceeded to the third reading and consideration of House Bill No. 1288, as follows:

An Act to further amend clause fifth of subsection (a) of Section 3 of the act approved the thirteenth day of May one thousand nine hundred nine (P. L. 520) entitled "An act relating to food defining food providing for the

protection of the public health and the prevention of fraud and deception by prohibiting the manufacture or sale the offering for sale or exposing for sale or the having in possession with intent to sell of adulterated misbranded or deleterious foods prescribing certain duties of the Dairy and Food Commissioner in reference thereto and providing penalties for the violation thereof" by changing the amount of sulphur dioxide which may be used in the preparation of certain foods

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause fifth of subsection (a) of Section 3 of the act approved the thirteenth day of May one thousand nine hundred nine (P. L. 520) entitled "An act relating to food defining food providing for the protection of the public health and the prevention of fraud and deception by prohibiting the manufacture or sale the offering for sale or exposing for sale or the having in possession with intent to sell of adulterated misbranded or deleterious foods prescribing certain duties of the Dairy and Food Commissioner in reference thereto and providing penalties for the violation thereof" as last amended by the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1127) is hereby further amended to read as follows

Section 3 (a) That for the purpose of this act an article of food shall be deemed to be adulterated

* * * * *

Fifth If it contains any added sulphurous acid sulphur dioxide or sulphites benzoic acid or benzoates or other preservatives except as hereafter provided or if it contains any added boric acid or borates salicylic acid or salicylates formaldehyde hydrofluoric acid or fluorides fluoborates fluosilicates or other fluorine compounds saccharin or other artificial sweetening agents except as hereafter provided metallic salts betanaphthol hydronaphthol abrastol asaprol pyroligeneous acid or other ingredients deleterious to health or if in the case of confectionery it contains any of the substances mentioned in this paragraph or any mineral substance or injurious color or flavor alcoholic liquor or any other ingredients not herein mentioned deleterious to health Providing That this act shall not be construed to prohibit the use of harmless colors of any kind in confectionery or in fruits used in fruit cake when used for coloring and not for any fraudulent purpose And provided further That nothing in this act shall be construed to prohibit the use of common salt sugar pure corn syrup pure glucose wine vinegar cider vinegar malt vinegar sugar vinegar glucose vinegar distilled vinegar spices or their essential oils alcohol (except in confectionery) edible oils edible fats wood smoke applied directly as generated or proper refrigeration And provided further That in the manufacture of confectionery the use of alcohol shall be permitted as it may be found in customary alcoholic tinctures or extracts used for flavoring purposes only and as a solvent for glazes and that oil of sweet birch or methyl-salicylic ester may be used as a substitute for oil of wintergreen as a flavor And provided further [That in the preparation of dried fruits and molasses sulphur dioxide either free or in simple combination may be used in the proportion of not in excess of twenty-five hundred (2500) parts a million and that when any dried fruits and molasses are used in any foods or food products or contain as a part of or as an ingredient in any food the sulphur dioxide in such dried fruits and molasses shall not exceed the proportion of fifty (50) parts a million] That in the preparation of certain specific food items hereinafter designated sulphur dioxide either free or in simple combination may be present not in excess of twenty-five hundred (2500) parts per million in dried fruits or molasses three hundred (300) parts per million in precooked dehydrated or dried potatoes two hundred (200) parts per million in fresh or frozen apples apricots peaches pears or potatoes if peeled sliced or cut one hundred fifty (150) parts per million in "maraschino" cherries glazed or decorative fruits all tolerances being allowed for and Provided further That when any dried fruit or molasses is used in any foods or

food products or is contained as a part of or as an ingredient in any food the sulphur dioxide in such dried fruits or molasses shall not exceed the proportion of two hundred (200) parts per million and that sodium benzoate may be used in the preparation of those articles of food in which it has heretofore been generally used in quantities not exceeding one-tenth (1-10) of one per centum or benzoic acid equivalent thereto And provided further That when any quantity of sulphur dioxide or sodium benzoate is used in in any article of food the fact that sulphur dioxide or sodium benzoate has been used in the preparation thereof shall be plainly stated on each package of such food And provided further That any article of food containing saccharin or any artificial sweetening agent may be manufactured transported or sold if it contains no added sugar honey or other natural sweetening agent and the name of the artificial sweetening agent followed by the word "sweetened" is placed upon the label each time the name of the article of food is mentioned in type no smaller than the largest type on said label Said label shall also contain such appropriate warning statement as shall be prescribed by the Department of Agriculture

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Bane,	Hare,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Wade,
Byrne,	Lane,	Peelor,	Wagner,
Chapman,	Leader,	Probert,	Walker,
Crowe,	Mahany,	Robinson,	Watkins,
Dent,	Mallery,	Ruth,	Watson,
Diehm,	McCreesh,	Scarlett,	Wolfe,
DISilvestro,	McGinnis,	Silvert,	Wood,
Fleming,	McMenamin,	Snowden,	Yosko,
Freed,	McPherson, Jr.	Stevenson,	Letzler,
Haluska,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

SECOND READING CALENDAR

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 187, on second reading, entitled:

An Act to fix the salaries and compensation of the judges of the Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County certain associate judges not learned in the law and repealing certain acts inconsistent herewith

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 384, entitled:

An Act to further amend subsection (c) of Section 401 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operations of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for special permits for certain vehicles of nonresidents

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 399, entitled:

An Act to amend Section 11.1 of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending the time for the retention of membership in the State Employees' Retirement Association by any contributor who ceases to be a State employee and becomes a public school employee and a member of the Public School Employees' Retirement Association

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 400, entitled:

An Act to amend Section 12.1 of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes

thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending the time for the retention of membership in the Public School employes' Retirement Association by any contributor who ceases to be a public school employe and becomes a State employe and a member of the State Employes' Retirement Association

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 441, on second reading, entitled:

An Act to add Sections 602.1 and 705.1 to further amend Section 802 to add Sections 804.1 and 901.1 to the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth vesting in the State Civil Service Commission and a Personnel Director certain powers and duties providing for classification of positions adoption of compensation schedules and certification of payrolls imposing duties upon certain officers and employes of the Commonwealth authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service defining certain crimes and misdemeanors imposing penalties making certain appropriations and repealing certain acts and parts thereof" by providing that substitutes may hold positions only until employes on military leave return relating to rights of transferred reassigned or promoted employes during probationary periods and providing for employe audits from time to time

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 548, entitled:

An Act to amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates alder owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing

penalties for the removal or transfer of certificates of inspection

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 629, on second reading, entitled:

An Act to establish a separate orphans' court in and for the county of Beaver.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 634, on second reading, entitled:

An Act to amend the act, approved the first day of June, one thousand nine hundred fifteen (P. L. 701) entitled "An act regulating the payment of persons in the employ of the Commonwealth," by providing for pay-days every two weeks.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 647, entitled:

An Act to further amend Section 429 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by increasing the salaries of the members of the Pennsylvania Securities Commission

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 683, on second reading, entitled:

An Act to further amend subsection (c) of section nine hundred two of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) en-

titled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including lien encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by removing certain equipment requirements pertaining to motor buses

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 730, on second reading, entitled:

An Act to promote the welfare of the people of this Commonwealth creating Port Authorities to function in counties of the second class as bodies corporate and politic with power to plan acquire construct maintain and operate facilities and projects for the improvement and development of the port district and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on the Authorities authorizing the Authorities to enter into contracts with and to accept grants from the Federal government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates and services requiring the approval of the General Assembly for any acquisition of a facility or project by an authority and authorizing the Authorities to collect tolls fares fees rentals and charges for the use of facilities defining the Authorities' powers and duties and defining the port districts

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 746, entitled:

An Act requiring water companies supplying water to cities boroughs towns and townships to fluoridate the same under certain conditions

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 765, entitled:

An Act to further amend the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasury and prescribing penalties" by changing the definition of wages as to the rights and obligations of employers and employees where a successor-in-interest has acquired assets of a predecessor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 793, entitled:

An Act to validate and quiet the title to real estate in this Commonwealth held by a foreign corporation not authorized to transact business in Pennsylvania and heretofore conveyed to a citizen or citizens of the United States or a corporation authorized to hold such real estate

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with.

The Senate proceeded to the second reading and consideration of Senate Bill No. 796, entitled:

An Act prohibiting the occupation of living quarters over or the depositing of foreign substances in any body of water which is the source of water used for human consumption prescribing penalties and authorizing the courts of common pleas to enjoin violations

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 806, on second reading, entitled:

An Act to amend clause (1) of subsection (a) of Section 202 of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor

in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employes providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" by exempting from local taxation all property owned by churches and religious groups and used exclusively for religious purposes or as living quarters for religious leaders

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 807, on second reading, entitled:

An Act to amend clause (a) of Section 202 of the act approved the twenty-second day of May one thousand nine hundred thirty-three (P. L. 853) entitled "An act relating to taxation designating the subjects property and persons subject to and exempt from taxation for all local purposes providing for and regulating the assessment and valuation of persons property and subjects of taxation for county purposes and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations amending revising and consolidating the law relating thereto and repealing existing laws" by exempting from local taxation all property owned by churches and religious groups and used exclusively for religious purposes or as living quarters for religious leaders

go over in its order.

The PRESIDING OFFICER. Ist here objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 808, entitled:

An Act to further amend Section 1201 of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by further providing for the sale of borough property

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 809, entitled:

An Act to further amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled "An act empowering cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or reso-

lution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court" by further limiting the maximum rate of certain taxes levied by certain political subdivisions

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 810, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by authorizing townships of the second class to levy assess and collect certain additional taxes subject to maximum limitations for general revenue purposes.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 811, on second reading, entitled:

An Act to add section 1501.1 to the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by empowering township supervisors to compel connection with and use of sewer systems constructed by municipal authorities to impose penalties to enforce regulations and orders and to connect properties of owners failing or neglecting to make connection.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 815, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liabilities for damages caused by the negligent operation of their motor vehicles impos-

ing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing that the Department of Revenue furnish one registration plate for every vehicle

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 829, on second reading, entitled:

An Act to amend clause (b) of Section 1 of the act approved the thirtieth day of June one thousand nine hundred forty-seven (P. L. 1183) entitled "An act relating to strikes by public employes prohibiting such strikes providing that such employes by striking terminate their employment providing for reinstatement under certain conditions providing for a grievance procedure and providing for hearings before civil service and tenure authorities and in certain cases before the Pennsylvania Labor Relations Board" by requiring panel to be set up within five days after the receipt of a request therefor.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 900, on second reading, entitled:

An Act to further amend section one thousand and twenty-seven of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the requirements that certain vehicles stop at railway grade crossings

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 968, on second reading, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by requiring conformance of buildings transportation and joint schools and departments to county plans for reorganization of school districts.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1123, on second reading, entitled:

An Act to provide for the registration and protection of trademarks and to secure the rights property and interests therein providing for the assignment cancellation and revocation thereof and imposing penalties for violations conferring powers and imposing duties upon the Secretary of the Commonwealth in the administration thereof and to repeal all acts inconsistent therewith.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1171, on second reading, entitled:

An Act to further amend the act approved the first day of June one thousand nine hundred thirty-one (P. L. 299) entitled "An act requiring retail dealers in liquid fuels to state the rate of the liquid fuels tax separately from the price of such liquid fuels on liquid fuel price display signs and imposing a penalty" by requiring the posting of signs on liquid fuels dispensing devices stating the brand quality and price of liquid fuels prohibiting the posting of signs not conforming to prescribed standards and increasing penalties.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1292, on second reading, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for reports of sales of vehicles to nonresidents the transportation of dangerous substances and the inspection of dealers' premises further regulating the administrative powers of the department the licensing suspension and revocation of operators and operating privileges and the operation and equipment of vehicles changing certain fees and powers and jurisdiction of peace officers magistrates aldermen justices of the peace and prescribing additional enforcement and penal provisions and making uniform the interpretation and construction of the law.

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1293, on second reading, entitled:

An Act to amend the act approved the first day of June one thousand nine hundred forty-five (P. L. 1340) entitled "An act relating to the financial responsibility of operators and owners of motor vehicles and to make uniform the law with reference thereto requiring owners and operators in certain cases to furnish proof of financial responsibility providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases regulating insurance policies which may be accepted as proof of financial responsibility imposing duties upon the Secretary of Revenue the State Treasurer and prothonotaries and prescribing penalties" by clarifying and extending the provisions of the act to include certain vehicles of the tractor type and making editorial changes

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1294, on second reading, entitled:

An Act to amend the title of and the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1005) entitled "An act relating to and regulating tractors and trailers and their operation providing for their registration and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors and trailers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors and trailers imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by deleting from said act all provisions relating to operators operators' licenses and trailers and further providing for the equipment of tractors

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1324, on second reading, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated

towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the registration year for commercial motor vehicles motor buses motor omnibuses and trailers and certain exemptions in accordance therewith

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1384, on second reading, entitled:

An Act to repeal the act approved the thirteenth day of April one thousand eight hundred sixty-eight (P. L. 1017) entitled "An act to provide for the collection of state county poor and military taxes in the county of Bedford" so far as it relates to Bedford County

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1404, on second reading, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the addition to the tax duplicates of school districts of the third and fourth class of properties occupied during the fiscal year of the school district in certain cases

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1424, on second reading, entitled:

An Act to further amend Section 1101 and the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operator thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the provisions relating to restrictions of the right to use highways

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1427, on second reading, entitled:

An Act to add Article XX-A to the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by authorizing the creation of planning commissions in such townships and prescribing their powers and duties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1477, on second reading, entitled:

An Act to further amend Section 1 of the act approved the thirtieth day of March one thousand nine hundred fifteen (P. L. 34) entitled "An act to promote the health and efficiency of firemen in cities of the second class by providing for a two-platoon system for firemen in the department of public safety of such cities" by further regulating the hours of duty of firemen in cities of the second class

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1479, on second reading, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by requiring certain vehicles and combinations of vehicles to be constructed or equipped to prevent throwing of road surface substances from their rear wheels beyond certain limits

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

BILLS SIGNED

The President pro tempore (M. Harvey Taylor) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 25, entitled:

An Act relating to the orphans' courts, conferring exclusive jurisdiction on such courts over the administration and distribution of decedents' estates, trust estates, minors, minors' estates, and absentees' estates; providing for the organization of orphans' courts, the procedure therein, the powers and duties of the judges thereof, and appeals therefrom.

House Bill No. 48, entitled:

An Act relating to and defining chiropractic and the right to practice chiropractic, requiring licensure, conferring powers and imposing duties upon the State Board of Chiropractic Examiners, providing for the granting, suspension and revocation of licenses issued by the board, conferring jurisdiction upon the Court of Common Pleas of Dauphin County, and prescribing penalties.

House Bill No. 52, entitled:

An Act empowering cities of the first class of the Commonwealth to make and enforce by ordinances fire prevention codes regulating the occupation and use of buildings and structures and the conduct of trades or businesses which due to the nature thereof create a fire hazard or danger to life or property by fire or explosion and providing penalties

House Bill No. 80, entitled:

An Act to further amend section four thousand three hundred two of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "Third Class City Law," by prescribing a minimum period of continuous service and in certain cases a minimum age for police retirement.

House Bill No. 98, entitled:

An Act regulating the appointment, promotion, suspension, reduction, removal and reinstatement of employees (except superintendents, deputy superintendents and chief clerks) in bureaus of police in cities of the second class, and defining the powers and duties of civil service commissions in such cities for such purposes.

House Bill No. 205, entitled:

An Act changing the procedure in civil actions hereafter brought in any of the courts of common pleas of this Commonwealth providing for trial without jury and for the filing of agreements therefor providing for the payment of jury fees

House Bill No. 633, entitled:

An Act to amend Sections 3 and 4 of the act, approved the twenty-seventh day of June, one thousand nine hundred thirty-nine (P. L. 1184) entitled "An act requiring all employable persons receiving public assistance, with certain exceptions, to perform certain work, or be refused further assistance; conferring powers and imposing duties on county boards of assistance, and on certain State and local officers and employees, and on charitable institutions, persons, copartnerships, associations, corporations, and State and Federal employment officers; and requiring payments to the Commonwealth on account of certain work performed," by extending the provisions thereof to include nonprofit cemetery associations and organizations supported totally or partially by public subscriptions, donations or gifts and changing the requirements for furnishing transportation.

House Bill No. 690, entitled:

An Act to further amend section 2 of the act approved the twenty-sixth day of May, one thousand nine hundred twenty-one (P. L. 1172), entitled "A supplement to the

act, approved the seventeenth day of May, one thousand nine hundred seventeen (P. L. 208), entitled 'An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violations thereof defining the words 'drugs' and 'poison'; and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality, strength, and purity'; requiring permits to conduct pharmacies; providing for the revocation thereof; and prescribing penalties," by raising fees for permits to conduct a pharmacy.

House Bill No. 724, entitled:

An Act to add subsection (c) to Section 2503 of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by supplying an omission from former law providing for reimbursement for nonresident children; and validating such reimbursements heretofore made.

House Bill No. 793, entitled:

An Act to further amend Section 12 of the act, approved the eleventh day of July, one thousand nine hundred seventeen (P. L. 758), entitled "Narcotic Law" by increasing the penalties for the illegal sale, dispensing or giving away of drugs.

House Bill No. 860, entitled:

An Act concerning devises, bequests or gifts in trust for the care and maintenance of cemeteries, burial grounds, or cemetery lots; trustees and substituted trustees thereof; sureties of said trustees; the investment of such trust funds; accounts of said trustees; approving actions and proceedings prior to this act, and repealing conflicting laws.

House Bill No. 1059, entitled:

An Act to further amend subsections (a) and (b) of Section 411 and to amend Section 506 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code," by providing for the transfer of motor vehicles, trailers and semi-trailers from a husband to his wife and from a wife to her husband or from either to both jointly.

House Bill No. 1095, entitled:

An Act reappropriating to Episcopal Hospital, Philadelphia, certain moneys heretofore appropriated to the University of Pennsylvania for the maintenance to the Episcopal Hospital.

House Bill No. 1192, entitled:

An Act to further amend Section 1 of the act, approved the twenty-first day of March, one thousand nine hundred forty-five (P. L. 51); entitled "An act defining and regulating the practice of Chiropody and providing penalties," by further defining Chiropody.

House Bill No. 1269, entitled:

An Act to amend Section 15 of the act, approved the twenty-second day of April, one thousand eight hundred fifty (P. L. 538), entitled "An act to secure the cities of Pittsburgh and Allegheny, and the neighborhood thereof, from damage by gun powder; to incorporate an association for the establishment of a house of refuge for western Pennsylvania; and relative to the Pennsylvania State Lunatic hospital," by changing the maximum age for the commitment of delinquents to the Pennsylvania Training School at Canonsburg, and changing admission requirements relative thereto.

House Bill No. 1270, entitled:

An Act providing for the commitment and transfer of certain female juvenile delinquents to the Pennsylvania Training School for Girls, and imposing duties on the courts of this Commonwealth relative thereto.

House Bill No. 1295, entitled:

An Act to repeal certain parts of acts relating to the keeping of alphabetical lists and indexes by the Department of Revenue, and Auditor General of persons reported to them as being interested in escheatable property and certain unclaimed funds.

House Bill No. 1489, entitled:

An Act making an appropriation to The Brandywine Battlefield Park Commission for the payment of necessary expenses.

Whereupon.

The President pro tempore (M. Harvey Taylor) in the presence of the Senate signed the same.

HOUSE MESSAGE

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1306

The Clerk of the House of Representatives being introduced presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1306, entitled:

A supplement to the act approved the twelfth day of June, one thousand nine hundred thirty-one (P. L. 575) entitled "An act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River, and the improvement of the facilities for transportation across the river; authorizing the Governor, for these purposes, to enter into an agreement with New Jersey; creating The Delaware River Joint Commission and specifying the powers and duties thereof, including the power to finance projects by the issuance of revenue bonds; transferring to the new commission all the powers of the Delaware River Bridge Joint Commission; and making an appropriation," by authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a compact or agreement with the State of New Jersey amending and supplementing the compact and agreement between the State of New Jersey and the Commonwealth of Pennsylvania; authorizing and empowering The Delaware River Joint Commission to construct, finance, operate, maintain and own a vehicular tunnel under, or an additional bridge across, the Delaware River, and defining certain functions, powers and duties of said Commission; authorizing the Governor to apply, on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent to such supplemental compact or agreement.

BILL SIGNED

The President pro tempore (M. Harvey Taylor) announced that the Chief Clerk having reported that the following bill had passed both houses of the General Assembly and the same being correct, the title was publicly read as follows:

House Bill No. 1306, entitled:

A supplement to the act approved the twelfth day of June, one thousand nine hundred thirty-one (P. L. 575) entitled "An act providing for joint action by Pennsylvania and New Jersey in the development of the ports

on the lower Delaware River, and the improvement of the facilities for transportation across the river; authorizing the Governor, for these purposes, to enter into an agreement with New Jersey; creating The Delaware River Joint Commission and specifying the powers and duties thereof, including the power to finance projects by the issuance of revenue bonds; transferring to the new commission all the powers of the Delaware River Bridge Joint Commission; and making an appropriation," by authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a compact or agreement with the State of New Jersey amending and supplementing the compact and agreement between the State of New Jersey and the Commonwealth of Pennsylvania; authorizing and empowering The Delaware River Joint Commission to construct, finance, operate, maintain and own a vehicular tunnel under, or an additional bridge across, the Delaware River, and defining certain functions, powers and duties of said Commission; authorizing the Governor to apply, on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent to such supplemental compact or agreement.

Whereupon,

The President pro tempore (M. Harvey Taylor) in the presence of the Senate signed the same.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Monday, August 6, 1951, at 2:00 o'clock, p. m., Eastern Standard Time.

Mr. Crowe. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11:15 o'clock, a. m., Eastern Standard Time, until Monday, August 6, 1951, at 2:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

WEDNESDAY, August 1, 1951

The House met at 10:00 a. m. EST.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

Reverend John Yates, guest Chaplain and clergyman of the Presbyterian Church, Harrisburg, offered the following prayer:

Our gracious God bestow Thy blessing upon the Members of this Assembly today. Guide and direct them in their deliberations so that all they devise and enact may rebound to the honour and welfare of this Commonwealth and to the glory of Thy name.

In Christ's name we ask this. Amen.

JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of Tuesday, July 31, 1951? If not, and without objection, the Journal is approved.

BILLS INTRODUCED AND REFERRED

By Mr. DUNN.

HOUSE BILL No. 1622.

An Act to further amend Section 922 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and pri-

mary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners, imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereof; and repealing certain acts and parts of acts relating to elections," by providing that successful candidates of political parties for which such candidates filed nomination petitions shall not be nominees of political parties for which they did not file nomination petitions even though such nominees won by write-in votes a plurality of votes of the party for which no nomination petitions were filed.

Referred to the Committee on Elections and Apportionment.

By Mr. REESE.

HOUSE BILL No. 1623.

An Act requiring persons, firms, corporations and agencies engaging in the business or practice of rating the credit risk or financial standing, or supplying information concerning the credit experience, of other persons, firms, corporations or other legal entities to furnish copies of any such information or rating, supplied to third parties, to the subject thereof; prohibiting such persons, firms, corporations or agencies from engaging in the business or practice of collecting for creditors, credit accounts or other debts, or from being financially interested in such collection by others; and prescribing penalties.

Referred to the Committee on Judiciary.

By Mr. McMILLEN.

HOUSE BILL No. 1624.

An Act to further amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the blind; and repealing laws relating to mothers' assistance pensions for the blind, old age assistance, and the State Emergency Relief Board," by further prescribing the powers and duties of the Department of Public Assistance and the local boards, further defining "Assistance and those persons eligible for assistance, further prescribing residence requirements with respect to assistance, changing the terms of county board members, clarifying the provisions with respect to the payment to the United States of its share of moneys received by way of restitution, prescribing additional penalties, and repealing a certain act.

Referred to the Committee on Welfare.

By Messrs. BOWER and WOOD. HOUSE BILL No. 1625.

An Act to add sections 14.1 and 14.2 to the act approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State

employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by changing the provisions thereof as to contributors who are qualified for retirement but who die before retirement; and making such changes retroactive in certain cases.

Referred to the Committee on State Government.

By Mr. SCOTT.

HOUSE BILL No. 1626.

An Act to further amend the act, approved the thirteenth day of May, one thousand nine hundred twenty-five (P. L. 644), entitled "An act relating to and regulating solicitation of moneys and property for charitable, religious, benevolent, humane, and patriotic purposes," by extending its provisions to additional activities, agencies and purposes; requiring accounting; limiting administration costs and use of moneys collected; and further regulating solicitation and exemptions.

Referred to the Committee on Law and Order.

By Mr. LEISEY.

HOUSE BILL No. 1627.

An Act to further amend the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by exempting the subdivision of land in cities, boroughs and townships having zoning or real estate development or control ordinances from control by the County Planning Commission; limiting control of county commissioners over building to these cities, boroughs and townships not having zoning ordinances.

Referred to the Committee on Counties.

By Messrs. EWING and GOODLING.

HOUSE BILL No. 1628.

An Act to amend the title and certain sections of and to add new sections to the act approved the thirtieth day of June, one thousand nine hundred forty-seven (P. L. 1154), entitled "An act to prohibit the manufacture and sale of oleomargarine or butterine and other similar products when colored in imitation of yellow butter; to provide for license fees to be paid by manufacturers, wholesale and retail dealers, and by proprietors of hotels, restaurants, dining-rooms, and boarding-houses; for the manufacture or sale of oleomargarine, butterine or other similar products not colored in imitation of yellow butter; to regulate the manufacture sale and advertising of oleomargarine, butterine or other similar products, not colored in imitation of yellow butter; and prevent and punish fraud and deception in such manufacture, sale, and advertising as an imitation butter; to prescribe penalties and punishment for violation of this act and the means and method of procedure for its enforcement; to regulate certain matters of evidence in such procedure; and to prescribe certain powers and duties of the Department of Agriculture," by permitting the manufacture and except in certain cases the sale of colored oleomargarine, butterine and similar products.

Referred to the Committee on Agriculture and Dairy Industries.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1306.

A Supplement to the act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 575) entitled "An act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River and the improvement of the facilities for transportation across the river authorizing the Governor for these purposes to enter into an agreement with New Jersey creating The Delaware River Joint Commission and specifying the powers and duties thereof including the power to finance projects by the issuance of revenue bonds transferring to the new commission all the powers of the Delaware River Bridge Joint Commission and making an appropriation" by authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a compact or agreement with the State of New Jersey amending and supplementing the compact and agreement between the State of New Jersey and the Commonwealth of Pennsylvania authorizing and empowering The Delaware River Joint Commission to construct finance operate maintain and own a vehicular tunnel under or an additional bridge across the Delaware River and defining certain functions powers and duties of said Commission authorizing the Governor to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent to such supplemental compact or agreement

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The CLERK read the amendments.

Amend the bill Section 4, Page 14, Line 2, by inserting after the word "Commission" the following "Provided however that upon the exercise of the power of eminent domain under paragraph 2 of Article XII-A of said supplemental compact or agreement the Compensation to be paid with regard to property located in the Commonwealth of Pennsylvania shall be ascertained and paid in the manner provided by the act approved the ninth day of July one thousand nine hundred nineteen (P. L. 814) and acts amendatory thereof and supplementary thereto in so far as the provisions thereof are applicable and not inconsistent with the provisions contained in said paragraph"

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—185

Amarando.	Goodling.	Maxwell.	Rubin.
Andrews.	Graybill.	Mazza.	Sax.
Banker.	Greenwood.	McConnell.	Scanlon.
Barkdoll.	Greer.	McCormack.	Schmidt.
Baumunk.	Guarneri.	McCullough.	Schuster.
Bear.	Gutendorf.	McDermitt.	Scott.
Beaver.	Guthrie.	McGee.	Seyler.
Beech.	Hagerty.	McInroy.	Shoemaker.
Berkstresser.	Hall.	McKinney.	Shotwell.
Blair.	Hamilton, R. K.	McMillen.	Smith.
Bloom.	Hamilton, W. H.	Metz.	Snider.
Boles.	Haudenshield.	Mihm.	Sollenberger.
Bolton.	Headlee.	Mikula.	Spencer.
Bomberger.	Helm.	Miller, H. G.	Stank.
Boorse.	Hewitt.	Miller, J. C.	Stummel.
Bower.	Hocker.	Mills.	Stoner.
Brelsach.	Hunter.	Mintess.	Swartz.
Breth.	Jenkins.	Monroe.	Swope.
Brown.	Johnson.	Moore, C. E.	Tahl.
Bucchin.	Jones, G. E.	Moore, H. A.	Taylor.
Byrne.	Jones, J. M.	Moran.	Thompson, E. F.
Cella.	Jones, T. H. W.	Muldowney.	Toll.
Clapper.	Jump.	Munley.	Tompkins.

Clendening,	Kamyk,	Murray,	Toomey,
Conway,	Keller,	Musto,	VanSant,
Costa,	Kent,	Najaka,	Varallo,
Coyle,	Kline,	Naugle,	Varner,
Dalrymple,	Kohl,	Penglase,	Wachhaus,
Davis,	Kornick,	Peta,	Wargo,
Dennison,	Kratz,	Petrosky,	Waterhouse,
Dougherty,	Kubacki,	Praff,	Watkins,
Dowling,	Lafore,	Pichney,	Weidner,
DuBois,	Lederer,	Pitzer,	Welsh,
Duffy,	Lelsey,	Polaski,	Wescott,
Dunn,	Leonard, L.,	Polen,	Westrick,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	White,
Filip,	Limper,	Reidenbach,	Wilt,
Filo,	Lopresti,	Reilly, J. M.,	Wood,
Firmstone,	Lovett,	Rigby,	Yeakel,
Flack,	Lutty,	Riley, R. L.,	Yester,
Frost,	Lyons,	Robertson,	Yetzer,
Gaffney,	Madden,	Rose,	Young,
Geer,	Madigan,	Rovansek,	Ziegler,
Gibson,	Markley,	Royer,	Sorg,
Gleason,			Speaker

NAYS—0

NOT VOTING—22

Cochran,	Hersch,	Needham,	Rosen,
Cooper,	Hoggard,	Olsen,	Sarra,
Corr,	Jones, P. F.,	Pettigrew,	Thompson, R. L.,
Fenrich,	Kolankiewicz,	Price, R. A.,	Verona,
Good,	Loftus,	Reese,	Williams,
Harney,	McNally,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were

Ordered, That the Clerk inform the Senate accordingly.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 48.

An Act relating to and defining chiropractic and the right to practice chiropractic requiring licensure conferring powers and imposing duties upon the State Board of Chiropractic Examiners and the Department of Public Instruction providing for the granting suspension and revocation of licenses issued by the board preserving the rights of existing licensees and giving them certain personal choice as to jurisdiction conferring jurisdiction upon the Court of Common Pleas of Dauphin County and prescribing penalties

HOUSE BILL No. 52.

An Act empowering cities of the first class of the Commonwealth within a limited time period to make and enforce by ordinances fire prevention codes regulating the occupation and use of buildings and structures and the conduct of trades or businesses which due to the nature thereof create a fire hazard or danger to life or property by fire or explosion and providing penalties

HOUSE BILL No. 80.

An Act to further amend section four thousand three hundred two of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by prescribing a minimum period of continuous service and in certain cases a minimum age for police retirement

HOUSE BILL No. 98.

An Act regulating the appointment promotion suspension reduction removal and reinstatement of employes (except superintendents assistant superintendents inspectors and chief clerks) in bureaus of police in cities of the second class and defining the powers and duties of civil service commissions in such cities for such purposes

HOUSE BILL No. 205.

An Act changing the procedure in civil actions hereafter brought in the courts of common pleas in counties of the third class providing for trial without jury and for the filing of agreements therefor providing for the payment of jury fees

HOUSE BILL No. 633.

An Act to amend Section 3 and 4 of the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1184) entitled "An act requiring all employable persons receiving public assistance with certain exceptions to perform certain work or be refused further assistance conferring powers and imposing duties on county boards of assistance and on certain State and local officers and employes and on charitable institutions persons copartnerships associations corporations and State and Federal employment officers and requiring payments to the Commonwealth on account of certain work performed" by imposing additional duties on county boards of public assistance permitting nonprofit cemetery associations fire companies public libraries and other similar organizations supported totally or partially by public subscriptions donations or gifts to furnish employment to certain persons and changing the requirements for furnishing transportation

HOUSE BILL No. 690.

An Act to further amend section 2 of the act approved the twenty-sixth day of May one thousand nine hundred twenty-one (P. L. 1172) entitled "A supplement to the act approved the seventeenth day of May one thousand nine hundred seventeen (Pamphlet Laws two hundred and eight) entitled 'An act to regulate the practice of pharmacy and sale of poisons and drugs and providing penalties for the violation thereof defining the words 'drug' and 'poison' and providing for the appointment of a board which shall have in charge the enforcement of said law and the power to make rules and regulations for the enforcement of said law and providing for the purchase of samples of drugs for determining their quality strength and purity' requiring permits to conduct pharmacies providing for the revocation there and prescribing penalties" by raising fees for permits to conduct a pharmacy

HOUSE BILL No. 724.

An Act to add subsection (c) to Section 2503 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by supplying an omission from former law providing for reimbursement for nonresident children and validating such reimbursements heretofore made

HOUSE BILL No. 793.

An Act to further amend Section 12 of the act approved the eleventh day of July one thousand nine hundred seventeen (P. L. 758) entitled "An act for the protection of the public health by regulating the possession control dealing in giving away delivery dispensing administering prescribing and use of certain drugs and keeping records thereof by regulating the use of drugs in the treatment of the drug habit by providing for the revocation and suspension of licenses of physicians den-

tists veterinarians pharmacists druggists and registered nurses for certain courses and by providing for the enforcement of this act and penalties" by changing the penalties for the illegal sale dispensing or giving away of drugs

HOUSE BILL No. 860.

An Act concerning devises bequests or gifts in trust for the care and maintenance of cemeteries burial grounds or cemetery lots trustees and substituted trustees thereof sureties of said trustees the investment of such trust funds accounts of said trustees approving action and proceedings prior to this act and repealing conflicting laws

HOUSE BILL No. 1059.

An Act to further amend subsections (a) and (b) of Section 411 and to amend Section 506 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registrations of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon certain owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for the transfer of registration of motor vehicles trailers and semi-trailers involving a husband and wife and the assignment of registration plates in such cases.

HOUSE BILL No. 1095.

An Act reappropriating to Episcopal Hospital Philadelphia certain moneys heretofore appropriated to the University of Pennsylvania for the maintenance of the Episcopal Hospital

HOUSE BILL No. 1192.

An Act to further amend Section 1 of the act approved the twenty-first day of March one thousand nine hundred forty-five (P. L. 51) entitled "An act defining and regulating the practice of Chiroprody and providing penalties" by further defining Chiroprody

HOUSE BILL No. 1269.

An Act to amend Section 15 of the act approved the twenty-second day of April one thousand eight hundred fifty (P. L. 538) entitled "An act to secure the cities of Pittsburgh and Allegheny and the neighborhood thereof from damage by gun-powder to incorporate an association for the establishment of a house of refuge for western Pennsylvania and relative to the Pennsylvania State Lunatic hospital" by changing the maximum age for the commitment of delinquents to the Pennsylvania Training School at Canonsburg and changing admission requirements relative thereto

HOUSE BILL No. 1270.

An Act providing for the commitment and transfer of certain female juvenile delinquents to the Pennsylvania

Training School for Girls or to certain other institutions and imposing duties on the courts of this Commonwealth relative thereto

HOUSE BILL No. 1295.

An Act to repeal certain parts of act relating to the keeping of alphabetical lists and indexes by the Departments of Revenue and Auditor General of persons reported to them as being interested in escheatable property and certain unclaimed funds

HOUSE BILL No. 1489.

An Act making an appropriation to The Brandywine Battlefield Park Commission for the payment of necessary expenses

HOUSE BILL No. 1306.

A Supplement to the act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 575) entitled "An act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River and the improvement of the facilities for transportation across the river authorizing the Governor for these purposes to enter into an agreement with New Jersey creating The Delaware River Joint Commission and specifying the powers and duties thereof including the power to finance projects by the issuance of revenue bonds transferring to the new commission all the powers of the Delaware River Bridge Joint Commission and making an appropriation" by authorizing the Governor on behalf of the Commonwealth of Pennsylvania to enter into a compact or agreement with the State of New Jersey amending and supplementing the compact and agreement between the State of New Jersey and the Commonwealth of Pennsylvania authorizing and empowering The Delaware River Joint Commission to construct finance operate maintain and own a vehicular tunnel under or an additional bridge across the Delaware River and defining certain functions powers and duties of said Commission authorizing the Governor to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent to such supplemental compact or agreement

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1373.

An Act to further amend the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by reclassifying chubs as bait-fish

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend Section 1, page 2, line 14, by striking out the word "and" at the end of the line; line 15, by striking

out the bracket before the first word "and by striking out the bracket after the word "chubs" and by inserting after the word "chubs" the words "measuring six inches and over in length"; page 3, lines 1 and 2 by inserting after the word "chub" the words "measuring less than six inches in length".

Amend Section 3, page 5, by inserting on line 6, after the word "chubs" the words "measuring less than six inches in length".

Amend Section 4, page 6, line 5, by inserting after the word "chubs" the words measuring less than six inches in length"; line 15, by inserting after the word "chubs" the words "measuring less than six inches in length".

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—184

Amarando,	Goodling,	Maxwell,	Rubin,
Andrews,	Graybill,	Mazza,	Sax,
Banker,	Greenwood,	McConnell,	Scanlon,
Barkdoll,	Greer,	McCormack,	Schmidt,
Baumunk,	Guarnieri,	McCullough,	Schuster,
Bear,	Gutendorf,	McDermitt,	Scott,
Beaver,	Guthrie,	McGee,	Seyler,
Beech,	Hagerty,	McInroy,	Shoemaker,
Berkstresser,	Hall,	McKinney,	Shotwell,
Blair,	Hamilton, R. K.,	McMillen,	Smith,
Bloom,	Hamilton, W. H.,	Metz,	Snider,
Boles,	Haudenshield,	Mihm,	Sollenberger,
Bolton,	Headlee,	Mikula,	Spencer,
Bomberger,	Helm,	Miller, H. G.,	Stank,
Boorse,	Hewitt,	Miller, J. C.,	Stimmel,
Bower,	Hocker,	Mills,	Stoner,
Breisch,	Hunter,	Mintess,	Swarts,
Breth,	Jenkins,	Monroe,	Swope,
Brown,	Johnson,	Moore, C. E.,	Tahl,
Bucchin,	Jones, G. E.,	Moore, H. A.,	Taylor,
Byrne,	Jones, J. M.,	Moran,	Thompson, E. F.,
Cella,	Jones, T. H. W.,	Muldowney,	Toll,
Clapper,	Jump,	Munley,	Tompkins,
Clendening,	Kamyk,	Murray,	Toomey,
Conway,	Keller,	Musto,	VanSant,
Costa,	Kent,	Najaka,	Varallo,
Coyle,	Kline,	Naugle,	Varnier,
Dalrymple,	Kohl,	Penglase,	Wachhaus,
Davis,	Kornick,	Peta,	Wargo,
Dennison,	Kratz,	Petrosky,	Waterhouse,
Dougherty,	Kubacki,	Pfaff,	Watkins,
Dowling,	Lafore,	Pichney,	Weldner,
DuBois,	Lederer,	Pitzer,	Welsh,
Duffy,	Leisey,	Polaski,	Wescott,
Dunn,	Leonard, L.,	Polen,	Westrick,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leven,	Readinger,	Wheeler,
Erster,	Light,	Reagan,	White,
Filip,	Limper,	Reidenbach,	Wilt,
Filo,	Lopresti,	Reilly, J. M.,	Wood,
Firmstone,	Lovett,	Rigby,	Yeakel,
Flack,	Lutty,	Riley, R. L.,	Yester,
Frost,	Lyons,	Robertson,	Yetzer,
Gaffney,	Madden,	Rose,	Young,
Geer,	Madigan,	Rovansek,	Ziegler,
Gibson,	Markley,	Royer,	Sorg,
Gleason,			Speaker

NAYS—0

NOT VOTING—22

Cochran,	Hersch,	Needham,	Rosen,
Cooper,	Hoggard,	Olsen,	Sarrat,
Corr,	Jones, P. F.,	Pettigrew,	Thompson, R. L.,
Fenrich,	Kolankiewicz,	Price, R. A.,	Verona,
Good,	Loftus,	Reese,	Williams,
Harney,	McNally,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

REPORTS FROM COMMITTEES

Mr. DUNN from the Committee on Counties, reported as committed, House Bill No. 1006, entitled:

An Act fixing the minimum salaries for tipstaves in the courts of record in counties of the fourth class.

Mr. SNIDER from the Committee on Counties, reported as committed, House Bill No. 1329, entitled:

An Act to further amend Section 78 of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending, and consolidating the laws relating thereto," by changing the law as to who may attend the annual meetings of the state association of controllers.

Mr. LYONS from the Committee on Counties, reported as committed, Senate Bill No. 499, entitled:

An Act to add Section 15.1 to the act approved the eighth day of July one thousand nine hundred forty-one (P. L. 298) entitled "An act authorizing the creation of and providing for and regulating the maintenance and operation of a county employees' retirement system in counties of the fourth class imposing certain charges on counties and fixing penalties" by providing for optional minimum retirement allowances under certain conditions.

PERMISSION TO ADDRESS HOUSE

Mr. LOVETT asked and obtained unanimous consent to address the House.

Mr. Speaker, I am about to introduce a tax raising measure that I feel will do no harm to anyone in the state of Pennsylvania. The General Assembly finds itself somewhat in a stalemate. This very simple little tax could possibly be amended in Committee to apply for school purposes only, since I understand the big problem is finance for the schools.

In introducing this tax raising measure, which is an excess profit tax in Pennsylvania, I am given to understand that it would possibly in a two year period, using the same estimates and are used for some of the other financial figures in this General Assembly, yield \$50 million. I feel that this may help in some way to get this General Assembly into action in order that we may find some suitable date to adjourn.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 185, entitled

An Act making an appropriation to the Department of Agriculture for the payment of the compensation and expenses of the Expert Tree Corp Advisor and other incidental expenses relative thereto

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 248, entitled

An Act to further amend subsection (a) of Section 722 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use

of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by exempting motor vehicles of war amputees from the payment of title or registration fees

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 253, entitled

An Act to further amend clause (2) of Section 12 of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by further providing for disability retirement allowances of persons able to engage in gainful occupation

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 646, entitled

An Act to amend Section 13 of the act approved the fifth day of May one thousand nine hundred twenty-one (P. L. 389) entitled "An act to regulate and control the manufacture sale offering for sale giving away and use of weights and measures and of weighing and measuring devices in the Commonwealth of Pennsylvania providing for the approval and disapproval of such weights measures devices by the Bureau of Standards and prescribing penalties" by providing for the inspection of new second-hand or repaired weighing or measuring devices

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 682, entitled

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the

operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the registration fee of certain motor buses and motor omnibuses and prohibiting the use of metal or solid rubber or cushion rubber tires on such vehicles

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 718, entitled

An Act making a deficiency appropriation to aid certain school districts

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1445, entitled

An Act to add section three hundred twenty-eight to the act, approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by making it a crime to falsify a material fact or make fraudulent statements in any matter within the jurisdiction of any department board or commission of the Commonwealth and prescribing penalties

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1482, entitled

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire by gift suitable ground and buildings to be used by the Department of Welfare as a State training school for female juvenile delinquents

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1500, entitled

An Act to repeal Section 1 of the act approved the first day of May A. D. one thousand nine hundred thirteen (P. L. 155) entitled "An act regulating the letting of certain contracts for the erection construction and alteration of public buildings" as to State Authorities

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1505, entitled

An Act to amend the act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 510) entitled "An act providing for the licensure and regulation of certain private nursing homes and private hospitals conferring certain powers and duties upon the Department of Welfare and providing penalties" by further providing for the licensure and regulation of such nursing homes and hospitals

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1526, entitled

An Act authorizing the Department of Property and Supplies to exchange certain lands located in Penn Township Snyder County Pennsylvania necessary for the better administration of the Selinsgrove State Colony for Epileptics

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1531, entitled

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for essential repairs to buildings of the property at Ambridge, Beaver County, Pennsylvania known as "Old Economy"

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1533, entitled

An Act to further amend Section 28 of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 414) entitled "An act relating to vital statistics and to make uniform the law with reference thereto" by further providing for payment of the compensation of local registrars

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1550, entitled

An Act to further amend Section 1 of the act approved the twenty-first day of April one thousand nine hundred twenty-nine (P. L. 723) entitled "An act regulating the investment of funds by administrative departments boards commissions and officers of the State Government" by expanding the investment power of State administrative departments, boards, commissions, or officers

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1552, entitled:

An Act to amend subsection (d) of section 4 and section 9.1 of the act approved the thirty-first day of March one

thousand nine hundred forty-nine (P. L. 372) entitled "An act to promote the welfare of the people of the Commonwealth creating The General State Authority as a body corporate and politic with power to construct improve equip furnish and operate projects and to lease the same and to fix fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds for said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Property and Supplies to grant assign convey or lease to the Authority lands of the Commonwealth and interests therein and to acquire lands therefor granting the right of eminent domain empowering The General State Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act" by authorizing the leasing of wholly or partially completed projects of the General State Authority.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1554, entitled:

An Act to authorize the Secretary of Public Assistance of the Commonwealth of Pennsylvania to apply to the Secretary of Agriculture of the United States for the return of assets of the former Pennsylvania Rural Rehabilitation Corporation to receive deposit and administer such assets for rural rehabilitation or other authorized purposes and to enter into agreements with the Secretary of Agriculture of the United States with respect to the future administration of said assets.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1557, entitled:

An Act to amend clause (h) of Section 9 of the act approved the twenty-fourth day of May one thousand nine hundred forty-five (P. L. 991) entitled "An act to promote elimination of blighted areas and supply sanitary housing in areas throughout the Commonwealth by declaring acquisition sound replanning and redevelopment of such areas to be for the promotion of health safety convenience and welfare creating public bodies corporate and politic to be known as Redevelopment Authorities authorizing them to engage in the elimination of blighted areas and to plan and contract with private corporate or governmental redelopers for their redevelopment providing for the organization of such authorities defining and providing for the exercise of their powers and duties including the acquisitions of property by purchase gift or eminent domain the leasing and selling of property including borrowing money issuing bonds and other obligations and giving security therefor restricting the interest of members and employes of authorities providing for notice and hearing supplying certain mandatory provisions to be inserted in contracts with redelopers prescribing the remedies of obligees of redelopers authorities conferring certain duties upon local planning commissions the governing bodies of cities and counties and on certain State officers boards and departments" by clarifying the provisions of said section with respect to the power of redevelopment Authorities to acquire real property.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1577, entitled:

An Act fixing the salary of the Director of the Legislative Reference Bureau.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1597, entitled:

An Act to amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An Act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by further providing for the execution of the forests powers and duties of the Department of Forests and Waters.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1603, entitled:

An Act to further amend Section 4 to amend subsection amend paragraph (1) of Section 14 of the act approved the twentieth day of May one thousand nine hundred fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities and all county or other public employes if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" by clarifying the amount of contributions by certain pensioners and the method of computing lesser pensions changing date of completing certain payments and the age to which pension increments may be computed fixing minimum pensions and providing benefits for surviving spouse.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 365, entitled:

An Act to further amend the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 364) entitled "An act relating to business corporations defining and providing for the organization merger consolidation reorganization winding up and dissolution of such corporation conferring certain rights powers duties and immunities upon them and their officers and shareholders prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the second class within the provisions of this act prescribing the terms and conditions upon which foreign business corporations may be

admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas and certain State departments commissions and officers authorizing certain State departments boards commissions or officers to collect fees for service required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by permitting the Department of State to copy and destroy or return certain documents permitting directors to fill vacancies in the board of directors resulting from an increase in the number of directors deleting certain requirements as to the appointment compensation and duties of agents providing that meetings of shareholders at which directors are to be elected may be adjourned for periods of fifteen days each fixing the method of cumulative voting in cases where directors are elected separately by the holders of different classes of shares providing that courts having jurisdiction over trustees who are evenly divided as to how shares shall be voted may direct the voting of such shares deleting requirements as to the voting of shares of foreign corporations owned by other corporations providing that articles of incorporation may be amended to eliminate the preemptive rights of shareholders and providing for the purchase of and payment for shares of any shareholders who dissent therefrom specifying cases of merger or consolidation of which sixty days' notice to shareholders must be given providing that shareholders of a parent corporation shall have no right to dissent from a merger or consolidation of such parent and one or more wholly-owned subsidiaries thereof provided the state of incorporation and relative rights and preferences of the shareholders of the parent corporation are not changed thereby providing for advertising of merger or consolidation by domestic corporations for merger and consolidation of foreign business corporations defining "doing business" by foreign corporations and further providing for service of process on the Secretary of the Commonwealth with respect to such corporations and prescribing procedure for rescinding a certificate of election to dissolve

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 418, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations; defining and providing for the organization, merger, consolidation and dissolution of such corporations; conferring certain rights, powers, duties and immunities upon them and their officers and members; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the first class within the provisions of this act; prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, prothonotaries of such courts, recorders of deeds, and certain State departments, commissions and officers; authorizing certain local public officers and state departments to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," by permitting the Department of State to copy and destroy or return certain documents; permitting corporations to borrow money, acquire and dispose of real estate, and make, alter, amend, and repeal by-laws with the approval of a majority of the members present and entitled to vote thereon; permitting a change of registered office pursuant to action of directors; permitting directors to fill vacancies in the board of directors resulting from an increase in the number of directors; deleting certain requirements as to the appointment,

compensation and duties of agents; providing that meetings of members at which directors are to be elected may be adjourned for periods of fifteen days each; fixing the method of cumulative voting in cases where directors are elected separately by the members of different classes defining "doing business" by foreign corporations and further providing for service of process on the Secretary of the Commonwealth with respect to such corporations

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 615, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing annual registration fees for certain commercial motor vehicles truck tractors trailers and semi-trailers prescribing additional equipment requirements for certain vehicles increasing the maximum gross weights and axle loads allowed for certain vehicles changing the requirements for weighing vehicles and removal of excess loads and prescribing and changing penalties

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 733, entitled:

An Act concerning mutual military aid and assistance by and between the Commonwealth of Pennsylvania and other states, in an emergency; and agreeing to, approving, and authorizing and empowering the Governor to enter into, a compact with the State of New Jersey and the State of New York and any other state concurring therein or otherwise approving thereof, for such purpose.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 739, entitled:

An Act creating Mercy-Douglass State Hospital in Philadelphia County and authorizing the Department of Property and Supplies to sublease said Hospital to Mercy-Douglass Hospital and providing for the management thereof by the Board of Trustees of Mercy-Douglass Hospital.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. MADIGAN asked and obtained permission for the Committee on Agriculture and Dairy Industries to meet during the session of the House.

APPROPRIATION BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 163, entitled:

An Act to further amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by authorizing school districts of the second third and fourth classes to levy additional taxes to pay rentals to municipality authorities authorizing boards of school directors to make additional appropriations or to increase appropriations authorizing school districts singly or jointly with other school districts to convey or lease property and appropriate money including proceeds of general obligation bonds to municipality authorities to acquire additional property for authority projects to lease school projects from and pay rental to municipality authorities to make all other contracts or agreements with municipality authorities deemed necessary or convenient in connection with projects providing for annual payments by the Commonwealth to school districts paying rentals to municipality authorities or non-profit corporations and further providing for annual payments by the Commonwealth to school districts making payments to the State Public School Building Authority.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 323, entitled:

An Act making an appropriation to the Department of Agriculture for the control of stem rust of wheat oats barley and rye by the eradication of rust spreading barberry bushes and providing for payment thereof to counties making like expenditures of county funds.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1318, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Clarion State Teachers College to acquire certain tracts of land for the use of Clarion State Teachers College and making an appropriation.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1541, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of the expenses of the Committee to study the water resources of the Delaware River Basin including the In-codel Plan a four-State compact for the distribution among New York New Jersey Delaware and Pennsylvania of the waters of the Delaware River Basin.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1582, entitled:

An Act making an appropriation to the Department of Property and Supplies and the Thaddeus Stevens Trade School to be used to purchase property in the City of Lancaster Pennsylvania for improvements to such land and for repairs and improvements to buildings on such land.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1605, entitled:

An Act authorizing allocations to the Treasury Department and the Department of the Auditor General from the appropriation to the Department of Public Assistance Act 27-A approved June thirtieth one thousand nine hundred fifty-one for the administrative expenses in auditing and disbursing the appropriation made by said act during the month of August one thousand nine hundred fifty-one.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1611, entitled:

An Act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1612, entitled:

An Act making an appropriation for the payment of expenses incurred by the State Council of Civil Defense.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1613, entitled:

An Act making an appropriation to the Department of Public Instruction including proceeds of publication sold for the purpose of revising the curricula of elementary secondary and vocational schools.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1614, entitled:

An Act making an appropriation to the State Tax Equalization Board for payment of necessary expenses.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1615, entitled:

An Act making an appropriations to the State Veterans' Commission for the expenses of the commission furnishing certain assistance to needy Pennsylvania veterans of any war or their dependents for participation in certain defense activities for the rehabilitation and care of veterans including the acquisition of land by purchase condemnation or gift and construction of buildings for such purpose.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1616, entitled:

An Act making an appropriation to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1617, entitled:

An Act making an appropriation for the maintenance repair and improvement of the Port of Philadelphia.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1618, entitled:

An Act making an appropriation to aid certain school districts.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1619, entitled:

An Act making an appropriation to the Department of Labor and Industry to meet the obligation of the Commonwealth to pay a part of the compensation payable for certain occupational diseases.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1620, entitled:

An Act making an appropriation to the Department of Labor and Industry for the payment of additional workmen's compensation in cases of second injuries.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1621, entitled:

An Act making an appropriation to The Brandywine Battlefield Park Commission for the payment of necessary expenses.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1027, entitled

An Act to amend subsection (b) of Section 4 of the act approved the twenty-third day of May one thousand nine hundred forty-five (P. L. 903) entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employees independently of any pension system or systems existing in such cities" by limiting rights to involuntary retirement and providing for the reinstatement of certain persons to the pension rolls of certain cities

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1205, entitled

An Act defining clinical laboratory regulating the operation of the same requiring such laboratories to obtain permits and to be operated under the direct supervision of a duly licensed physician qualified in pathology or clinical pathology or other qualified persons imposing certain duties upon the Department of Health and providing penalties

Whereas the health and lives of the citizens of this Commonwealth are endangered by incompetent supervision of clinical laboratory tests and

Whereas a due regard for public health and preservation or human lives demands that none but scientists competent and properly qualified by sufficient training in the fundamental sciences and experienced in their applications in the clinical laboratory shall be permitted to supervise the work of such laboratories

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection

Senate Bill No. 27, Printer's No. 471 was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 54, entitled

An Act to provide for an additional law judge of the court of common pleas in the seventh judicial district.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

REPUBLICAN AND DEMOCRATIC CAUCUSES

The SPEAKER. Immediately upon the calling of a recess, there will be a Republican Caucus in the new House Caucus Room and a Democratic Caucus in the old House Caucus Room.

RECESS

The SPEAKER. If there is no objection, the Chair will declare a recess for ten minutes. The Chair hears none, and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Herbert P Sorg) in the Chair.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 74.

An Act to amend section two thousand five hundred five of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the basis for payments on account of school nurses

HOUSE BILL No. 269.

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the establishment by the Department of Public Instruction of a standardized driver-training program in the public schools and providing for assistance to school districts in certain cases

HOUSE BILL No. 270.

An Act to add Section 2511.2 to the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by pro-

viding for payments to school districts and vocational school districts on account of employment of highway safety education instructors.

HOUSE BILL No. 556.

An Act to amend Section 625 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by authorizing municipalities to grant special permits for the discharge of flobert rifles and other types of firearms in such municipalities for particular purposes.

HOUSE BILL No. 631.

An Act to repeal an obsolete act relating to transfer of stocks standing in the name of decedent or in the joint names of a decedent and one or more other persons or in trust for a decedent

HOUSE BILL No. 801.

An Act to amend Section 931 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by providing that certain county roads when abandoned shall become townships roads or borough or city streets as their location shall determine

HOUSE BILL No. 802.

An Act to add a new section 1309 to the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by creating a Bureau of Higher Education in the Department of Public Instruction

HOUSE BILL No. 850.

An Act to amend Section 2001 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the name of the Cheyney Training School for Teachers

HOUSE BILL No. 851.

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing

creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by changing the name of the Cheyney Training School for Teachers

HOUSE BILL No. 859.

An Act to further amend the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by making drivers of fire-fighting apparatus or ambulances for certain volunteer fire companies eligible to the pension fund

HOUSE BILL No. 881.

An Act to further amend Clause L of Section 1202 of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by authorizing increase of appropriations for furial ground maintenance

HOUSE BILL No. 946.

An Act to amend Article X of the Act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for the appointment and removal of supervisors their qualifications term of office duties salary and method of filling vacancies

HOUSE BILL No. 951.

An Act to add Section 11.1 to the act approved the thirtieth day of March one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exception and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions of this act and providing for revocation or suspension of licenses given by said board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith" by providing for acceptance of testimony of licensed optometrists by agencies and political subdivisions of the Commonwealth and providing for payment for services of optometrists

HOUSE BILL No. 962.

An Act authorizing the Supreme Court and the Superior Court to appoint and fix the compensation of reporters of their decisions, and assistants and employees; and repealing certain acts.

HOUSE BILL No. 966.

An Act to authorize school districts of the first class to furnish free milk to pupils in the kindergarten and first grade

HOUSE BILL No. 1089.

An Act fixing the minimum pensions of policemen and firemen in certain cities

HOUSE BILL No. 1098.

An Act to further amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" by authorizing the shade tree commission to require the cutting and removal of trees afflicted with Dutch elm or other disease which threatens to injure or destroy shade trees and to levy and collect the cost thereof from the owner of the property by action in assumpsit or by the filing of a municipal claim therefor

HOUSE BILL No. 1174.

An Act to repeal the act approved the twentieth day of May one thousand eight hundred seventy-one (P. L. 1037) entitled "An act to limit the power and authority of the borough authorities of the borough of Emporium in the county of Cameron over the streets therein and to authorize the setting out of shade trees along the streets"

HOUSE BILL No. 1179.

An Act to amend Section 330.17 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by authorizing the assignment of county police to inside or special duties in certain cases and prescribing the manner in which such assignments shall be made

HOUSE BILL No. 1238.

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further regulating reimbursement by the Commonwealth to certain school districts on account of pupil transportation

HOUSE BILL No. 1372.

An Act to amend Section 308 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by further regulating the method of approval of the borrowing of money and disposition of real estate by nonprofit corporations by the members thereof

With the information that the Senate has passed the same without amendment.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 74.

An Act to amend section two thousand five hundred five of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the basis for payments on account of school nurses.

HOUSE BILL No. 269.

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the establishment by the Department of Public Instruction of a standardized driver-training program in the public schools and providing for assistance to school districts in certain cases.

HOUSE BILL No. 270.

An Act to add section 2511.2 to the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for payments to school districts and vocational school districts on account of employment of highway safety education instructors.

HOUSE BILL No. 556.

An Act to amend Section 625 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by authorizing municipalities to grant special permits for the discharge of flourent rifles and other types of firearms in such municipalities for particular purposes.

HOUSE BILL No. 631.

An Act to repeal an obsolete act relating to transfer of stock standing in the name of a decedent or in the joint names of a decedent and one or more other persons or in trust for a decedent.

HOUSE BILL No. 801.

An Act to amend Section 931 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by providing that certain county roads when abandoned shall become township borough or city roads as their location shall determine.

HOUSE BILL No. 802.

An Act to add a new section 1309 to the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and ad-

ministrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by creating a Bureau of Higher Education in the Department of Public Instruction.

HOUSE BILL No. 850.

An Act to amend Section 2001 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the name of the Cheyney Training School for Teachers.

HOUSE BILL No. 851.

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization or certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by changing the name of the Cheyney Training School for Teachers

HOUSE BILL No. 859.

An Act to further amend the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by making drivers of fire-fighting apparatus or ambulances for certain volunteer fire companies eligible to the pension fund

HOUSE BILL No. 881.

An Act to further amend Clouse L of Section 1209 of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by authorizing increase of appropriations for burial ground maintenance

HOUSE BILL No. 946.

An Act to amend Article X of the Act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for the appointment and removal of supervisors their qualifications term of office duties salary and method of filling vacancies

HOUSE BILL No. 951.

An Act to add Section 11.1 to the act approved the thirtieth day of March one thousand nine hundred seven-

teen (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions of this act and providing for revocation or suspension of licenses giving by said board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith" by providing for acceptance of testimony of licensed optometrists by agencies and political subdivisions of the Commonwealth and providing for payment for services of optometrists

HOUSE BILL No. 962.

An Act authorizing the Supreme Court and the Superior Court to appoint and fix the compensation of reporters of their decisions and assistants and employees and repealing certain acts

HOUSE BILL No. 966.

An Act to authorize school districts of the first class to furnish free milk to pupils in the kindergarten and first grade

HOUSE BILL No. 1089.

An Act fixing the minimum pension of policemen and firemen in certain cities

HOUSE BILL No. 1098.

An Act to further amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" by authorizing the shade tree commission to require the cutting and removal of trees afflicted with Dutch elm or other disease which threatens to injure or destroy shade trees and to levy and collect the cost thereof from the owner of the property by action in assumpsit or by the filing of a municipal claim therefor

HOUSE BILL No. 1174.

An Act to repeal the act approved the twentieth day of May one thousand eight hundred seventy-one (P. L. 1037) entitled "An act to limit the power and authority of the borough authorities of the borough of Emporium in the county of Cameron over the streets therein and to authorize the setting out of shade trees along the streets"

HOUSE BILL No. 1179.

An Act to amend Section 330.17 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by authorizing the assignment of county police to inside or special duties in certain cases and prescribing the manner in which such assignments shall be made

HOUSE BILL No. 1238.

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further regulating reimbursement by the Commonwealth to certain school districts on account of pupil transportation

HOUSE BILL No. 1372.

An Act to amend Section 308 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by further regulating the method of approval of the borrowing of money and disposition of real estate by nonprofit corporations by the members thereof

SENATE BILL No. 25.

An Act relating to the orphans' courts conferring exclusive jurisdiction on such courts over the administration and distribution of decedents' estates trust estates minors' estates and absentees' estates providing for the organization of orphans' courts the procedure therein the powers and duties of the judges thereof and appeals therefrom

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, July 31, 1951

Resolved (if the Senate concur), that House Bill No. 545, Printer's No. 621, entitled "An act to amend Subsection 302 of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled 'An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties' by providing that employers' reserve accounts shall not be charged with compensation paid to certain employers", be recalled from the Governor for the purpose of amendment.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, July 19, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 534, Printer's No. 611, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

JOHN S. FINE

RECONSIDERATION OF VOTE

Mr. HELM. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

Mr. SOLLENBERGER. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Armstrong, Mr. Heim vote on the final passage of this bill?

Mr. HELM. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Blair, Mr. Sollenberger vote on the final passage of this bill?

Mr. SOLLENBERGER. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. HELM. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring.

Will the House agree to the bill on third reading?

Mr. HELM. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Sec. 1 (Sec. 1304), page 3, line 13, by inserting after the word "THE" the following "county."

Amend Sec. 1, (Sec. 1304), page 3, line 17, by striking out the word "A" and inserting in lieu thereof the following "the."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. RAY L. RILEY asked and obtained permission for the Committee on Law and Order to meet during the session of the House.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. PITZER asked and obtained unanimous consent to add additional sponsors to House Bill No. 1628.

REPORT FROM COMMITTEE

Mr. PITZER from the Committee on Agriculture and Dairy Industries reported as committed, House Bill No. 1628, entitled:

An Act to amend the title and certain sections of and to add new sections to the act approved the thirtieth day of June, one thousand nine hundred forty-seven (P. L. 1154), entitled "An act to prohibit the manufacture and sale of oleomargarine or butterine and other similar products when colored in imitation of yellow butter; to provide for license fees to be paid by manufacturers, wholesale and retail dealers, and y proprietors of hotels, restaurants, dining-rooms, and boarding-houses; for the manufacture or sale of oleomargarine, butterine or other similar products not colored in imitation of yellow butter; to regulate the manufacture, sale and advertising of oleomargarine, butterine or other similar products, not colored in imitation of yellow butter; and prevent and punish fraud and deception in such manufacture, sale, and advertising as an imitation butter; to prescribe penalties and punishment for violation of this act and the means and method of procedure for its enforcement; to regulate certain matters of evidence in such procedure; and to prescribe certain powers and duties of the Department of Agriculture," by permitting the manufacture and except in certain cases the sale of colored oleomargarine, butterine and similar products.

Mr. REAGAN from the Committee on Rgriculture and Dairy Industries, reported as committed, Senate Bill No. 734, entitled:

An Act to amend sections one and two of the act approved the twentieth day of May one thousand nine hundred forty-nine (P. L. 1511) entitled "An act defining cold storage requiring licenses to operate cold storage warehouses and locker plants requiring records reports marking wrapping protecting limiting time of storage disposition sale return or transfer of foods in cold storage conferring powers on the Department of Agriculture including adoption of rules and regulations special permits for storage of feeding stuffs for animal use and providing penalties for violation of this act" by redefining the term "Cold Storage Warehouse" and reducing the license fee.

BILLS PASSED OVER

There being no objection,

Senate Bill No. 397, Printer's No. 199,

Senate Bill No. 508, Printer's No. 219,

Senate Bill No. 653, Printer's No. 407,

Senate Bill No. 654, Printer's No. 449,

Senate Bill No. 655, Printer's No. 378 and

Senate Bill No. 656, Printer's No. 405,

were passed over at the request of the SPEAKER.

BILL ON SECOND READING POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. JOHNSON,

The House resumed the consideration on second reading of House Bill No. 1116, entitled:

An Act to further amend Sections 1 and 2 of the act approved the twenty-fourth day of July, one thousand nine hundred thirteen, (P. L. 965), entitled "An act defining commodities; regulating the sale thereof; and providing penalties for violation hereof," by defining further words and terms and regulating the sale of certain additional commodities.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. JOHNSON. Mr. Speaker, I move that this bill be re-committed to the Committee on State Government for the purpose of further study, and possible amendment.

The motion was agreed to.

BILLS ON FINAL PASSAGE RECALLED FROM GOVERNOR

BILL PASSED OVER

There being no objection,

House Bill No. 678, Printer's No. 748,

was passed over at the request of the SPEAKER.

BILLS ON FINAL PASSAGE

BILLS PASSED OVER

There being no objection,

House Bill No. 1356, Printer's No. 837 and

House Bill No. 1357, Printer's No. 838,

were passed over at the request of the SPEAKER.

BILLS ON THIRD READING

BILL PASSED OVER

There being no objection,

House Bill No. 488, Printer's No. 476,

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 976, as follows:

An Act to amend Section 1 of the act approved the twentieth day of May one thousand nine hundred forty-nine (P. L. 1489) entitled "An act providing for a two-platoon system for firemen employed and paid by cities of the second class A and fixing the maximum hours of service in any one day or week for such platoons with certain exceptions" by further prescribing the maximum hours of service for such employes in any one week

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the twentieth day of May one thousand nine hundred forty-nine (P. L. 1489) entitled "An act providing for a two-platoon system for firemen employed and paid by cities of the second class A and fixing the maximum hours of service in any one day or week for such platoons with certain exceptions" is hereby amended to read as follows

Section 1 The head of the department having charge of or supervision over the fire department or bureau in each members of companies of the uniformed fire force in the employ of such cities excepting the superintendent into two shifts bodies or platoons one to perform day service and the other to perform night service The hours of day service shall not exceed ten commencing at eight o'clock in the morning the hours of night service shall not exceed fourteen commencing at six o'clock in the afternoon The hours of day service shall not exceed fifty hours in any one calendar week and the hours of night service shall not exceed seventy hours in any one calendar week unless the hours of day and night service shall be equalized in which case neither the hours of day or night service shall exceed [sixty] fifty-six in any one calendar week In cases of riot serious conflagration or other such emergency the superintendent of the bureau of fire or his first assistant or the chief officer in charge at any fire shall have the power to assign all the members of the fire force to continuous duty or to continue any member thereof on duty if necessary No member of either of said shifts bodies or platoons shall be required to perform continuous day serv-

ice or continuous night service for a longer consecutive period than two weeks nor be kept on duty continuously longer than ten hours in the day shift body or platoon or fourteen hours in the night shift body or platoon excepting as may be necessary to equalize the hours of duty and service and also excepting in cases of riot serious conflagration or other such emergency as above provided

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—184

Amarando,	Goodling,	Maxwell,	Rubin,
Andrews,	Graybill,	Mazza,	Scanlon,
Banker,	Greenwood,	McConnell,	Sax,
Barkdoll,	Greer,	McCormack,	Schmidt,
Baumunk,	Guarnieri,	McCullough,	Schuster,
Bear,	Gutendorf,	McDermitt,	Scott,
Beaver,	Guthrie,	McGee,	Seyler,
Beech,	Hagerty,	McInroy,	Shoemaker,
Berkstresser,	Hall,	McKinney,	Shotwell,
Blair,	Hamilton, R. K.,	McMillen,	Smith,
Bloom,	Hamilton, W. H.,	Metz,	Snider,
Botes,	Haudenschild,	Mihm,	Sollenberger,
Bolton,	Headlee,	Mikula,	Spencer,
Bomberger,	Helm,	Miller, H. G.,	Stank,
Boorse,	Hewitt,	Miller, J. C.,	Stimmel,
Bower,	Hooker,	Mills,	Stoner,
Brelsch,	Hunter,	Mintess,	Swartz,
Breth,	Jenkins,	Monroe,	Swope,
Brown,	Johnson,	Moore, C. E.,	Tahl,
Bucchin,	Jones, G. E.,	Moore, H. A.,	Taylor,
Byrne,	Jones, J. M.,	Moran,	Thompson, E. F.,
Cella,	Jones, T. H. W.,	Muldowney,	Toll,
Clapper,	Jump,	Munley,	Tompkins,
Clendening,	Kamyk,	Murray,	Toomey,
Conway,	Keller,	Musto,	VanSant,
Costa,	Kent,	Najaka,	Varallo,
Coyle,	Kline,	Naugle,	Varnier,
Dalrymple,	Kohl,	Penglase,	Wachhaus,
Davis,	Kornick,	Peta,	Wargo,
Dennison,	Kratz,	Petrosky,	Warghouse,
Dougherty,	Kubacki,	Praff,	Watkins,
Dowling,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Leisey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leven,	Readinger,	Wheeler,
Filip,	Light,	Reagan,	White,
Filo,	Limper,	Reidenbach,	Wilt,
Firmstone,	Lopresti,	Reilly, J. M.,	Wood,
Flack,	Lovett,	Rigby,	Yeakel,
Frost,	Lutty,	Riley, R. L.,	Yester,
Gaffney,	Lyons,	Robertson,	Yetzer,
Geer,	Madden,	Rose,	Young,
Gibson,	Madigan,	Rovansek,	Ziegler,
Gleason,	Markley,	Royer,	Sorg,

Speaker

NAYS—1

DuBols,

NOT VOTING—22

Cochran,	Hersch,	Needham,	Rosen,
Cooper,	Hoggard,	Olsen,	Sarra,
Corr,	Jones, P. F.,	Pettigrew,	Thompson, R. L.,
Fenrich,	Kolankiewicz,	Price, R. A.,	Verona,
Good,	Loftus,	Reese,	Williams,
Harney,	McNally,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1185, as follows:

An Act to further amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by authorizing school directors of the third class to elect an associate superintendent in lieu of a district superintendent prescribing his powers and duties and fixing his compensation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 1004 1007 1008 and 1009 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" are hereby amended to read as follows

Section 1004 Oath of Office Every person elected or appointed as county superintendent district superintendent [or] assistant county or district superintendent or associate superintendent shall before entering upon the duties of his office subscribe to and take before the Superintendent of Public Instruction or before any judge of a court of common pleas in this Commonwealth the same oath or affirmation as has herein been prescribed to be taken by persons elected to the office of school director Such oath or affirmation being attested by the Superintendent of Public Instruction or judge shall be filed in the office of the Superintendent of Public Instruction

Section 1007 Not to Engage in Teaching Exceptions No county district [or] assistant county or district superintendent or associate superintendent in this Commonwealth shall engage in the business or profession of teaching in this Commonwealth unless it is done without any other compensation than that paid to him as such superintendent Provided That he may receive compensation for services in a summer school maintained in a State teachers' college or other college or university devoted to the training of teachers if he is released for such service by the board of school directors of the district in which he is employed

Section 1008 Additional Compensation and Interest in Sale or Adoption of Books or Supplies Prohibited No county district [or] assistant county or district superintendent or associate superintendent shall receive any compensation for services rendered in connection with the public schools under his jurisdiction except the compensation herein provided No county district [or] assistant county or district superintendent or associate superintendent who is engaged as such or any person who is an applicant for such position shall be an agent for nor shall he be in any way finally interested in the sale or adoption of any book or books or supplies in the county or district in which he is engaged or in which he is an applicant for such position

Section 1009 Influencing Elections Penalty Any person who shall either directly or indirectly pay or give to a school director any sum of money or other thing of value for his vote or support in the election of a county district [or] assistant county or district superintendent or associate superintendent or pay or give to a school director any or all of his expenses incurred in and about the convention for the election of a county district [or] assistant county or district superintendent or associate superintendent shall be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine of not less than five dollars (\$5) or more than five hundred dollars (\$500) or to undergo imprisonment for not less than thirty (30) days or more than one (1) year either or both at the discretion of the court In addition thereto he shall forever thereafter be disqualified from holding the office of county superintendent district superintendent assistant county or district superintendent associate superintendent school director or any other office in the public school system of this Commonwealth

Section 2 Article X of said act is hereby amended by

adding immediately after Section 1072 a new section to read as follows

Section 1072.1 Associate Superintendents in Districts Third Class In lieu of electing a district superintendent the board of school directors in any district of the third class may be a majority vote of all the members thereof elect a properly qualified person as associate superintendent who shall perform the duties of a district superintendent under the general supervision of the county superintendent. The public schools of any district having an associate superintendent shall be subject to the superintendence of the county superintendent and shall participate in all services provided by the county superintendent

The directors of any district electing an associate superintendent shall participate in the election of a county superintendent

The approval of the county board of school directors shall not be required for the election of an associate superintendent

Section 3 Section 1073 of said act as amended by the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1873) is hereby further amended to read as follows

Section 1073 Manner of Election Change of Class of District The boards of school directors of each district of the second or third class electing a district superintendent or in districts of the third class electing an associate superintendent shall meet in convention at its regular place of meeting on the second Tuesday of April one thousand nine hundred fifty (1950) and every four years thereafter at an hour previously fixed by the board. The secretary shall mail to each member thereof at least five days beforehand a notice of the time place and purpose of such convention. Such convention shall in the same manner as a county superintendent is elected and certified elect and certify a properly qualified district superintendent or associate superintendent to serve for four years from the first Monday of July next following his election. Whenever the term of office of any district superintendent or associate superintendent expires he shall continue in office for a further term of four years unless at least sixty (60) days before the date fixed for the election of such a superintendent four or more members of a board of school directors in a second class district or three or more members of a board of school directors in a third class district employing such officer shall forward by registered mail a notice to the district superintendent or associate superintendent that another or other candidates will be considered for the office

The term of office or commission of a district superintendent [or] assistant district superintendent or associate superintendent shall not be shortened by reason of the fact that the district in which he serves shall because of loss of population enter a class of districts for which there is no provision for a district superintendent [or] assistant district superintendent or associate superintendent and such superintendent [or] assistant district superintendent or associate superintendent shall continue to serve such district for the term of his office or commission

Section 4 Section 1074 of said act is hereby amended to read as follows

Section 1074 Districts Having No Superintendent Any school district of the second [or third] class having no district superintendent or school district of the third class having no district superintendent or associate superintendent may elect a district or associate superintendent before the regular time fixed for the election of district or associate superintendents in the manner herein provided and he shall serve until the date when the terms of other district or associate superintendents end

Section 5 Section 1075 of said act as amended by the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1820) is hereby further amended to read as follows

Section 1075 Salary The board of school directors at any convention electing a district superintendent or the

board of school directors of any district of the third class at any convention electing an associate superintendent shall determine the amount of salary to be paid such district superintendent or associate superintendent which compensation shall be paid out of the funds of the district

District superintendents and associate superintendents shall be entitled to the following minimum annual salaries

(1) In districts having a population of less than forty-five thousand (45,000) six thousand dollars (\$6000)

(2) In districts having a population of forty-five thousand (45,000) and more but less than one hundred fifty thousand (150,000) six thousand five hundred dollars (\$6500)

(3) In districts having a population of one hundred fifty thousand (150,000) or more seven thousand dollars (\$7000)

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—185

Amarando,	Goodling,	Maxwell,	Sax,
Andrews,	Graybill,	Mazza,	Scanlon,
Banker,	Greenwood,	McConnell,	Schmidt,
Barkdoll,	Greer,	McCullough,	Schuster,
Baumunk,	Guarnieri,	McCormack,	Scott,
Bear,	Gutendorf,	McDermitt,	Seyler,
Beaver,	Guthrie,	McGee,	Shoemaker,
Beech,	Hagerty,	McInroy,	Shotwell,
Berkstresser,	Hall,	McKinney,	Smith,
Blair,	Hamilton, R. K.,	McMillen,	Snider,
Bloom,	Hamilton, W. H.,	Metz,	Sollenberger,
Boles,	Haudenschild,	Mihm,	Spencer,
Bolton,	Headlee,	Mikula,	Stank,
Bomberger,	Helm,	Miller, H. G.,	Stimmel,
Boorse,	Hewitt,	Miller, J. C.,	Stoner,
Bower,	Hocker,	Mills,	Swartz,
Brelsach,	Hunter,	Mintess,	Swope,
Breth,	Jenkins,	Monroe,	Tahl,
Brown,	Johnson,	Moore, C. E.,	Taylor,
Buchlin,	Jones, G. E.,	Moore, H. A.,	Thompson, E. F.,
Byrne,	Jones, J. M.,	Moran,	Toll,
Cella,	Jones, T. H. W.,	Muldrowney,	Tompkins,
Clapper,	Jump,	Munley,	Toomey,
Clerkdening,	Kamyk,	Murray,	VanSant,
Conway,	Keller,	Musto,	Varallo,
Costa,	Kent,	Najaka,	Varner,
Coyle,	Kline,	Naugle,	Wachhaus,
Dairymple,	Kohl,	Penglase,	Wargo,
Davis,	Kornick,	Peta,	Waterhouse,
Dennison,	Kratz,	Petrosky,	Watkins,
Dougherty,	Kubacki,	Pfaff,	Weidner,
Dowling,	Lafore,	Pichney,	Welsh,
DuBols,	Lederer,	Pitzer,	Wescott,
Duffy,	Leisey,	Polaski,	Westrick,
Dunn,	Leonard, L.,	Polen,	Whalley,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ewing,	Leven,	Readinger,	White,
Ferster,	Light,	Reagan,	Wilt,
Filip,	Limper,	Reidenbach,	Wood,
Filo,	Lopresti,	Reilly, J. M.,	Yeakel,
Firmstone,	Lovett,	Rigby,	Yester,
Flack,	Lutty,	Riley, R. L.,	Yetzer,
Frost,	Lyons,	Robertson,	Young,
Gaffney,	Madden,	Rose,	Ziegler,
Geer,	Madigan,	Rovansek,	Sorg,
Gibson,	Markley,	Royer,	Speaker
Gleason,		Rubin,	

NAYS—0

NOT VOTING—22

Cochran,	Hersch,	Needham,	Rosen,
Cooper,	Hoggard,	Olsen,	Sarra,
Corr,	Jones, P. F.,	Pettigrew,	Thompson, R. L.,
Fenrich,	Kolankiewicz,	Price, R. A.,	Verona,
Good,	Loftus,	Reese,	Williams,
Harney,	McNally,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1326 as follows:

An Act to further amend the act approved the nineteenth day of March one thousand nine hundred nine (P. L. 46) entitled "An act to regulate the practice of osteopathy in the State of Pennsylvania to provide for the establishment of a State Board of Osteopathic Examiners to define the powers and duties of said Board of Osteopathic Examiners to provide for the examining and licensing of osteopaths in this State and to provide penalties for the violation of this act" by providing for the licensing without examination of persons licensed by the provinces of the Dominion of Canada in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 7 of the act approved the nineteenth day of March one thousand nine hundred nine (P. L. 46) entitled "An act to regulate the practice of osteopathy in the State of Pennsylvania to provide for the establishment of a State Board of Osteopathic Examiners to define the powers and duties of said Board of Osteopathic Examiners to provide for the examining and licensing of osteopaths in this State and to provide penalties for the violation of this act" is hereby amended to read as follows

Section 7 [Any person who is engaged in the practice of osteopathy in this State at the time of the approval of this act may deliver to the Secretary of the Board of Osteopathic Examiners within ninety days after the approval of this act a written application for license to practice osteopathy together with satisfactory proof that the applicant is not less than twenty-one years of age is of good moral character and has obtained a diploma from some legally incorporated reputable osteopathic college requiring a course of study of at least four terms of five months each of graduation and upon the payment by said Board of Osteopathic Examiners shall issue to such applicant a license to practice osteopathy in this State which license shall be subscribed by every member of the Board of Osteopathic Examiners and shall have a like effect for all purposes as a license issued after examination by the Board of Examiners as hereinafter provided]

Every license to practice osteopathy issued under the provisions of this act shall be signed by each member of the Board of Examiners and shall have affixed to it by the person authorized to affix the same the seal of the State Board of Osteopathic Examiners Before said license shall be issued it shall be recorded in a book to be kept by the Secretary of the Board of Examiners and the number of the books and the page therein containing such recorded copy shall be noted upon the face of said license Said records shall under proper restrictions for their safe-keeping be open to public inspection Provided further That anyone who has been in continuous practice of osteopathy for ten years in some other State or province of the Dominion of Canada and who graduated from a legally incorporated and reputable college of osteopathy as provided for in this act may be granted a license without further examination after complying with all the other conditions provided for in the licensing of osteopaths in practice in this State at the time of the approval of this act

Section 2 Section 10 of said act as last amended by the act approved the fifth day of June one thousand nine hundred thirty-seven (P. L. 1649) is hereby further amended to read as follows

Section 10 Applicants examined and licensed by the [State] Boards of Osteopathic Examiners of other States or provinces of the Dominion of Canada on the payment

of a fee of fifty dollars to the State Board of Osteopathic Examiners and filing in the office of the State Board of Osteopathic Examiners a copy of said license certified by the affidavit of the president or secretary of such board showing also that the standard of requirements adopted by said board of examiners is substantially the same as is provided by section eight of this act shall without further examination receive a license conferring on the holder thereof all the rights and privileges provided by section eleven of this act

After the first day of July one thousand nine hundred and twenty-eight applicants for licensure under the provisions of this act shall furnish prior to any examination by the State Board of Osteopathic Examiners satisfactory proof that he or she has had a general education of not less than a standard four years' high school course or its equivalent and not less than one year of college credits in chemistry biology and physics all of which have been received before admission to osteopathic study After the first day of July one thousand nine hundred and forty-one such applicants shall have had not less than two years of college credits including one year in each of the subjects chemistry biology and physics all of which have been received before admission to osteopathic study

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—185

Amarando,	Goodling,	Maxwell,	Rubin,
Andrews,	Graybill,	Mazza,	Sax,
Banker,	Greenwood,	McConnell,	Scanlon,
Barkdoll,	Greer,	McCullough,	Schmidt,
Baumunk,	Guarnieri,	McCormack,	Schuster,
Bear,	Gutendorf,	McDermitt,	Scott,
Beaver,	Guthrie,	McGee,	Seyler,
Beech,	Hagerty,	McInroy,	Shoemaker,
Berkstreaser,	Hall,	McKinney,	Shotwell,
Blair,	Hamilton, R. K.,	McMillen,	Smith,
Bloom,	Hamilton, W. H.,	Metz,	Snider,
Boles,	Haudenschild,	Mihm,	Sollenberger,
Bolton,	Headlee,	Mikula,	Spencer,
Bomberger,	Helm,	Miller, H. G.,	Stank,
Boorse,	Hewitt,	Miller, J. C.,	Stimmel,
Bower,	Hocker,	Mills,	Stoner,
Breisch,	Hunter,	Mintess,	Swartz,
Breth,	Jenkins,	Monroe,	Swope,
Brown,	Johnson,	Moore, C. E.,	Tahl,
Buechin,	Jones, G. E.,	Moore, H. A.,	Taylor,
Byrne,	Jones, J. M.,	Moran,	Thompson, E. F.,
Cella,	Jones, T. H. W.,	Muldowney,	Toll,
Clapper,	Jump,	Munley,	Tompkins,
Clendenning,	Kamyk,	Murray,	Toomey,
Conway,	Keller,	Musto,	VanSant,
Costa,	Kent,	Najaka,	Varallo,
Coyle,	Kline,	Naugle,	Varner,
Dalrymple,	Kohl,	Penglase,	Wachhaus,
Davis,	Kornick,	Peta,	Wargo,
Dennison,	Kratz,	Petrosky,	Waterhouse,
Dougherty,	Kubacki,	Pfaff,	Watkins,
Dowling,	Lafore,	Pichney,	Weidner,
DuBois,	Lederer,	Pitzer,	Welsh,
Duffy,	Leisey,	Polaski,	Wescott,
Dunn,	Leonard, L.,	Polen,	Westrick,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	White,
Filip,	Limper,	Reidenbach,	Wilt,
Filo,	Lopresti,	Reilly, J. M.,	Wood,
Firmstone,	Lovett,	Rigby,	Yeakel,
Flack,	Lutty,	Riley, R. L.,	Yester,
Frost,	Lyons,	Robertson,	Yetzer,
Gaffney,	Madden,	Rose,	Young,
Geer,	Madigan,	Rovansek,	Ziegler,
Gibson,	Markley,	Royer,	Sorg,
Gleason,			Speaker

NAYS—0

NOT VOTING—22

Cochran,	Hersch,	Needham,	Rosen,
Cooper,	Hoggard,	Olsen,	Sarraf,
Corr,	Jones, P. F.,	Pettigrew,	Thompson, R. L.,
Fenrich,	Kolankiewicz,	Price, R. A.,	Verona,
Good,	Loftus,	Recse,	Williams,
Harney,	McNally,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1441, as follows:

An Act to further amend clauses (a) (c) and (d) of sections three hundred seven and three hundred six and section four hundred ten of the act approved the second day of June one thousand nine hundred fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation providing for the determination of liability and compensation thereunder and prescribing penalties" by increasing maximum and minimum rates and deleting the limitation of number of weeks and aggregate of compensation for total disability increasing the maximum amounts payable upon death and increasing the minimum and maximum wages upon which death compensation shall be paid and changing procedure

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clauses (a) (c) and (d) of section three hundred six of the act approved the second day of June one thousand nine hundred fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties" as last reenacted and amended by the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 520) clause (a) and (c) of which were last amended by the act approved the fourteenth day of May one thousand nine hundred forty-nine (P. L. 1369) are hereby further amended to read as follows

Section 306 The following schedule of compensation is hereby established for injuries resulting in total disability

(a) [For the first five hundred weeks after the seventh day of total disability sixty-six and two-thirds per centum of the wages of the injured employe as defined in section three hundred and nine but the compensation shall not be more than twenty-five dollars per week nor less than twelve dollars and fifty cents per week and shall not exceed in the aggregate the sum of twelve thousand five hundred dollars Providing That if at the time of the injury the employe receives wages of less than twelve dollars and fifty cents per week then he shall receive the full amount of such wages per week as compensation but in no event less than six dollars and twenty-five cents per week Nothing in this clause shall require payment of compensation after disability shall cease Should partial disability be followed by total disability the period of five hundred weeks mentioned in this clause of this section shall be reduced by the number of weeks during which compensation was paid for such partial disability] Sixty-six and two-thirds per centum of the wages of the injured employe as long as the total disability exists as defined in section three hundred nine but the compensation shall not be more than thirty dollars per week nor less than twenty dollars per week

* * * * *

(c) For all disability resulting from permanent injuries of the following classes the compensation shall be exclusively as follows

For the loss of a hand sixty-six and two-thirds per centum of wages during one hundred and seventy-five weeks

For the loss of a forearm sixty-six and two-thirds per centum of wages during one hundred and ninety-five weeks

For the loss of an arm sixty-six and two-thirds per centum of wages during two hundred and fifteen weeks

For the loss of a foot sixty-six and two thirds per centum of wages during one hundred and fifty weeks

For the loss of a lower leg sixty-six and two-thirds per centum of wages during one hundred and eighty weeks

For the loss of a leg sixty-six and two-thirds per centum of wages during two hundred and fifteen weeks

For the loss of an eye sixty-six and two-thirds per centum of wages during one hundred and twenty-five weeks

For the complete loss of hearing in both ears sixty-six and two-thirds per centum of wages during one hundred and fifty weeks

For the loss of a thumb sixty-six and two-thirds per centum of wages during sixty weeks

For the loss of a first finger commonly called index finger sixty-six and two-thirds per centum of wages during thirty-five weeks

For the loss of a second finger sixty-six and two-thirds per centum of wages during thirty weeks

For the loss of a third finger sixty-six and two-thirds per centum of wages during twenty weeks

For the loss of a fourth finger commonly called little finger sixty-six and two-thirds per centum of wages during fifteen weeks

The loss of the first phalange of the thumb or of any finger shall be considered equivalent to the loss of one-half of such thumb or finger and shall be compensated at the same rate as for the loss of a thumb or finger but for one-half of the period provided for the loss of a thumb or finger

The loss of more than one phalange of a thumb or finger shall be considered equivalent to the loss of the entire thumb or finger

For the loss of or permanent loss of the use of any two or more such members not constituting total disability sixty-six and tw-thirds per centum of wages during the aggregate of the periods specified for each

For the loss of a great toe sixty-six and two-thirds per centum of wages during forty weeks

For the loss of any other toe sixty-six and two-thirds per centum of wages during sixteen weeks

The loss of the first phalange of the great toe or of any toe shall be considered equivalent to the loss of one-half of such great toe or other toe and shall be compensated at the same rate as for the loss of a great toe or other toe but for one-half of the period provided for the loss of a great toe or other toe

The loss of more than one phalange of a great toe or any toe shall be considered equivalent to the loss of the entire great toe or other toe

For the loss of or permanent loss of the use of any two or more such members not constituting total disability sixty-six and two-thirds per centum of wages during the aggregate of the periods specified for each

For serious and permanent disfigurement of the head or face of such a character as to produce an unsightly appearance and such as is not usually incident to the employment sixty-six and two-thirds tper centum of wages not to exceed one hundred and fifty weeks

Unless the board shall otherwise determine the loss of both hands or both arms or both feet or both legs or both eyes shall constitute total disability to be compensated according to the provisions of clause (a)

Amputation at the wrist shall be considered as the equivalent of the loss of a hand and amputation at the ankle shall be considered as the equivalent of the loss of a foot Amputation between the wrist and the elbow

shall be considered as the loss of a forearm and amputation between the ankle and the knee shall be considered as the loss of a lower leg Amputation at or above the elbow shall be considered as the loss of an arm and amputation at or above the knee shall be considered as the loss of a leg Permanent loss of the use of a hand arm foot leg eye finger or thumb great toe or other toe shall be considered as the equivalent of the loss of such hand arm foot leg eye finger or thumb great toe or other toe

This compensation shall not be more than [twenty-five] thirty dollars per week nor less than [twelve dollars and fifty cents] twenty dollars per week Provided That if at the time of injury the employe receives wages of less than [twelve dollars and fifty cents] twenty dollars per week then he shall receive the full amount of such wages per week as compensation but in no event less than [six dollars and twenty-five cents] ten dollars per week

(d) The period of [five hundred weeks] total disability mentioned in clause (a) three hundred weeks mentioned in clause (b) and the specific periods (or aggregate specific periods as the case may be) mentioned in clause (c) shall begin to run seven days after disability begins and shall run concurrently

Section 2 Section 307 of said act as last amended by the act approved the fourteenth day of May one thousand nine hundred forty-nine (P. L. 1369) is hereby further amended to read as follows

Section 307 In case of death compensation shall be computed on the following basis and distributed to the following persons

1 If there be no widow nor widower entitled to compensation compensation shall be paid to the guardian of the child or children or if there be no guardian to such other persons as may be designated by the board as hereinafter provided as follows

(a) If there be one child twenty-five per centum of wages of deceased but not in excess of [eight dollars and seventy-five cents] ten dollars and fifty cents per week

(b) If there be two children thirty-five per centum of wages of deceased but not in excess of [twelve dollars and fifty cents] fifteen dollars per week

(c) If there be three children forty-five per centum of wages of deceased but not in excess of [sixteen dollars and twenty-five cents] nineteen dollars and fifty cents per week

(d) If there be four children fifty-five per centum of wages of deceased but not in excess of twenty-four dollars per week

(e) If there be five children sixty-two and one-half per centum of wages of deceased but not in excess of [twenty-two dollars and fifty cents] twenty-seven dollars per week

(f) If there be six or more children sixty-six and two-thirds per centum of wages of deceased but not in excess of [twenty-five] thirty dollars per week

2 To the widow or widower if there be no children forty-four per centum of wages but not in excess of [fifteen] eighteen dollars per week

3 To the widow or widower if there be one child fifty-three per centum of wages but not in excess of [eighteen dollars and seventy-five] twenty-two dollars and fifty cents per week

4 To the widow or widower if there be two children sixty-two and one-half per centum of wages but not in excess of [twenty-two dollars and fifty cents] twenty-seven dollars per week

4½ To the widow or widower if there be three or more children sixty-six and two-thirds per centum of wages but not in excess of [twenty-five] thirty dollars per week

5 If there be neither widow widower nor children entitled to compensation then to the father or mother if dependent to any extent upon the employe at the time of the accident twenty-five per centum of wages but not in excess of [seven dollars and fifty cents] nine dollars per week provided however that in the case of a minor child who has been contributing to his parents the dependency of said parents shall be presumed and provided further that if the father or mother was totally dependent upon the deceased employe at the time of the accident the compensation payable to such father or

mother shall be forty-five per centum of wages but not in excess of [thirteen dollars and seventy-five] sixteen dollars and fifty cents per week

6 If there be neither widow or widower children nor dependent parent entitled to compensation then to the brothers and sisters if actually dependent upon the decedent for support at the time of his death fifteen per centum of wages for one brother or sister and five per centum additional for each additional brother or sister with a maximum of twenty-five per centum such compensation to be paid to their guardian or if there be no guardian to such other person as may be designated by the board as hereinafter provided

7 Whether or not there be dependents as aforesaid the reasonable expense of burial not exceeding two hundred and fifty dollars which shall be paid by the employer or insurer directly to the undertaker (without deduction of any amounts theretofore paid for compensation or for medical expenses)

Compensation shall be payable under this section to or on account of any child brother or sister only if and while such child brother or sister is under the age of sixteen no compensation shall be payable under this section to a widow unless she was living with her deceased husband at the time of his death or was then actually dependent upon him and receiving from him a substantial portion of her support no compensation shall be payable under this section to a widower unless he be incapable of self-support at the time of his wife's death and be at such time dependent upon her for support if members of decedent's household at the time of his death the terms "child" and "children" shall include step-children adopted children and children to whom he stood in loco parentis and shall include posthumous children should any dependent of a deceased employe die or remarry or should the widower become capable of self-support the right of such dependent or widower to compensation under this section shall cease provided however that upon remarriage of any widow the compensation of such widow shall continue as hereinbefore provided for one-third of the period during which compensation then remains payable to her provided further that if upon investigation and hearing it shall be ascertained that the widow or widower is living with a man or woman as the case may be in meretricious relationship and not married or the widow living a life of prostitution the board may order the termination of compensation payable to such widow or widower if the compensation payable under this section to any person shall for any cause cease the compensation to the remaining persons entitled thereunder shall thereafter be the same as would have been payable to them had they been the only persons entitled to compensation at the time of the death of the deceased

The wages upon which death compensation shall be based shall not in any case be taken to exceed [thirty-seven dollars and fifty cents] forty-five dollars per week nor be less than [twenty-one dollars and twenty-five] twenty-five dollars and fifty cents per week

This compensation shall be paid during three hundred weeks and in the case of children entitled to compensation under this section the compensation of each child shall continue after said period of three hundred weeks until such child reaches the age of sixteen at the rate of seventeen and one-half per centum of wages but not in excess of [five dollars and seventy-five cents] seven dollars per week if there is one child twenty-seven and one-half per centum of wages but not in excess of [eight dollars and seventy-five] ten dollars and fifty cents per week if there are two children thirty-eight and one-half per centum of wages but not in excess of [twelve dollars and fifty cents] fifteen dollars per week if there are three children fifty per centum of wages but not in excess of [sixteen dollars and twenty-five] nineteen dollars and fifty cents per week if there are four children fifty-five per centum of wages but not in excess of [seventeen dollars and fifty cents] twenty dollars per week if there are five children and sixty per centum of wages but not in

excess of twenty-four dollars per week if there are six children or more

The board may if the best interest of a child or children shall so require at any time order and direct the compensation payable to a child or children or to a widow or a widower on account of any child or children to be paid to the guardian of such child or children or if there be no guardian to such other person as the board as herein-after provided may direct if there be no guardian or committee of any minor dependent or insane employe or dependent on whose account compensation is payable the amount payable on account of such minor dependent or insane employe or dependent may be paid to any surviving parent or to such other person as the board may order and direct and the board may require any person other than a guardian or committee to whom it has directed compensation for a minor dependent or insane employe or dependent to be paid to render as and when it shall so order accounts of the receipts and disbursements of such person and to file with it a satisfactory bond in a sum sufficient to secure the proper application of the moneys received by such person

Section 3 Section four hundred ten of said act as last reenacted and amended by the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 520) is hereby further amended to read as follows

Section 410 If after any accident the employer and the employe or his dependent concerned in any accident shall fail to agree upon the facts thereof and the compensation due under this act the employe or his dependents may present a claim for compensation to the board

Whenever any claim for compensation is presented to the board and is finally adjudicated in favor of the claimant the amounts of compensation actually due at the time the first payment is made after such adjudication shall bear interest at the rate of six per centum per annum from the day such claim is presented and such interest shall be payable to the same persons as the compensation is payable

In case any claimant shall die before the final adjudication of his claim the amount of compensation due such claimant to the date of death shall be paid to the dependents entitled to compensation or if there be no dependents then to the estate of the decedent

Whenever any claim for compensation is presented to the board or a referee and the injury and accident are not denied and the only issue involved is the liability of the defendant or the carrier or two or more carriers the referee or the board shall forthwith order payments to be immediately made by the defendants or the carriers in said case After the referee or the board render a final decision the compensation paid by the defendant or carrier not liable in the case shall be awarded or assessed against the defendant or carrier liable in the case as costs in the proceedings

Section 4 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. LOVETT. Mr. Speaker, the bill that we are about to pass is known as the Workmen's Compensation bill. We tried yesterday to amend a group of these bills, so that we would have some semblance of beneficial legislation in the interest of certain groups. We failed in most of the amendments.

I just want to say to the Members of the House, while I know that we are going to pass this legislation today,—I am going to vote for it, but we should not throw out our chests. We certainly are not doing what we should do so far as the disabled workmen are concerned in this particular bill.

The benefits derived are somewhat increased; there is not any question, but when we take into consideration the increase in the wages of the individuals in the different groups, we are almost as bad off today as we were at any time under workmen's compensation.

I have been interested in workmen's compensation ever since I came to Harrisburg. I have tried in every session of the Legislature since I have been here to put on the statute books in Pennsylvania legislation which I personally could feel would get to the core of this question, where we could really do something for the disabled workmen in Pennsylvania.

I might call to your attention that the average family of five people, mother and father and three children of school age, if that father became injured, they would still qualify for public assistance in Pennsylvania. Now to me that is a disgrace. I am one who is not going to leave here and pat myself on the back and say that I have increased or benefited the injured workmen in Pennsylvania.

My friends I just want to bring that to your attention. While there are some increases here, they certainly do not compare with the increases in the wages of the people in Pennsylvania.

Mr. DOWLING. Mr. Speaker, with respect to House Bills 1441 and 1442, I sincerely believe that Pennsylvania has now taken the lead in the United States in progressive workmen's compensation legislation.

Going back to the year 1915, the first Workmen's Compensation Act was passed with benefits of \$10 a week on maximum compensation and \$5 for minimum. We have gone a long way since. In 1938 the first occupational disease act was passed, we have certainly made rapid strides since that time with progressive legislation in the occupational disease field.

I believe that the record will reflect that Pennsylvania today is one of five states, and probably the largest industrial state of the five in the entire forty-eight, which provides compensation for total disability for as long as the total disability exists. This is certainly an innovation and a tremendous step forward for labor.

When Governor Fine campaigned he promised the very legislation that was voted upon yesterday. Yesterday I spoke with a number of men representing all of the segments of organized labor, the American Federation of Labor, the CIO, the United Mine Workers, all of these men were entirely satisfied with what they have today in the way of a Workmen's Compensation and Occupational Disease Act in the state of Pennsylvania.

The liberalization of the Act in providing for approximately 20 percent additional benefits and in some instances as much as 60 percent additional benefits over the prior Act, I think is a considerable step forward in this very humanitarian field of helping labor when they are injured in the course of their employment.

It is my firm belief that Governor Fine in his administration has offered to the laboring people of this Commonwealth two great compensation bills which will be voted upon within a few minutes in this House of Representatives, House Bills 1441 and 1442. These bills, I believe anyone who will fairly assess them will say that they are monumental in their efforts to give the working people of Pennsylvania a new deal in this vital field.

Mr. ANDREWS. Mr. Speaker, I had not anticipated that a measure that was probably going to receive the unanimous support of the Members of this House would produce so much impassioned oratory. However, I presume that this year like all years is a political year, at least it is a political year for some people.

It is interesting to note that Governor Fine campaigned for this kind of a bill. It is equally interesting to note that on this side of the House we have been campaigning for this kind of a bill for the last twelve years. It is very commendable that the people of the Commonwealth should be on the receiving end of this kind of a measure after such a long, long trek.

The bill does not put us in the lead of the procession among the industrial states. It is probably about five—No. 5. Of course, a great many agricultural states have benefits far exceeding the benefits carried in this bill.

To say that labor went on record as being satisfied—completely satisfied—with this measure is a bit absurd. The workers in Pennsylvania have to be content with the crumbs that fall from the table of plenty, and we are very glad indeed, that after all these years, the now dominant party can boast that at long last it has a Governor who campaigned for better legislation along these lines.

Mr. DOWLING. Mr. Speaker, I have the highest admiration for the Minority Leader. I wish, however, for the record to say that during the time that the minority party passed an Occupational Disease Act, the Compensation amendment to the Workmen's Compensation Act, in 1938, they were able to come up with a pension plan of \$30 a month, which was later stricken out by the courts of this Commonwealth.

We have the bills 1441 and 1442 payments of compensation at the rate of \$30 a week for as long as total disability exists, which goes far beyond what the minority party act provided for back in 1938.

Mr. LOVETT. I would like to interrogate the gentleman from Dauphin.

The SPEAKER. Will the gentleman from Dauphin, Mr. Dowling, permit himself to be interrogated?

Mr. DOWLING. I shall, Mr. Speaker.

Mr. LOVETT. Mr. Speaker, do you think that a compensation act in which the benefits paid under that act to an injured workman with a family of five, would still be entitled to public assistance in Pennsylvania is good and a marvelous Workmen's Compensation Act?

Mr. DOWLING. Mr. Speaker, in order to answer the gentleman from Westmoreland, you would have to go into the entire field of workmen's compensation, what it was designed for—to protect men who many times are injured in the course of their employment through their own negligence—they would not be entitled to the payments of benefits. You would have to consider the entire broad field of workmen's compensation to arrive at an answer to the gentleman from Westmoreland's question. I firmly believe that the benefits which are now provided for in the Workmen's Compensation Act and the Occupational Disease Act are manifestly fair.

Mr. LOVETT. I thank the gentleman.

Mr. Speaker, I know that all during the depression of 1929, 1932 we had people in Pennsylvania who were entitled to public assistance in Pennsylvania who never

stooped to public assistance. They received aid, possibly from their relatives, possibly from the hearts of the people of Pennsylvania without going to public assistance. But this particular bill that we are now passing, in the case of an injured workmen would give him the right to go in and receive public assistance in Pennsylvania, under the law of public assistance in Pennsylvania.

I say to you that a Workmen's Compensation Act that does not pay benefits beyond that point where you ask those injured workmen or suggest to the injured workman that he has not enough to secure the necessities of life as the public assistance act sets it up in Pennsylvania, that that is not an exceptional act and should not be praised to the skies.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—184

Amarando,	Goodling,	Maxwell,	Rubin,
Andrews,	Graybill,	Mazza,	Sax,
Banker,	Greenwood,	McConnell,	Scanlon,
Barkdoll,	Greer,	McCullough,	Schmidt,
Baumunk,	Guarnieri,	McCormack,	Schuster,
Beal,	Gutendorf,	McDermitt,	Scott,
Beaver,	Guthrie,	McGee,	Seyler,
Beech,	Hagerty,	McInroy,	Shoemaker,
Berkstresser,	Hall,	McKinney,	Shotwell,
Blair,	Hamilton, R. K.,	McMillen,	Smith,
Bloom,	Hamilton, W. H.,	Metz,	Snider,
Boles,	Haudenschild,	Mihm,	Sollenberger,
Bolton,	Headlee,	Mikula,	Spencer,
Bomberger,	Helm,	Miller, H. G.,	Stank,
Boorse,	Hewitt,	Miller, J. C.,	Stimmel,
Bower,	Hocker,	Mills,	Stoner,
Breich,	Hunter,	Mintess,	Swartz,
Breth,	Jenkins,	Monroe,	Swope,
Brown,	Johnson,	Moore, C. E.,	Tahl,
Bucchin,	Jones, G. E.,	Moore, H. A.,	Taylor,
Byrne,	Jones, J. M.,	Moran,	Thompson, E. F.,
Cella,	Jones, T. H. W.,	Muldowney,	Toll,
Clapper,	Jump,	Munley,	Tompkins,
Clendening,	Kamyk,	Murray,	Toomey,
Conway,	Keller,	Musto,	VanSant,
Costa,	Kent,	Najaka,	Varallo,
Coyle,	Kline,	Naugle,	Varner,
Dalrymple,	Kohl,	Penglase,	Wachhaus,
Davis,	Kornick,	Peta,	Wargo,
Dennison,	Kratz,	Petrosky,	Waterhouse,
Dougherty,	Kubacki,	Pfaff,	Watkins,
Dowling,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leven,	Readinger,	Wheeler,
Filip,	Light,	Reagan,	White,
Filo,	Limper,	Reidenbach,	Wilt,
Firmstone,	Lopresti,	Reilly, J. M.,	Wood,
Flack,	Lovett,	Rigby,	Yeakel,
Frost,	Lutty,	Riley, R. L.,	Yester,
Gaffney,	Lyons,	Robertson,	Yetzer,
Geer,	Madden,	Rose,	Young,
Gibson,	Madigan,	Rovansek,	Ziegler,
Gleason,	Markley,	Royer,	Sorg,

Speaker

NAYS—1

NOT VOTING—22

DuBois,

Cochran,
Cooper,
Corr,
Fenrich,
Good,
Harney,

Hersch,
Hoggard,
Jones, P. F.,
Kolankiewicz,
Loftus,
McNally,

Needham,
Olsen,
Pettigrew,
Price, R. A.,
Reese,

Rosen,
Sarraf,
Thompson, R. L.,
Verona,
Williams,

The majority required by the Constitution having voted

in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1442 as follows:

An Act to further amend the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and deans of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" by increasing maximum and minimum rates and total amounts and aggregate of compensation removing the limitation on total disability or death caused by certain occupational diseases and changing time for mailing medical report

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (a) and (e) of section three hundred one and clause (a) (c) and (d) of section three hundred six of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 586) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and deans of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" clause (a) of section three hundred one and clause (a) and (c) of section three hundred six of which were last amended by the act approved the fourteenth day of May one thousand nine hundred forty-nine (P. L. 1379) are hereby amended or further amended to read as follows

Section 301 (a) When employer and employee shall by agreement either express or implied as hereinafter provided accept the provisions of article three of this act compensation for disability or death of such employee caused by occupational disease arising out of and in the course of his employment shall be paid by the employer without regard to negligence according to the schedule contained in sections three hundred and six and three hundred and seven of this article but

1 No compensation shall be paid when the disability or death is caused by the employee's violation of law but the burden of proof of such fact shall be upon the employer

2 The maximum compensation payable under this article for disability and death resulting from silicosis anthracosis or asbestosis shall not exceed the sum of [five thousand dollars (\$5000)] six thousand five hundred dollars (\$6500) which shall be full and complete payment for all disability present or future or for death from such occupational diseases arising out of employment by any and all employers in this Commonwealth

(e) Compensation shall not be payable for partial disability due to silicosis anthracosis or asbestosis compensation shall be payable as otherwise provided in this act for total disability or death caused [solely (as definitely distinguished from a contributory or accelerating cause)] by silicosis anthracosis or asbestosis or by silicosis anthracosis or asbestosis when accompanied by active pulmonary tuberculosis

Section 306 The following schedule of compensation is hereby established for total disability resulting from occupational disease subject to the limitations of section 301

(a) [For the first five hundred weeks after the seventh day of total disability sixty-six and two-thirds per centum of the wages of the disabled employee as defined in section three hundred and nine but the compensation shall not be more than twenty-five dollars per week nor less than twelve dollars and fifty cents per week and shall not exceed in the aggregate the sum of twelve thousand five hundred dollars Provided That if at the date when disability begins the employee receives wages of less than twelve dollars and fifty cents per week then he shall receive the full amount of such wages per week as compensation but in no event less than six dollars and twenty-five cents per week Nothing in this clause shall require payment of compensation after disability shall cease Should partial disability be followed by total disability the period of five hundred weeks mentioned in this clause of this section shall be reduced by the number of weeks during which compensation was paid for such partial disability] Sixty-six and two-thirds per centum of the wages of the injured employee as long as the total disability exists as defined in section three hundred nine but the compensation shall not be more than thirty dollars per week nor less than twenty dollars per week

* * * * *

(c) For all disability resulting from loss or loss of the use of members resulting from occupational disease the compensation shall be exclusively as follows

For the loss of a hand sixty-six and two-thirds per centum of wages during one hundred and seventy-five weeks

For the loss of a forearm sixty-six and two-thirds per centum of wages during one hundred and ninety-five weeks

For the loss of an arm sixty-six and two thirds per centum of wages during two hundred and fifteen weeks

For the loss of a foot sixty-six and two-thirds per centum of wages during one hundred and fifty weeks

For the loss of a lower leg sixty-six and two-thirds per centum of wages during one hundred and eighty weeks

For the loss of a leg sixty-six and two-thirds per centum of wages during two hundred and fifteen weeks

For the loss of an eye sixty-six and two-thirds per centum of wages during one hundred and twenty-five weeks

For the complete loss of hearing in both ears sixty-six and two-thirds per centum of wages during one hundred and fifty weeks

For the loss of a thumb sixty-six and two-thirds per centum of wages during sixty weeks

For the loss of a first finger commonly called index finger sixty-six and two-thirds per centum of wages during thirty-five weeks

For the loss of a second finger sixty-six and two-thirds per centum of wages during thirty weeks

For the loss of a third finger sixty-six and two-thirds per centum of wages during twenty weeks

For the loss of a fourth finger commonly called little finger sixty-six and two-thirds per centum of wages during fifteen weeks

The loss of the first phalange of the thumb or of any finger shall be considered equivalent to the loss of one-half of such thumb or finger and shall be compensated at the same rate as for the loss of a thumb or finger but for one-half of the period provided for the loss of a thumb or finger

The loss of more than one phalange of a thumb or finger shall be considered equivalent to the loss of the entire thumb or finger

For the loss of or permanent loss of the use of any two or more such members not constituting total disability sixty-six and two-thirds per centum of wages during the aggregate of the periods specified for each

For the loss of a great toe sixty-six and two-thirds per centum of wages during forty weeks

For the loss of any other toe sixty-six and two-thirds per centum of wages during sixteen weeks

The loss of the first phalange of the great toe or of any toe shall be considered equivalent to the loss of one-half of such great toe or other toe and shall be compensated at the same rate as for the loss of a great toe or other toe but for one-half of the period provided for the loss of a great toe or other toe

The loss of more than one phalange of a great toe or any toe shall be considered equivalent to the loss of the entire great toe or other toe

For the loss of or permanent loss of the use of any two or more such members not constituting total disability sixty-six and two-thirds per centum of wages during the aggregate of the periods specified for each

Unless the board shall otherwise determine the loss of both hands or both arms or both feet or both legs or both eyes shall constitute total disability to be compensated according to the provisions of clause (a)

Amputation at the wrist shall be considered as the equivalent of the loss of a hand and amputation at the ankle shall be considered as the equivalent of the loss of a foot Amputation between the wrist and the elbow shall be considered as the loss of a forearm and amputation between the ankle and the knee shall be considered as the loss of a lower leg Amputation at or above the elbow shall be considered as the loss of an arm and amputation at or above the knee shall be considered as the loss of a leg Permanent loss of the use of a hand arm foot leg eye finger or thumb great toe or other toe shall be considered as the equivalent of the loss of such hand arm foot leg eye finger or thumb great toe or other toe

This compensation shall not be more than [twenty-five] thirty dollars per week nor less than [twelve dollars and fifty cents] twenty dollars per week Provided That if at the time of disability the employe receives wages of less than [twelve dollars and fifty cents] twenty dollars per week then he shall receive the full amount of such wages per week as compensation but in no event less than [six dollars and twenty-five cents] ten dollars per week

(d) The period of [five hundred weeks] total disability mentioned in clause (a) three hundred weeks mentioned in clause (b) and the specific periods (or aggregate specific periods as the case may be) mentioned in clause (c) shall begin to run seven days after disability begins and shall run concurrently

Section 2 Section 307 and Clause (a) of section three hundred eight of said act as last amended by the act approved the fourteenth day of May one thousand nine hundred forty-nine (P. L. 1379) is hereby further amended to read as follows

Section 307 In case of death resulting from occupational disease compensation shall be computed on the following basis and distributed to the following persons subject to the limitations of Section 301

1 If there be no widow nor widower entitled to compensation compensation shall be paid to the guardian of the child or children or if there be no guardian to such other persons as may be designated by the board as hereinafter provided as follows

(a) If there be one child twenty-five per centum of wages of deceased but not in excess of [eight dollars and seventy-five cents] ten dollars and fifty cents per week

(b) If there be two children thirty-five per centum of wages of deceased but not in excess of [twelve dollars and fifty cents] fifteen dollars per week

(c) If there be three children forty-five per centum of wages of deceased but not in excess of [sixteen dollars and twenty-five cents] nineteen dollars and fifty cents per week

(d) If there be four children fifty-five per centum of wages of deceased but not in excess of [twenty] twenty-four dollars per week

(e) If there be five children sixty-two and one-half per centum of wages of deceased but not in excess of [twenty-two dollars and fifty cents] twenty-seven dollars per week

(f) If there be six or more children sixty-six and two-thirds per centum of wages of deceased but not in excess of [twenty-five] thirty dollars per week

2 To the widow or widower if there be no children forty-four per centum of wages but not in excess of [fifteen] eighteen dollars per week

3 To the widow or widower if there be one child fifty-three per centum of wages but not in excess of [eighteen dollars and seventy-five cents] twenty-two dollars and fifty cents per week

4 To the widow or widower if there be two children sixty-two and one-half per centum of wages but not in excess of [twenty-two dollars and fifty cents] twenty-seven dollars per week

5 To the widow or widower if there be three or more children sixty-two and two-thirds per centum of wages but not in excess of [twenty-five] thirty dollars per week

6 If there be neither widow widower nor children entitled to compensation then to the father or mother if dependent to any extent upon the employe at the time of his death twenty-five per centum of wages but not in excess of [seven dollars and fifty cents] nine dollars per week provided however that in the case of a minor child who has been contributing to his parents the dependency of said parents shall be presumed and provided further that if the father or mother was totally dependent upon the deceased employe at the time of his death the compensation payable to such father or mother shall be forty-five per centum of wages but not in excess of [thirteen dollars and seventy-five cents] sixteen dollars and fifty cents per week

7 If there be neither widow widower children nor dependent parent entitled to compensation then to the brothers and sisters if actually dependent upon the decedent for support at the time of his death fifteen per centum of wages for one brother or sister and five per centum additional for each additional brother or sister with a maximum of twenty-five per centum such compensation to be paid to their guardian or if there be no guardian to such other person as may be designated by the board as hereinafter provided

8 Whether or not there be dependents as aforesaid the reasonable expense of burial not exceeding two hundred and fifty dollars which shall be paid by the employer or insurer directly to the undertaker (without deduction of any amounts theretofore paid for compensation or for medical expenses)

Compensation shall be payable under this section to or on account of any child brother or sister only if and while such child brother or sister is under the age of sixteen no compensation shall be payable under this section to a widow unless she was living with her deceased husband at the time of his death or was then actually dependent upon him and receiving from him a substantial portion of her support no compensation shall be payable under this section to a widower unless he be incapable of self-support at the time of his wife's death and be at such time dependent upon her for support if members of decedent's household at the time of his death the terms "child" and "children" shall include stepchildren adopted children and children to whom he stood in loco parentis and shall include posthumous children should any dependent of a deceased employe die or remarry or should the widower become capable of self-support the right of such dependent or widower to compensation under this section shall cease provided however that upon remarriage of any widow the compensation of such widow shall continue as hereinbefore provided for one-third of the period during which compensation then remains payable to her provided further that if upon investigation and hereinafter it shall be ascertained that the widow or widower is living with a man

or woman as the case may be in meretricious relationship and not married or the widow living a life of prostitution the board may order the termination of compensation payable to such widow or widower if the compensation payable under this section to any person shall for any cause cease the compensation to the remaining persons entitled thereunder shall thereafter be the same as would have been payable to them had they been the only persons entitled to compensation at the time of the death of the deceased

The wages upon which death compensation shall be based shall not in any case be taken to exceed [thirty-seven dollars and fifty cents] forty-four dollars and fifty cents per week nor be less than [twenty-one dollars and twenty-five cents] twenty-five dollars and seventy-five cents per week

This compensation shall be paid during three hundred weeks and in the case of children entitled to compensation under this section the compensation of each child shall continue after said period of three hundred weeks until such child reaches the age of sixteen at the rate of seventeen and one-half per centum of wages but not in excess of [five dollars and seventy-five cents] seven dollars per week if there is one child twenty-seven and one-half per centum of wages but not in excess of [eight dollars and seventy-five cents] ten dollars and fifty cents per week if there are two children thirty-eight and one-half per centum of wages but not in excess of [twelve dollars and fifty cents] fifteen dollars per week if there are three children fifty per centum of wages but not in excess of [sixteen dollars and twenty-five cents] nineteen dollars and fifty cents per week if there are four children fifty-five per centum of wages but not in excess of [seventeen dollars and fifty cents] twenty-one dollars per week if there be five children and sixty per centum of wages but not in excess of [twenty dollars] twenty-four dollars per week if there be six children or more

The board may if the best interest of a child or children shall so require at any time order and direct the compensation payable to a child or children or to a widow or widower on account of any child or children to be paid to the guardian of such child or children or if there be no guardian to such other person as the board as hereinafter provided may direct if there be no guardian or committee of any minor dependent or insane employee or dependent on whose account compensation is payable the amount payable on account of such minor dependent or insane employee or dependent may be paid to any surviving parent or to such other person as the board may order and direct and the board may require any person other than a guardian or committee to whom it has directed compensation for a minor dependent or insane employee or dependent to be paid to render as and when it shall so order accounts of the receipts and disbursements of such person and to file with it a satisfactory bond in a sum sufficient to secure the proper application of the moneys received by such person

Section 308 (a) When compensation is awarded because of disability or death caused by silicosis anthraco-silicosis asbestosis or any other occupational disease which developed to the point of disablement only after an exposure of five or more years the compensation for disability or death due to such disease shall be paid jointly by the employer and the Commonwealth in accordance with the following provisions If disability begins between October 1 1939 and September 30 1941 both dates inclusive the employer shall be liable for and pay fifty per centum of the compensation due and the Commonwealth fifty per centum thereof Thereafter depending upon the date when disability begins the proportions of compensation for which the employer and the Commonwealth shall respectively become liable shall be If disability begins between October 1 1941 and September 30 1943 the employer sixty per centum and the Commonwealth forty per centum if between October 1 1943 and September 30 1945 the employer seventy per centum and the Commonwealth thirty per centum if between

October 1 1945 and September 30 1947 the employer eighty per centum and the Commonwealth twenty per centum if between October 1 1947 and September 30 [1951] 1953 the employer ninety per centum and the Commonwealth ten per centum The employer shall pay the full amount of compensation provided in this act for disability or death in all cases where disability begins on or after October 1 [1951] 1953

Section 3 Clause (c) of section four hundred twenty of said act is hereby amended to read as follows

Section 420

* * * * *

(c) After the medical board has completed its inquiry into any case submitted to it it shall file with the board its written report setting forth its findings with respect to the following medical questions

1 Whether or not the claimant contracted or is suffering from the occupational disease alleged and in death cases whether or not death was caused by such disease

2 If the claimant has contracted or is suffering from the occupational disease alleged its opinion as to the extent of the disability suffered by the claimant

3 Findings on such other medical facts as appear warranted by the evidence

The board shall mail a copy of such report and findings to the claimant and to the employer or his their or its insurers [within five (5) days from the date of the filing thereof] at the time the board files its opinion or the board may include a copy of said medical report in its decision

Section 4 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. MORAN. Mr. Speaker, this bill is not on file.

The SPEAKER. The Chief Clerk will see to it that the gentleman is supplied with a copy of the bill. The Chair is informed that the bill is in print.

Mr. LOVETT. Mr. Speaker, if I may I would like to have the opportunity to just say another word or two in regard to this bill and the next bill dealing with unemployment compensation.

Following the remarks that I made on the previous bill, I say to you we have not progressed in legislation of this type in regard to the wages that have been paid to workmen in Pennsylvania and throughout the United States; and while I am going to support these two bills, I feel the same about them that we certainly should not pat ourselves on the back and say that we have here an exceptional bill in the interest of the people.

Mr. YESTER. Mr. Speaker, this bill is not on the desks and I do not think we should go any further with it until we get it.

The SPEAKER. For the information of the gentleman from Allegheny, the Chair is informed that the bills are in print. If it is the desire of the House to postpone voting on the bills the Chair will submit the question to the House.

Mr. MORAN. Mr. Speaker, I checked about five or six files here of different members and the bills are not on file. This particular bill is not on file.

The SPEAKER. For the information of the gentleman, copies of the bill will be made available. The Chief Clerk has sent for them.

The Chair will submit the question to the House if the

gentleman from Allegheny, Mr. Moran, desires that action on the bills be postponed?

Mr. MORAN. Mr. Speaker, under the rules of the House, we are not supposed to act on any bill unless every Member has a copy in his file and I do not think we should act on these bills until they are filed.

The SPEAKER. For the information of the gentleman from Allegheny, there are no Rules of the House requiring that the bills be on the Members' desks. The requirements are that the bills be in print for the use of the Members. Does the gentleman insist on postponing action on the bill?

Mr. MORAN. No, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman. Does the gentleman from Allegheny, Mr. Yester, insist on postponement of action?

Mr. YESTER. Mr. Speaker, for the benefit of the Members it should be on the desk and I cannot see why you should pass a bill, or even put it to a vote when the bill is not here. I think we have been mighty careless in this session and I think it has gone too far. Is there any Member in this House who has the bill on his desk?

The SPEAKER. The Chair will direct the Chief Clerk to supply any Members requesting copies of the bills. The Chair advises the gentleman that the Rules of the House and provisions of the Constitution have been complied with. Does the gentleman desire to present a motion postponing action on the bills?

Mr. YESTER. No, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

Mr. PETROSKY. Are we on Bill 1442, Mr. Speaker?

The SPEAKER. The gentleman is correct.

Mr. PETROSKY. Mr. Speaker, I would like to interrogate the gentleman from Dauphin.

The SPEAKER. Will the gentleman from Dauphin, Mr. Dowling, permit himself to be interrogated?

Mr. DOWLING. I shall, Mr. Speaker.

Mr. PETROSKY. Mr. Speaker, I believe the gentleman from Dauphin in his discussion on House Bill No. 1441 covered also House Bill No. 1442. Is that correct?

Mr. DOWLING. Mr. Speaker, in a limited way, that is correct.

Mr. PETROSKY. Mr. Speaker, I understand he heralded 1441 and 1442 as being such great pieces of legislation being given to the working people in the state by the majority party. Is the gentleman aware of the position that this piece of legislation has in relationship to the other States in the nation in the coverage of occupational diseases?

Mr. DOWLING. Mr. Speaker, not in detail, but generally.

Mr. PETROSKY. Mr. Speaker, what is its position generally then?

Mr. DOWLING. Mr. Speaker, I would say that we are definitely in the first third among the States—that is my recollection—we are in the first third.

Mr. PETROSKY. I thank the gentleman.

Mr. Speaker, in reply to the gentleman, I had additional amendments prepared at yesterday's session. One of the amendments concerned the coverage on occupational disease. The amendments were withdrawn because the majority side of the House, with the exception of some of the more courageous Members had gone along with the minority party in an attempt to win the amendments on these later measures, and lost their stand on prac-

tically every count. So, we withdrew those amendments. But for the information of the Members of the House and the gentleman from Dauphin I will say that there are only two States in the nation that are lower in the coverage of occupational disease than the state of Pennsylvania. By the same token, there are 39 States that tremendously surpass the position that the state of Pennsylvania takes in House Bill 1442 on coverage of occupational diseases.

Even though we are getting only a small crumb in House Bill 1442 and there is a small portion of benefit to the man afflicted with an occupational disease, I shall vote for the bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

yeas and nays were taken and were as follows:

YEAS—184

Amarando,	Goodling,	Maxwell,	Rubin,
Andrews,	Graybill,	Mazza,	Sax,
Banker,	Greenwood,	McConnell,	Scanlon,
Barkdoll,	Greer,	McCormack,	Schmidt,
Baumunk,	Guarnieri,	McCullough,	Schuster,
Bear,	Gutendorf,	McDermitt,	Scott,
Beaver,	Guthrie,	McGee,	Seyler,
Beech,	Hagerty,	McInroy,	Shoemaker,
Berkstresser,	Hall,	McKinney,	Shotwell,
Blair,	Hamilton, R. K.,	McMillen,	Smith,
Bloom,	Hamilton, W. H.,	Metz,	Snider,
Boles,	Haudenschild,	Mihm,	Sollenberger,
Bolton,	Headlee,	Mikula,	Spencer,
Bomberger,	Helm,	Miller, H. G.,	Stank,
Boorse,	Hewitt,	Miller, J. C.,	Stimmel,
Bower,	Hocker,	Mills,	Stoner,
Breisch,	Hunter,	Mintess,	Swartz,
Breth,	Jenkins,	Monroe,	Swope,
Brown,	Johnson,	Moore, C. E.,	Tahl,
Bucchin,	Jones, G. E.,	Moore, H. A.,	Taylor,
Byrne,	Jones, J. M.,	Moran,	Thompson, E. F.,
Cella,	Jones, T. H. W.,	Muldowney,	Toll,
Clapper,	Jump,	Munley,	Tompkins,
Clendenning,	Kamyk,	Murray,	Toomey,
Conway,	Keller,	Musto,	VanSant,
Costa,	Kent,	Najaka,	Varallo,
Coyle,	Kline,	Naugle,	Varner,
Dalrymple,	Kohl,	Penglase,	Wachhaus,
Davis,	Kornick,	Peta,	Wargo,
Dennison,	Kratz,	Petrofsky,	Waterhouse,
Dougherty,	Kubacki,	Pfaff,	Watkins,
Dowling,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Leisey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leven,	Readinger,	Wheeler,
Filip,	Light,	Reagan,	White,
Filo,	Limper,	Reidenbach,	Wilt,
Firmstone,	Lopresti,	Reilly, J. M.,	Wood,
Flack,	Lovett,	Rigby,	Yeakel,
Frost,	Lutty,	Riley, R. L.,	Yester,
Gaffney,	Lyons,	Robertson,	Yetzer,
Geer,	Madden,	Rose,	Young,
Gibson,	Madigan,	Rovansek,	Ziegler,
Gleason,	Markley,	Royer,	Sorg,

Speaker

NAYS—1

NOT VOTING—22

DuBols,	Cochran,	Hersch,	Needham,	Rosen,
	Cooper,	Hoggard,	Olsen,	Sarra,
	Corr,	Jones, P. F.,	Pettigrew,	Thompson, R. L.,
	Fenrich,	Kolankiewicz,	Price, R. A.,	Verona,
	Good,	Loftus,	Reese,	Williams,
	Harney,	McNally,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1480 as follows:

An Act to further amend the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by defining and re-defining certain terms by further providing for the submission of reports by the department to the Governor concerning the administration and operation of the act by providing for the selection of certain personnel on a civil service basis by providing for the disposition of obsolete files and records for reciprocal arrangements with foreign governments for modification of the manner in which contribution rates are determined for modification of the manner in which reports are filed and contributions paid for modification of the provisions with respect to eligibility for benefits and the amount thereof by conferring upon the department the right of appeal by eliminating appeal filing fees and by making further provisions for the prosecution of fraud and for recoupment of benefit payments The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsections (u) (w) and (x) of section four of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" as last amended by the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1738) and subsection (z.5) of said act as added by the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1854) are hereby further amended to read as follows

Section 4 Definitions The following words and phrases as used in this act shall have the following meanings unless the context clearly requires otherwise

* * * * *

(u) ["Unemployment"] "Unemployed" An individual shall be deemed unemployed (I) with respect to any week (i) during which he performs no services for which remuneration is paid or payable to him and (ii) with respect to which no remuneration is paid or payable to him or (II) with respect to any week of less than his full-time work if the remuneration paid or payable to him with respect to such week is less than his weekly benefit rate Provided That for the purposes of this subsection

(i) vacation pay and similar payments whether or not legally required to be paid and (ii) wages in lieu of notice separation allowances dismissal wages and similar payments which are legally required to be paid shall be deemed [in accordance with rules and regulations of the department remuneration paid or payable with respect to the week or weeks for which such payments are made] remuneration paid or payable with respect to such period as shall be determined by rules and regulations of the department

* * * * *

(w) A "Valid Application for Benefits" means an application for benefits on a form prescribed by the department which is filed by an individual as of a day not included in the benefit year previously established by such individual who (1) has been separated from the maximum work or who during the week commencing on such day has worked less than full time due to lack of work and has earned less than his weekly benefit amount and (2) is qualified under the provisions of section four hundred and one (a) (b) and (d)

(x) "Wages" means all remuneration (including the cash value of mediums of payment other than cash) paid by an employer to an individual with respect to his employment except that the term "wages" shall not include

(1) That part of the remuneration which is in excess of the first three thousand dollars (\$3000) paid to an individual by each of his employers during a calendar year Provided That an employer may take credit under this subsection for remuneration which his predecessor has paid to an individual during the same calendar year with respect to employment and Provided also that an employer may take credit under this subsection for remuneration which he or his predecessor has paid to an individual in the same calendar year on which contributions have been required and paid by such employer under an unemployment compensation law of another state but no such credit may be taken for remuneration which has been paid by another employer to such individual whether or not contributions have been paid thereon by such other employer under this act or under any state unemployment compensation law Remuneration in excess of three thousand dollars (\$3000) excluded from the definition of wages under the provisions of this subsection may not be considered in determining the compensation rights of any individual under this act and in determining such rights the first three thousand dollars (\$3000) of remuneration on which contributions are payable shall be considered as paid only in the calendar quarter or quarters in which such amount was actually paid Provided That no credit may be taken by an employer for any remuneration paid by his predecessor prior to the first day of January one thousand nine hundred fifty-one

(2) [The amount of any payment made to or on behalf of an employee under a plan or system established by an employer which makes provision for his employees generally or for a class or classes of his employees (including any amount paid by an employer for insurance or annuities or into a fund to provide for any such payment) on account of (A) retirement or (B) sickness or accident disability or (C) medical and hospitalization expenses in connection with sickness or accident disability or (D) death provided the employee (1) has not the option to receive instead of provision for such death benefit any part of such payment or if such death benefit is insured any part of the premiums (or contributions to premiums) paid by his employer and (II) has not the right under the provisions of the plan or system or policy of insurance providing for such death benefit to assign such benefit or to receive a cash consideration in lieu of such benefit either upon his withdrawal from the plan or system providing for such benefit or upon termination of such plan or system or policy of insurance or of his employment with such employer] The amount of any pay-

ment made after December thirty-first one thousand nine hundred fifty (including any amount paid by an employing unit for insurance or annuities or into a fund to provide for any such payment) to or on behalf of an individual or any of his dependents under a plan or system established by an employer who makes provision generally for individuals performing service for it (or for such individuals generally and their dependents) or for a class or classes of such individuals (or for a class or classes of such individuals and their dependents) on account of (i) retirement or (ii) sickness or accident disability or (iii) medical or hospitalization expenses in connection with sickness or accident disability or (iv) death

(3) The payment by an employer (without deduction from remuneration of the employee) of the tax imposed upon an employee under section one thousand four hundred (1400) of the Federal Internal Revenue Code

(4) Dismissal payments before the first day of January one thousand nine hundred fifty-two which the employer is not legally required to make

(5) Payments made by an employer to employees while in the military or naval service of the United States and performing no services for the employer

(6) Notwithstanding any other provisions of this subsection wages shall include all remuneration for services with respect to which a tax is required to be paid under any Federal law imposing a tax against which credit may be taken for contributions to be paid into a state unemployment fund

(7) The amount of any payment made after December thirty-first one thousand nine hundred fifty by an employer to or on behalf of an individual performing services for him (including any amount paid by an employer for insurance or annuities or into a fund to provide for any such payment) on account of retirement

(8) The amount of any payment on account of sickness or accident disability or medical or hospitalization expenses in connection with sickness or accident disability made after the thirty-first day of December one thousand nine hundred fifty by an employer to or on behalf of an individual performing services for it after the expiration of six calendar months following the last calendar month in which the individual performed services for such employer

(9) The amount of any payment made after the thirty-first day of December one thousand nine hundred fifty by an employer to or on behalf of an individual performing services for it or his beneficiary (i) from or to a trust exempt from tax under section 165(a) of the Federal Internal Revenue Code at the time of such payment unless such payment is made to an individual performing services for the trust as remuneration for such services and not as a beneficiary of the trust or (ii) under or to an annuity plan which at the time of such payments meets the requirements of section 165(a) (3) (4) (5) and (6) of the Federal Internal Revenue Code

* * * * *

(z.5) "Average Annual Payroll" means the average of the last three or five consecutive "annual payrolls" of any employer whichever is the lesser

Section 2 Subsection (a) of section two hundred one of said act as so lettered by the act approved the twentieth day of June one thousand nine hundred forty-seven (P. L. 721) is hereby amended to read as follows

Section 201 General Powers and Duties of Department (a) It shall be the duty of the department to administer and enforce this act through such employment service and public employment offices as have been or may be constituted in accordance with the provisions of this act and existing laws It shall have power and authority to adopt amend and rescind such rules and regulations require such reports from employers employees the board and from any other person deemed by the department to be affected by this act make such investigations and take such other action as it deems necessary or suitable Such rules and regulations shall not be inconsistent with the

provisions of this act and shall be effective in the manner the department shall prescribe The department shall submit to the Governor a biennial report covering the administration and operation of this act and shall make such recommendations for amendments to this act as it deems proper The department shall also prepare and present to the Governor on or before the thirty-first day of December of each year an actuarial evaluation of the financial operations of the unemployment compensation program together with its findings and recommendations for developing and improving solvency of the fund and adjusting and regulating income and disbursements in the fields of contributions and benefits Such report shall include the presentation of the current economic trends statistics and analyses on which the evaluation is based

Section 3 Subsection (e) of section two hundred three of said act as last amended by the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1738) is hereby further amended to read as follows

Section 203 Unemployment Compensation Board of Review

* * * * *

(e) The Governor shall appoint and fix the compensation of such referees as may be deemed necessary with power to take testimony in any appeals coming before the board Such appointment shall be subject to the provisions of the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 752) Provided That any person who on the first day of July one thousand nine hundred fifty-one was employed as a referee and as of said date shall have completed one or more years of satisfactory service in such position may make application to the Civil Service Commission prior to the first day of October one thousand nine hundred fifty-one for appointment as a referee under the regular classified service and notwithstanding any provisions of said act or any other act to the contrary upon finding by said commission that he or she possesses the minimum qualifications therefor shall be so appointed It shall be the duty of a referee under the supervision direction and administrative control of the board to hear and decide disputes in accordance with the provisions of this act and to conduct such other and further hearings in connection with the foregoing as may be required by the board

Section 4 Said act is hereby amended by adding after section two hundred eight a new section to read as follows

Section 208.1 Civil Service Appointment of Personnel Any person who on the first day of July one thousand nine hundred fifty-one was employed in the department in the administration of this act in a position to which he was appointed by the secretary for which no list of eligibles has been certified and as of said date shall have completed one or more years of satisfactory service in the department in the administration of this act may make application to the Civil Service Commission prior to the first day of October one thousand nine hundred fifty-one for appointment to the position in which he was employed on the first day of July one thousand nine hundred fifty-one and notwithstanding any provisions of the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 752) or any other act upon finding by said commission that he possesses the minimum qualifications therefor shall be so appointed under the regular classified service Provided That this section shall not apply with respect to any position in the regular classified service as of the effective date of this act

Section 5 Section two hundred nine of said act as added by the act approved the twenty-third day of April one thousand nine hundred forty-two (P. L. 60) is hereby amended to read as follows

Section 209 Obsolete Files Records etc [The provisions of section five hundred twenty-four of the Administrative Code of 1929 as amended to the contrary notwithstanding the department may with the approval of the Executive Board discard such files of correspondence reports records or other papers compiled or accumulated in the admin-

istration of this act as it shall deem to be obsolete Provided That contribution reports of employers shall be retained for a period of two years from date of filing] The department may cause to be made such summaries compilations photographs duplications or reproductions of any records reports or transcripts thereof as it may deem advisable for the effective and economical preservation of the information contained therein and such summaries compilations photographs duplications or reproductions duly authenticated shall be admissible in any proceedings under this act if the original record or records would have been admissible therein

The provisions of section five hundred twenty-four of the Administrative Code of one thousand nine hundred twenty-nine as amended to the contrary notwithstanding the department may provide by regulation for the destruction after reasonable periods of any records reports transcripts other papers in its custody or reproductions thereof the preservation of which is no longer necessary for the establishment of contribution liability or of benefit rights or for any other purpose necessary to the proper administration of this act including any required audit thereof Provided That contribution reports of employers shall be retained for a period of at least two years from the date of filing

Section 6 Said act is hereby amended by adding after section two hundred nine a new section to read as follows

Section 210 Reciprocal Arrangements with Foreign Governments To the extent permissible under the laws and constitution of the United States the department is authorized to enter into or cooperate in arrangements whereby facilities and services provided under this act and facilities and services provided under the unemployment compensation law of any foreign government may be utilized for the taking of claims and the payment of benefits under this law or under a similar law of such government and to enter into arrangements of the character provided in this section with the agency of a foreign government administering an unemployment compensation law

Section 7 Subsections (a) (b) (c) (d) (e) (i) and (j) of section three hundred one of said act as last amended by the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1854) are hereby further amended to read as follows

Section 301 Contributions by Employers Experience Rating

(a) Each employer shall pay contributions with respect to the calendar year one thousand nine hundred [forty-nine] fifty-one and each calendar year thereafter at a rate equal to two and seven-tenths per centum of wages paid by him for employment Provided however That such rate shall be adjusted between a minimum rate of [five-tenths] three-tenths of one per centum and a maximum rate of two and seven-tenths per centum in accordance with the following provisions of this section [if with respect to the adjustment of rate for the year one thousand nine hundred forty-nine the employer has paid contributions under this act for one or more quarters in each of the five calendar years immediately preceding such year and with respect to the adjustment of rates for the year one thousand nine hundred fifty and thereafter] as hereby amended if the employer has paid contributions under this act for one or more quarters in each of the three twelve-month periods ending on the computation date for the year for which the rate is applicable and has also paid contributions under this act for one or more of the first four of the last five calendar quarters immediately preceding such three twelve month periods And provided further however that no employer's rate of contribution for any calendar year shall be less than two and seven-tenths per centum unless all his contributions due on wages paid to the end of the second calendar quarter of the preceding calendar year together with interest and penalties due thereon have been paid by the thirty-first day of July of such preceding calendar year except that an employer who has timely filed an appeal as provided in subsection (e) of this section and who has been determined ineligible to receive a reduced

rate solely on the basis that he has not paid all contributions interest and penalties within the time limits as required in this subsection shall have his rate redetermined and shall not be considered ineligible under this subsection if payment of such delinquent contributions interest and penalties is made within thirty days after the department has notified the employer of the reason for his ineligibility for rate reduction in response to the appeal filed by the employer under subsection (e)

(b) Each employer with respect to any period prior to the first day of January one thousand nine hundred [forty-nine] fifty-one shall be liable for contributions in accordance with the provisions of this act applicable to each period in effect prior to such date and for these purposes such provisions shall remain in force and effect

(c) The rate of contribution payable by an employer entitled to an adjustment as herein provided shall be as follows

(A) When as of the computation date there is a credit balance in such employer's reserve account which balance shall include (1) contributions with respect to the period ending on the computation date and paid on or before July thirty-one immediately following such computation date (2) benefits paid on or before computation date and shall also include any voluntary payments made in accordance with subsection (g) of Section 302 of this act his contribution rate shall be as set forth in the following table

[Employer Percentage

(Each Percentage Shown Includes the Fractional Percentages Between Such Percentage and the Immediately Higher Percentage)

State Percentage	9 or More							Less Than
	8	7	6	5	4	3	2	
9.1% or more	.5	.7	1.0	1.5	2.0	2.5	2.7	
8.9 and less than 9.1	.5	.7	1.2	1.7	2.2	2.7	2.7	
8.7 and less than 8.9	.5	.9	1.4	1.9	2.4	2.7	2.7	
8.5 and less than 8.7	.6	1.1	1.6	2.1	2.6	2.7	2.7	
8.3 and less than 8.5	.8	1.3	1.8	2.3	2.7	2.7	2.7	
8.1 and less than 8.3	1.0	1.5	2.0	2.5	2.7	2.7	2.7	
7.9 and less than 8.1	1.2	1.7	2.2	2.7	2.7	2.7	2.7	
7.7 and less than 7.9	1.4	1.9	2.4	2.7	2.7	2.7	2.7	
7.5 and less than 7.7	1.6	2.1	2.6	2.7	2.7	2.7	2.7	
7.3 and less than 7.5	1.8	2.3	2.7	2.7	2.7	2.7	2.7	
7.1 and less than 7.3	2.0	2.5	2.7	2.7	2.7	2.7	2.7	
6.9 and less than 7.1	2.2	2.7	2.7	2.7	2.7	2.7	2.7	
6.7 and less than 6.9	2.4	2.7	2.7	2.7	2.7	2.7	2.7	
6.5 and less than 6.7	2.6	2.7	2.7	2.7	2.7	2.7	2.7	
Less than 6.5	2.7	2.7	2.7	2.7	2.7	2.7	2.7	

Each Employer Percentage Shown Includes the Fractional Percentage Between Such Percentage and the Immediately Higher Percentage

Fund 10 or Bal. More	9.5 9 8.5 8 7.5 7 6.5 6 5.5 5 4.5 4 4												Less Than
	(A)	(B)	(C)										
(A)	.5	.5	.6	.7	.9	1.0	1.3	1.5	1.8	2.0	2.3	2.5	2.7
(B)	.6	.6	.7	.8	.9	1.1	1.2	1.5	1.7	2.0	2.2	2.5	2.7
(C)	.7	.8	.9	1.0	1.1	1.3	1.4	1.7	1.9	2.2	2.4	2.7	2.7

As Used in the foregoing table the term "Employer Percentage" means the ratio of the balance in an employer's reserve account to his average annual payroll and the term ["State Percentage"] "Fund Balance" means the [ratio of the] balance [as of July thirty-first immediately following such computation date] in the Pennsylvania Unemployment [Trust] Compensation Fund [to the credit of the Commonwealth of Pennsylvania] at the end of any calendar quarter as recorded on the records of the department [to the aggregate average annual payrolls of all employers]

An employer's rate of contribution on wages paid during each calendar quarter shall be the rate specified in the column beneath his "Employer Percentage" which is on the horizontal line opposite

(1) Fund Balance (A) if the balance at the end of the immediately preceding calendar quarter was not less

than four hundred twenty million dollars (\$420,000,000) or

(2) Fund Balance (B) if the balance at the end of the immediately preceding calendar quarter was not less than three hundred forty million dollars (\$340,000,000) or

(3) Fund Balance (C) if the balance at the end of the immediately preceding calendar quarter was not less than two hundred fifty million dollars (\$250,000,000)

Provided That if the balance at the end of the immediately preceding calendar quarter was less than two hundred fifty million dollars (\$250,000,000) or one and one-half times the highest amount paid out for compensation less any refunds during any twelve (12) consecutive months within the last one hundred twenty (120) consecutive months whichever amount is greater than all employers' rates of contribution on wages paid during the next calendar quarter shall be two and seven-tenths per centum And provided further That if the balance at the end of the immediately preceding calendar quarter was equal to or in excess of six hundred seventy million dollars (\$670,000,000) then the rate of contribution on wages paid during the next calendar quarter for any employer having an "Employer Percentage" of four per centum or more shall be two-tenths of one per centum less than the rate of contribution specified in the column beneath his "Employer Percentage" which is on the horizontal line opposite Fund Balance (A) in the foregoing table And provided further however That in no case shall the rate of any employer exceed two and seven-tenths per centum or be less than [five-tenths] three-tenths of one per centum

(d) Successor-in-interest Where an employer subsequent to the thirtieth day of June one thousand nine hundred and forty-nine transfers his or its organization trade or business in whole or in part to a successor-in-interest such successor-in-interest may prior to the end of the calendar year subsequent to the calendar year in which the transfer occurred make application for transfer of the whole or appropriate part of the experience record of the preceding employer to the successor-in-interest including credit for the years during which contributions were paid by the preceding employer Provided however Where such transfer involves only a part of such organization trade or business of the preceding employer the department shall transfer the appropriate part of such experience record of the preceding employer only if such preceding employer has joined in such application and has filed with the department such supporting schedules or other information with respect to such experience record as the department may require If the application for such transfer is filed in accordance with the rules and regulations of the department [and within the time limits prescribed therein] the department may allow such transfer only if all contributions interest and penalties owing by the predecessor have been or are paid [it] and the department finds that the employment experience of the preceding employer with respect to the organization trade or business or part thereof as the case may be which has been transferred may be considered indicative of the future employment experience of the successor-in-interest In the event of a part transfer of an employer's organization trade or business only such portion of the experience record of the preceding employer as such employer's wages for the last calendar year's annual payroll of the organization trade or business transferred bears to his total annual payroll for such last calendar year shall be transferred and credit shall be given to the successor-in-interest only for the years during which contributions were paid by the preceding employer with respect to that part of the organization trade or business transferred A transfer of a reserve account balance in whole or in part having been applied for and approved by the department the preceding employer [thereafter] shall not be entitled to consideration for an adjusted rate for the calendar year following the date of transfer and for subsequent calendar years based upon his reserve account balance which has been thus transferred

A preceding employer or successor-in-interest who

prior to the transfer was an employer during the calendar year in which the transfer occurred shall not have his rate of contribution adjusted under the provisions of this subsection for the remainder of such year A successor-in-interest who prior to the transfer was not an employer during the calendar year in which the transfer occurred and who has made application for a transfer which has been approved by the department as provided herein and who together with his predecessor has paid contributions for the period required under subsection (a) of section three hundred one with respect to the organization trade or business or part thereof which has been transferred shall be assigned the same rate of contribution as the preceding employer for the remainder of such year after which his rate of contribution shall be determined on the basis of the balance in the reserve account which has been combined with any other reserve account which such successor-in-interest may have acquired

(e) (1) The department at least once during each calendar quarter shall furnish each employer with a notice showing the amount of compensation paid during the preceding calendar quarter and charged to such employer's account including the names of the claimants the weeks for which compensation was paid and the account of compensation charged All questions involving the eligibility of a claimant to receive compensation [shall be] which have been resolved with notice to the employer as provided under section five hundred one of this act shall remain final and such eligibility may not be directly contested by an employer under the provisions of this section However any determination of eligibility or allowance of benefits as to which the employer was not furnished notice under the provisions of section five hundred one of this act shall become final unless a protest contesting such determination is filed by the employer with the department within one hundred twenty (120) days from the date of the mailing of notice under the provisions of this subsection Where such protest has been filed the department shall proceed in accordance with the provisions of section five hundred one and furnish the employer with notice of its determination or allowance The clerical accuracy of the notice provided under the provisions of this subsection may not be contested by an employer in connection with any future appeal by the employer from the rate of contribution assigned to him unless within [sixty] one hundred and twenty days from the date of mailing of such notice the employer files with the department a protest in writing contesting the clerical accuracy of such notice and setting forth in detail the item or items to which exception is taken and the reasons therefor Such period of [sixty] one hundred and twenty days may be extended with the approval of the department upon written application by the employer filed prior to the expiration of such period

(2) The department shall promptly notify each employer of his rate of contribution for the calendar year determined as provided in this section The determination of the department of the employer's rate of contribution shall become conclusive and binding upon the employer unless within [thirty] one hundred and twenty days after the mailing of notice thereof to the employer's last known post office address or prior to the expiration of the calendar year to which the notice relates whichever is the greater period the employer files an application for review and redetermination setting forth his reasons therefor [Provided That subject to the provisions of subsection (j) of this section the department at any time on its own motion may adjust an employer's contribution rate if it finds that such rate is incorrect]

Provided That if the department finds that because of an error of the department it has notified an employer that his rate of contribution is more than the rate to which he is entitled the department shall subject only to the time limitation prescribed in Section 311 for the allowance of refunds to employers adjust the rate of contribution The department may if it deems the reasons set forth by the employer insufficient to change the rate

of contribution deny the application otherwise it shall grant the employer a fair hearing. The employer shall be promptly notified of the denial of his application or of the department's redetermination both of which shall become final and conclusive within thirty days after the mailing of notice thereof to the employer's last known post office address unless the employer shall appeal by petition from the action of the department to the Court of Common Pleas of Dauphin County within such time

(i) For purposes of determining whether or not an employer has paid contributions in order to be eligible for consideration for an adjusted rate an employer who shall have served in the active military or naval service of the United States at any time after the sixteenth day of September one thousand nine hundred forty and prior to the termination of [the present war] World War II and who shall have been discharged or released from active service under conditions other than dishonorable shall be deemed to have paid contributions under this act during any fiscal year ending on the thirtieth day of June any part of which is included in such period of military or naval service. Provided That he has actually paid contributions under this act for one or more quarters in either the fiscal year ending on the thirtieth day of June in which he entered such military service or in the immediately preceding fiscal year ending on the thirtieth day of June. The provisions of this section shall be operative insofar as applicable with respect to an employer who shall have served in the active military or naval service of the United States at any time after the twenty-fourth day of June one thousand nine hundred and fifty and prior to the termination of the present state of emergency.

(j) If the department finds that it has erroneously notified an employer that his rate of contribution is less than the rate to which he is entitled he shall be notified of the revision of his rate and he shall be required to make payment of additional contributions on the basis of the revised rate. Provided That no such additional contribution shall be required unless the employer is notified of his revised rate not later than [one year from the end] December thirty-first of the calendar year to which the rate is applicable unless the department finds that the employer has directly or indirectly contributed to the error. No interest shall be required to be paid in connection with such additional contributions if they are paid within thirty (30) days from the date that the employer is notified of his revised rate.

Section 8 Subsection (f) of section three hundred two of said act as added by the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1854) is hereby amended to read as follows:

Section 302 Establishment and Maintenance of Employer's Reserve Accounts. The department shall establish and maintain for each employer a separate employer's reserve account in the following manner:

(f) Subsequent to June thirtieth one thousand nine hundred forty-nine such account shall be charged with all compensation by even dollars paid to each individual who received from such employer wage credits constituting the base of such compensation in the proportion that such wage credits with such employer bears to the total wage credits received by such individual from all employees. Provided That [no compensation shall be charged to such account under the provisions of this subsection (f) if a charge has been made under any other provision of this section to such account with respect to the wages of the compensated employee upon which such compensation was based] if the department finds that such individual subsequent to the thirtieth day of September one thousand nine hundred fifty-one was separated from his most recent work for such employer due to being discharged for willful misconduct connected with such work or due to his voluntarily leaving such work without good cause attributable to his employment thereafter no compensation paid to such individual with respect to any week of unemployment occurring subsequent to such separation which is based upon wages

paid by such employer with respect to employment prior to such separation shall be charged to such employer's account under the provisions of this subsection (f) provided such employer has filed a notice with the department in accordance with its rules and regulations. The findings and determinations of the department under this subsection (f) shall be subject to appeal in the manner provide in this act for appeals from determinations of compensation.

Section 9 Section three hundred three of said act is hereby repealed.

Section 10 Section three hundred nine point one of said act as added by the act approved the twenty-third day of April one thousand nine hundred forty-two (P. L. 60) and as last amended by the act approved the thirtieth day of June one thousand nine hundred forty-seven (P. L. 1186) is hereby further amended to read as follows:

Section 309.1 Compromises. Where the department is satisfied (1) that the employer is unable to make payment in full of contributions interest and penalties imposed upon him by the law or that it would be inequitable to require the payment in full of delinquent interest and (2) that the employer has acted in good faith the secretary is hereby authorized to compromise delinquent interest and penalties due on any contribution and in the case of any employer that has been adjudged a bankrupt or for whom a receiver has been appointed or a deceased employer for whom an executor or administrator has been designated to compromise the principal of any delinquent contributions as well as interest and penalties thereon. Provided That any compromise of a total delinquent amount in excess of one thousand dollars shall require the approval of the Attorney General.

Section 11 Section three hundred nine point two of said act as added by the act approved the twenty-second day of April one thousand nine hundred forty-nine (P. L. 727) is hereby amended to read as follows:

Section 309.2 Limitations Upon Enforcement of Payment of Contributions Interest and Penalties. Notwithstanding any other provisions of this act to the contrary contributions interest and penalties shall not be deemed to be due and payable under the provisions of this act more than four years after the end of the calendar year in which the wages were paid with respect to which liability for the payment of such contributions interest or penalties as the case may be was based and no legal action for the collection [thereof] of contributions interest and penalties shall be instituted after the expiration of [such four year penalties] shall be instituted after the expiration of [such four year period] four years from the end of the calendar year in which the wages were paid with respect to which liability for the payment of such contributions interest or penalties as the case may be was based unless prior to the expiration of such four-year period and with respect thereto (1) an assessment proceeding shall have been instituted pursuant to the provisions of section three hundred four of this act or (2) an action shall have been instituted pursuant to the provisions of section three hundred nine of this act or (3) a lien shall have been entered pursuant to the provisions of section three hundred eight point one of this act. Provided That the provisions of this section shall not apply where an employer by willful failure or refusal to file a report with the department or to include in any report all wages which he has paid or otherwise has attempted to avoid or reduce liability for the payment of contributions.

Section 12 Section three hundred ten of said act as amended by the act approved the twenty-third day of April one thousand nine hundred forty-two (P. L. 60) is hereby further amended to read as follows:

Section 310 Priorities Under Legal Dissolution and Distributions. In the event of any distribution of an employer's assets pursuant to an order of any court under the laws of this Commonwealth including any receivership assignment for benefit of creditors adjudicated insolvency composition or similar proceeding contributions

or installments therefor or interest thereon then or thereafter due shall be paid in full prior to all other claims except taxes claims arising under The Workmen's Compensation Act of one thousand nine hundred fifteen and its amendments and supplements and claims for wages of not more than two hundred and fifty dollars to each claimant earned within six months of the commencement of the proceedings. In the event of an employer's adjudication in bankruptcy judicially confirmed extension proposal or composition under the Federal Bankruptcy Act of one thousand eight hundred ninety-eight as amended contributions and interest then or thereafter due shall be entitled to such priority as are now or may hereafter be granted to taxes due a state under the said federal bankruptcy act or its amendments.

No sheriff received trustee assignee master or other officer shall sell the property or franchises of any corporation or similar entity unincorporated association co-partnership or individual without first filing with the Department of Labor and Industry not less than ten (10) days prior to such sale a statement containing the following information (a) name or names of the plaintiff or party at whose instance or upon whose account the sale is made (b) the name of the corporation or similar entity unincorporated association co-partnership or individual whose property or franchise is to be sold (c) the time and place of sale and (d) the nature of the property to be sold and the location of the same.

Section 13 Section three hundred eleven of said act as last amended by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1145) is hereby further amended to read as follows

Section 311 Refunds and Adjustments If any individual or organization shall make application for refund or credit of any amount paid as contribution interest or penalties under this act and the department shall determine that such amount or any portion thereof was erroneously collected the department may at its discretion either allow a credit therefor without interest in connection with subsequent contribution payments or shall refund from the Unemployment Compensation Fund without interest the amount erroneously paid. Provided That an amount equal to any refund or credit of interest and penalties allowed as provided herein shall be transferred from the Special Administration Fund to the Unemployment Compensation Fund irrespective of whether such interest or penalties were paid into the Unemployment Compensation Fund or into the Special Administration Fund. No refund or credit shall be allowed with respect to a payment as contributions interest or penalties unless an application therefor shall be made on or before whichever of the following dates shall be the later (a) one year from the date on which such payment was made or (b) four years from the [last day] reporting due date of the reporting period with respect to which such payment was made. For a like cause and within the same period a refund may be so made or a credit allowed on the initiative of the department.

An amount paid as contribution interest or penalties shall not be deemed to have been erroneously collected within the meaning of this section if such amount was collected under and pursuant to a notice of contribution rate or a notice of assessment which because of the applicant's failure to file a timely appeal therefrom shall have become binding and final against the applicant under the provisions of this act. Provided That nothing contained herein shall be construed as prohibiting the department from granting within the period prescribed herein a refund of contribution interest or penalties erroneously collected due to an error of the department.

Section 14 Section four hundred one of said act as last amended by the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1738) is hereby further amended to read as follows

Section 401 Qualifications Required to Secure Compensation Compensation shall be payable to any employee who is or becomes unemployed and who

(a) Has within his base year been paid wages for

employment equal to not less than thirty (30) times his weekly benefit rate

(b) Has registered for work at and thereafter continued to report at an employment office in accordance with such regulations as the secretary may prescribe except that the secretary may be regulation waive or alter either or both of the requirements of this clause as to individuals attached to regular jobs and as to such other types of cases or situations with respect to which he finds that compliance with such requirements would be oppressive or would be inconsistent with the purposes of the act. Provided however no such regulation shall conflict with section four hundred and one (c) of this act

(c) Has made a valid application for benefits with respect to the benefit year for which compensation is claimed and has made a claim for compensation in the proper manner and on the form prescribed by the department

(d) Is able to work and available for suitable work [and]

(e) Has been unemployed for a waiting period of one week. No week shall be counted as a week of unemployment for the purposes of this subsection (1) unless it occurs within the benefit year which includes the week with respect to which such employee claims compensation or (2) if compensation has been paid or is payable with respect thereto or (3) unless the employee was eligible for compensation with respect thereto under all other provisions of this section and was not disqualified with respect thereto under Section 402 (a) (b) (d) (e) and (f) and

(f) Has subsequent to his voluntarily leaving work without good cause or to his discharge or suspension from work for wilful misconduct connected with his work been paid remuneration for services in an amount equal to or in excess of eight (8) times his weekly benefit rate

Section 15 Subsections (d) (e) and (f) of section four hundred four of said act as last amended by the act approved the fourteenth day of May one thousand nine hundred forty-nine (P. L. 1355) are hereby amended to read as follows

Section 404 Rate and Amount of Compensation Compensation shall be paid to each eligible employee in accordance with the following provisions of this section except that compensation payable with respect to weeks ending in benefit years which begin prior to the first day of [July] October one thousand nine hundred [forty-nine] fifty-one shall be paid on the basis of the provisions of this section in effect at the beginning of such benefit years

* * * * *

(d) [Each] Notwithstanding any other provisions of this section each eligible employee who is unemployed with respect to any week ending subsequent to the effective date of this act shall be paid with respect to such week compensation in an amount equal to his weekly benefit rate less (1) that part of the remuneration if any paid or payable to him with respect to such week which is in excess of [three dollars (\$3.00)] five dollars (\$5.00) and (2) the amount of any pension or retirement payment paid or payable to him with respect to such week from any fund annuity or insurance which is financed in whole or in part by payments or premiums paid by a base year employer [such]. Such compensation if not a multiple of one dollar (\$1.00) shall be computed to the next higher multiple of one dollar (\$1.00). Provided That if at the end of any calendar quarter the balance in the Unemployment Trust Fund to the credit of Pennsylvania is less than one and one-half times the highest amount paid out for compensation less any refunds during any twelve consecutive months the maximum amount of compensation payable to any employee for a week of unemployment ending during the next calendar quarter shall not be in excess of twenty dollars (\$20.00)

(e) Any otherwise eligible employee shall be entitled during his benefit year to an amount equal to his weekly benefit rate multiplied by the number which appears at

the top of a column under "Part C" to be ascertained by locating on the same horizontal line in which his weekly benefit rate appears the [interval which includes] maximum amount which does not exceed the total wages paid to him during his base year. Provided That if at the end of any calendar quarter the balance in the Unemployment Trust Fund to the credit of Pennsylvania is less than one and one-half times the highest amount paid out for compensation less any refunds during any twelve consecutive months no employee shall be paid compensation with respect to weeks of unemployment ending during the next calendar quarter in an amount which together with any amounts previously paid with respect to the same benefit year would be in excess of twenty times the employee's weekly benefit rate or four hundred dollars (\$400) whichever is the lesser.

(f) For purposes of this section and of section four hundred one (a) wages paid with respect to employment performed under Shipping Articles shall be considered as having been paid in the respective calendar quarters in which the services of the employee were being performed.

Tables Specified for the Determination
of Rate and Amount of Benefits

(Section 404 Pennsylvania Unemployment Compensation Law)

[Part A Highest Quarterly Wages	Part B Weekly Benefit Rate	Part C Base Year Wages			
		9	10	11	12
\$60-212	\$8	\$240-265	\$266-293	\$294-321	\$322-349
213-237	9	270-298	299-330	331-361	362-393
238-262	10	300-332	333-367	368-402	403-437
263-287	11	330-365	366-403	404-442	443-480
288-312	12	360-398	399-440	441-482	483-524
313-337	13	390-431	432-476	477-522	523-567
338-362	14	420-464	465-513	514-562	563-611
363-387	15	450-498	499-550	551-603	604-655
388-412	16	480-531	532-587	588-643	644-699
413-437	17	510-564	565-624	625-683	684-743
438-462	18	540-598	599-661	662-724	725-787
463-487	19	570-632	633-698	699-765	766-831
488-512	20	600-665	666-735	736-805	806-875
513-537	21	630-698	699-771	772-845	846-918
538-562	22	660-731	732-808	809-885	886-962
563-587	23	690-764	765-845	846-925	926-1006
588-612	24	720-798	799-882	883-966	967-1050
613 or more	25	750-831	832-918	919-1006	1007-1093

[Part A Highest Quarterly Wages	Part B Weekly Benefit Rate	Part C Base Year Wages			
		13	14	15	16
\$60-212	\$8	\$350-377	\$378-405	\$406-433	\$434-461
213-237	9	394-424	425-456	457-487	488-519
238-262	10	438-472	473-507	508-542	543-577
263-287	11	481-519	520-557	558-596	597-634
288-312	12	525-566	567-608	609-650	651-692
313-337	13	568-613	614-658	659-704	705-749
338-362	14	612-660	661-709	710-758	759-807
363-387	15	656-708	709-760	761-813	814-865
388-412	16	700-755	756-811	812-867	868-923
413-437	17	744-802	803-862	863-921	922-981
438-462	18	788-850	851-913	914-976	977-1039
463-487	19	832-898	899-964	965-1031	1032-1097
488-512	20	876-945	946-1015	1016-1085	1086-1155
513-537	21	919-992	993-1065	1066-1139	1140-1212
538-562	22	963-1039	1040-1116	1117-1193	1194-1270
563-587	23	1007-1086	1087-1167	1168-1247	1248-1328
588-612	24	1051-1134	1135-1218	1219-1302	1303-1386
613 or more	25	1094-1181	1182-1268	1269-1356	1357-1443

[Part A Highest Quarterly Wages	Part B Weekly Benefit Rate	Part C Base Year Wages			
		17	18	19	20
\$60-212	\$8	\$462-489	\$490-517	\$518-545	\$546-573
213-237	9	520-550	551-582	583-613	614-645
238-262	10	578-612	613-647	648-682	683-717
263-287	11	635-673	674-711	712-750	751-788
288-312	12	693-734	735-776	777-818	819-860
313-337	13	750-795	796-840	841-886	887-931
338-362	14	808-856	857-905	906-954	955-1003
363-387	15	866-918	919-970	971-1023	1024-1075
388-412	16	924-979	980-1035	1036-1091	1092-1147
413-437	17	982-1040	1041-1100	1101-1159	1160-1219
438-462	18	1040-1102	1103-1165	1166-1228	1229-1291
463-487	19	1098-1164	1165-1230	1231-1297	1298-1363
488-512	20	1156-1225	1226-1295	1296-1365	1366-1435
513-537	21	1213-1286	1287-1359	1360-1433	1434-1506
538-562	22	1271-1347	1348-1424	1425-1501	1502-1578
563-587	23	1329-1408	1409-1489	1490-1569	1570-1650
588-612	24	1387-1470	1471-1554	1555-1638	1639-1722
613 or more	25	1444-1453	1532-1618	1619-1706	1707-1793

[Part A Highest Quarterly Wages	Part B Weekly Benefit Rate	Part C Base Year Wages			
		21	22	23	24
\$60-212	\$8	\$574-601	\$602-629	\$630-657	\$658 or more
213-237	9	646-676	677-708	709-739	740 or more
238-262	10	718-752	753-787	788-822	823 or more
263-287	11	789-827	828-865	866-904	905 or more
288-312	12	861-902	903-944	945-986	987 or more
313-337	13	932-977	978-1022	1023-1068	1069 or more
338-362	14	1004-1052	1053-1101	1102-1150	1151 or more
363-387	15	1076-1128	1129-1180	1181-1233	1234 or more
388-412	16	1148-1203	1204-1259	1260-1315	1316 or more
413-437	17	1220-1278	1279-1338	1339-1397	1398 or more
438-462	18	1292-1354	1355-1417	1418-1480	1481 or more
463-487	19	1364-1430	1431-1496	1497-1563	1564 or more
488-512	20	1436-1505	1506-1575	1576-1645	1646 or more
513-537	21	1507-1580	1581-1653	1654-1727	1728 or more
538-562	22	1579-1655	1656-1732	1733-1809	1810 or more
563-587	23	1651-1730	1731-1811	1812-1891	1892 or more
588-612	24	1723-1806	1807-1890	1891-1974	1975 or more
613 or more	25	1794-1881	1882-1968	1969-2056	2057 or more

Part A Highest Quarterly Wages	Part B Weekly Benefit Rate	Part C Minimum Base Year Wages						
		13	14	15	16	17	18	19
\$180-262	\$10	300	333	368	403	439	476	514
263-287	11	330	367	404	443	483	524	565
288-312	12	360	400	441	484	527	571	616
313-337	13	390	433	478	524	571	619	668
338-362	14	420	467	515	564	615	667	719
363-387	15	450	500	551	605	659	714	770
388-412	16	480	533	588	645	703	762	822
413-537	17	510	567	625	685	747	810	873
438-462	18	540	600	662	725	791	857	924
463-487	19	570	633	699	766	835	905	976
488-512	20	600	667	735	806	879	952	1027
513-537	21	630	700	772	846	922	1000	1078
538-562	22	660	733	809	887	966	1048	1130
563-587	23	690	767	846	927	1010	1095	1181
588-612	24	720	800	882	967	1054	1143	1232
613-637	25	750	833	919	1008	1098	1190	1284
638-662	26	780	867	956	1048	1142	1238	1335
663-687	27	810	900	993	1088	1186	1286	1386
688-712	28	840	933	1029	1128	1230	1333	1438
713-737	29	870	967	1066	1169	1274	1381	1489
738 or more	30	900	1000	1103	1209	1318	1429	1541

Part A Highest Quarterly Wages	Part B Weekly Benefit Rate	Part C Minimum Base Year Wages						
		20	21	22	23	24	25	26
\$180-262	\$10	551	588	624	661	696	729	760
263-287	11	606	647	687	727	765	802	836
288-312	12	661	706	750	793	835	875	912
313-337	13	716	765	812	859	904	948	988
338-362	14	771	824	875	925	974	1020	1064
363-387	15	826	882	937	991	1043	1093	1140
388-412	16	882	941	1000	1057	1113	1166	1216
413-437	17	937	1000	1062	1124	1183	1239	1292
438-462	18	992	1059	1125	1190	1252	1312	1368
463-487	19	1047	1118	1187	1256	1322	1385	1444
488-512	20	1102	1176	1250	1322	1391	1458	1520
513-537	21	1157	1235	1312	1388	1461	1531	1596
538-562	22	1212	1294	1375	1454	1530	1603	1673
563-587	23	1267	1353	1437	1520	1600	1676	1749
588-612	24	1322	1412	1500	1586	1670	1749	1825
613-637	25	1377	1471	1562	1652	1739	1822	1901
638-662	26	1433	1529	1625	1718	1809	1895	1977
663-687	25	1488	1588	1687	1784	1878	1968	2053
688-712	28	1543	1647	1750	1851	1948	2041	2129
713-737	29	1598	1706	1812	1917	2017	2114	2205
738 or more	30	1653	1765	1875	1983	2087	2187	2281

Section 16 Section four hundred seven of said act as added by [six dollars (1396) or more and whose highest quarterly wages during hundred forty-two (P. L. 60) and as last amended by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1145) is hereby further amended to read as follows

Section 407 Compensation to Members of the Armed Forces An individual who shall have served in the active military or naval service of the United States at any time after the sixteenth day of September one thousand nine hundred and forty and prior to the termination of [the present war] World War II or who shall have served in the active military or naval service of the United States at any time after the twenty-fourth day of June one thousand nine hundred fifty and prior to the termination of the present emergency and who shall have been discharged or released from active service under conditions other than dishonorable after active service of ninety days or more or by reason of an injury or disability incurred in service in line of duty shall be entitled to payment of compensation [as provided in section four hundred four (c) (d) and (e) with respect to an employee who has been paid wages during his base year of one thousand three hundred sixty-six dollars (\$1366) or more and whose highest quarterly wages during such base year have been four hundred eight-eight dollars (\$488) or more] in the maximum amount and for the maximum duration provided in this act Provided That (a) such individual (i) was employed in employment as defined in Section 4 (1) at some time during the one-year period immediately preceding the date on which he entered active military or naval service (ii) makes application for benefits under the provisions of this section in the proper manner and on the form prescribed by the department (iii) makes claim for compensation in the proper manner and on the form prescribed by the department with respect to employees making claim for compensation under the provisions of other sections of this act (iv) is qualified under the provisions of section four hundred one (b) (d) and (e) (v) is not ineligible under the provisions of Section four hundred two and (vi) has exhausted all rights to which he may be entitled under [Title V of the Act of Congress known as the "Service-men's Readjustment Act of 1944"] the provisions of any act of Congress which provide for the payment of compensation with respect to unemployment and Provided further That any amount of compensation paid by reason of the provisions of this section shall not be charged against any employer

(b) All claims for compensation filed pursuant to the provisions of this section shall be with respect to weeks

ending within the two-year period immediately following the date of such individual's discharge or release from active military or naval service

(c) The maximum amount of compensation payable to an individual under the provisions of this section as amended shall be reduced by the amount of compensation if any which has been paid or is payable to such individual under the provisions of this section prior to the effective date of this amendment

(d) No individual who is entitled to compensation under the provisions of this section shall be entitled to compensation under any other provisions of this act with respect to wages paid prior to the date he entered active military or naval service and

(e) [No compensation shall be paid under the provisions of this section with respect to weeks ending on a day more than five years subsequent to the termination of the present war] With respect to claims for compensation based upon active military or naval service subsequent to the sixteenth day of September one thousand nine hundred forty and prior to the termination of World War II no compensation shall be paid under the provisions of this section with respect to weeks ending on the day more than five years subsequent to the termination of World War II With respect to claims for compensation based upon active military or naval service subsequent to the twenty-fourth day of June one thousand nine hundred fifty and prior to the termination of the present state of emergency no compensation shall be paid under the provisions of this section with respect to weeks ending on a day more than five years subsequent to the termination of the present state of emergency.

Section 17 Section five hundred two of said act as last amended by the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1854) is hereby amended to read as follows

Section 502 Decision of Referee Further Appeals and Reviews Where an appeal from the determination or revised determination as the case may be of the department is taken a referee shall after affording the parties and the department reasonable opportunity for a fair hearing affirm modify or reserve such findings of fact and the determination or revised determination as the case may be of the department as to him shall appear just and proper The parties and the department shall be duly notified of the referee's decision and the reasons therefor which shall be deemed the final decision of the board unless within ten days after the date of such decision the board acts on its own motion or upon application permits any of the parties or the department to institute a further appeal before the board A memorandum of testimony of any hearing before any referee shall be made and be preserved for a period of two years [Notwithstanding any other provisions of this act to the contrary with any appeal or further appeal filed by an employer with the board the employer shall be required to pay a filing fee in an amount which under rules and regulations adopted by the board shall be determined to be reasonably representative of the costs incident to such appeal Provided That such fee shall be refunded if the claimant is finally denied benefits or awarded benefits in an amount less than the amount of the award from which the appeal was taken Such fees shall be deposited in the Special Administration Fund and all refunds as provided herein shall be made from such fund]

Section 18 Section five hundred four of said act as amended by the act approved the twenty-third day of April one thousand nine hundred forty-two (P. L. 60) is hereby further amended to read as follows

Section 504 Powers of Board over Claims The board shall have power on its own motion or on appeal to remove transfer or review any claim pending before or decided by a referee and in any such case and in cases where a further appeal is allowed by the board from the decision of a referee may affirm modify or reverse the determination or revised determination as the case may be of the department or referee on the basis of the evidence previously submitted in the case or direct the taking of additional evidence When any claim pending

before a referee is removed or transferred to the board the board shall afford the parties and the department reasonable opportunity for a fair hearing. The parties and the department shall be duly notified of the board's final decision and the reasons therefor. A complete record shall be kept of each case heard before the board. All testimony at any hearing before the board whether on appeal or otherwise shall be taken by a reporter but need not be transcribed unless the disputed claim is further appealed.

Section 19 Section five hundred ten of said act is hereby amended to read as follows:

Section 510 Appeals to Superior Court. An appeal to the Superior Court may be taken by the department or by any party claiming to be aggrieved but only after [he] such appellant has exhausted [his] its remedies before the board. In any such appeal the board shall be made the party defendant. Every appeal to the Superior Court must be taken within thirty days after the decision of the referee or board becomes final. The appeal shall be by petition and shall state the grounds upon which a judicial review is sought. A copy of such appeal petition shall be served upon a member or agent of the board and sufficient additional copies shall be left with the board to enable the board to furnish a copy to every party in interest in the proceeding who has not joined in the appeal. The board shall file an answer in the Superior Court within thirty days after the petition has been served on it and shall at the same time file with the court certified copies of all documents and papers a record of all testimony taken and all findings of facts and decisions thereon. The board may also in its discretion certify to such court questions of law involved in any decision by it.

In any appeal to the Superior Court the findings of the board or referee as the case may be as to the facts if supported by the evidence and in the absence of fraud shall be conclusive and in such cases the jurisdiction of the court shall be confined to questions of law and such cases shall be given precedence over all other civil cases except cases arising under the Workmen's Compensation Act of one thousand nine hundred fifteen and its amendments and supplements.

Section 20 Sections six hundred one point one and seven hundred two of said act as last amended by the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1854) are hereby further amended to read as follows:

Section 601.1 Special Administration Fund. There is hereby created a special fund separate and apart from all public moneys or funds of this Commonwealth to be known as the Special Administration Fund. Under rules and regulations adopted by the department interest and penalties collected from employers under the provisions of this act [and fees incident to appeals as provided in Section five hundred two] may be paid into the Special Administration Fund. Such rules and regulations may provide for determining in any manner which payments of interest and penalties are to be paid into the Special Administration Fund and which payments of interest and penalties are to be paid into the Unemployment Compensation Fund. There shall also be deposited in the Special Administration Fund moneys as provided in subsection (b) of section two hundred one of this act. The moneys in this fund shall be used for the payment of costs of administration which are found not to have been properly and validly chargeable against Federal grants or other funds received for or in the administration fund and also for the purposes authorized in subsection (b) of section two hundred one of this act. Said moneys shall not be expended or available for expenditure in any manner which would permit their substitution for or a corresponding reduction in Federal funds which would in the absence of said moneys be available to finance expenditures for the administration of this act. Nothing in this section shall prevent said moneys from being used as a revolving fund to cover expenditures necessary and proper under the law for which Federal funds have been duly requested but not yet received subject to the charging of such expenditures against such funds when received. The State Treasurer shall make payment of obligations

from the Special Administration Fund as herein provided upon requisition of the secretary and certification by him that no funds are available or can properly be used to finance such expenditures. The moneys in this fund are hereby specifically made available to replace any moneys received pursuant to section three hundred and two of the Federal Social Security Act as amended which because of any action or contingency have been lost or have been expended for purposes other than or in amounts in excess of those necessary for the proper administration of this act and are available for such replacement whether or not such moneys were expended or the obligations covering such expenditures were incurred prior or subsequent to the enactment of this amendment. The moneys in this fund shall be continuously available for expenditure in accordance with the provisions of this section and shall not lapse at any time or be transferred to any other fund except as herein provided and as provided under [sections] section three hundred eleven [and five hundred two] wherein an amount equal to any refund or credit of interest or penalties shall be transferred from the Special Administration Fund to the Unemployment Compensation Fund.

Section 702 Limitation of Fees. No employer or employee shall be charged fees of any kind in any proceeding under this act by the department the board or any of its officers or agents [except as provided in section five hundred two]. Any individual claiming compensation in any proceeding before the department the board or referee may be represented by counsel or other duly authorized agent but no such counsel or agent shall either charge or receive any greater fee for such services than is approved by the board. Any person who violates any provision of this section shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than fifty dollars nor more than five hundred dollars or be imprisoned for not more than six months or both.

Section 21 Section eight hundred one of said act as last amended by the act approved the thirtieth day of June one thousand nine hundred forty-seven (P. L. 1186) is hereby further amended to read as follows:

Section 801 False Statements and Representations to Obtain or Increase Compensation. Whoever makes a false statement or representation knowing it to be false or knowingly fails to disclose a material fact to obtain or increase any compensation or other payment under this act or under an employment security law of any other state or of the Federal Government or of a foreign government either for himself or for any other person shall upon conviction thereof in a summary proceeding be sentenced to pay a fine of not less than twenty nor more than fifty dollars or shall be sentenced to imprisonment for not longer than thirty days or both and each such false statement or representation or failure to disclose a material fact shall constitute a separate offense.

Section 22 Section eight hundred four of said act as last amended by the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1738) is hereby further amended to read as follows:

Section 804 Recovery and Recoupment of Compensation. Any person who by reason of his fault has received any sum as compensation under this act to which he was not entitled shall be liable to repay to the Unemployment Compensation Fund to the credit of the Compensation Account a sum equal to the amount so received by him. Such sum shall be collectible (a) in the manner provided in this act for the collection of past due contributions or (b) by deduction from any future compensation payable to the claimant under this act. Provided that no administrative or legal proceedings for the collection of such sum shall be instituted after the expiration of six years following the end of the benefit year with respect to which such sum was paid.

Any person who other than by reason of his fault has received with respect to a benefit year any sum as compensation under this act to which he was not entitled shall not be liable to repay such sum but shall be liable to have such sum deducted from any future compensa-

tion payable to him with respect to such benefit year or the one-year period immediately following such benefit year Provided however That no recoupment from future compensation shall be had if such recoupment would be inequitable and unconscionable

In determining whether or not recoupment from future compensation would be inequitable or unconscionable the department shall consider all of the circumstances surrounding the payment and receipt of the compensation to which the claimant was not entitled including the cause of the overpayment and the claimant's good faith Provided however That the claimant's financial worth shall not be considered

The claimant and other affected parties shall be notified in writing of the department's determination to deduct any sum from future compensation under this section and such determination shall be subject to appeal in the manner provided in this act for appeals from determinations of compensation

Transition Provisions

Section 23 After the rate of contribution for each employer has been computed for the calendar year one thousand nine hundred fifty-one under the provisions of section three hundred one of this act as hereby amended an employer whose rate so computed is less than the rate computed for him in accordance with the provisions of this act in effect prior to the effective date of this amendment shall pay contributions with respect to the calendar year one thousand nine hundred fifty-one at the lesser rate

Section 24 Notwithstanding any other provision of this act or of the act amended by this act the excess of any contribution paid by any employer with respect to the calendar year one thousand nine hundred fifty-one over the amount determined by the application of his rate of contribution for such year computed under the provisions of section three hundred one of this act as hereby amended shall be deemed to have been erroneously paid and shall be allowed by the department as a credit without interest in connection with subsequent payments of contributions by such employer

Section 25 All acts or parts of acts inconsistent herewith are hereby repealed

Section 26 This act shall become effective immediately upon its final enactment and shall apply in the determination of the rates of contributions for the calendar year one thousand nine hundred fifty-one and thereafter

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. PETROSKY. Mr. Speaker, this point has not been brought out in the discussion of amendments on the floor at yesterday's session so I just want to make a brief statement.

Incorporated within the provisions of House Bill 1480 are several very minimum benefits to the unfortunate unemployed person in the state of Pennsylvania, and at the same time a schedule is set up to render a saving of \$130 million to the corporations in the state of Pennsylvania.

I say to you, you are giving a little and taking a lot and therefore, Mr. Speaker, I feel that it is a disgrace to the people of Pennsylvania when we force down legislation in this manner upon them.

Mr. KENT. Mr. Speaker, I do not wish to quibble with the gentleman from Westmoreland on wording. I want to point out though that through the amendments to the contribution tables which are important in House Bill 1480, I certainly believe it is a misnomer to say that they provide for a savings of \$130 million to the employers of Pennsylvania.

My reason for saying that is simply this. The money which will not go into the fund because of these amendments certainly cannot be classified as a savings when we consider that the reason for the amendment is to cure and to relieve the employers from inequities and unjustifiable increases in their rates which they have experienced since the first of this year. That is the only purpose of those amendments.

In further reply to the gentleman from Westmoreland, Mr. Lovett, in his remarks that even in House Bill 1480 the employee was getting a very, very small bit of benefit, I would only like to point out this very pertinent and material point. With the maximum benefit of \$30, which is now or will be the benefit in Pennsylvania under this bill, there is no other state in the union that exceeds that maximum benefit. There are only seven other states in the Union which equal it. All others are less than \$30 for the weekly benefit. By extending the duration of the benefit to 26 weeks there is no state in the Union which has a longer duration.

Mr. PETROSKY. Mr. Speaker, for the purpose of the record I want to make this observation.

The Unemployment Compensation Act was placed upon the statute books of the Commonwealth as a social measure by the Democratic administration in 1937.

This was intended solely to aid the unemployed and was set up in such a manner that it would not injure industry in the amount of contribution that they made to the fund.

Certainly you can agree with me that industry in the state of Pennsylvania has not been injured by the amount of contributions that they have placed into the fund.

The record of the profits of the corporations in the state would bear out that statement. Profits are greater than they have ever been with the contribution that they have been giving injuring them none whatsoever.

I want the record to show, Mr. Speaker, that the rate schedule did not injure anyone, and if we were to do anything in this bill we should give further measures of relief to the unemployed workers.

Mr. KENT. Mr. Speaker, I would only say this in reply. It is true that the theory behind the unemployment compensation law is to provide a fund for the benefit of those who are unemployed and the money for that fund is contributed or given by the employer, and by the same token then the reason for increased contributions, for the justification for increased contributions by employers, should be governed by unemployment. That is not the thing that governed the increase, the primary factor that governed the increase, was the terrific increase in employers' contributions this year.

The thing that caused it was increased payrolls throughout the entire state of Pennsylvania, and it certainly seems to me a ridiculous situation when employment is such as it is now and payrolls are at the top level as they are now that the employer should be penalized by increased rates of contributions. To overcome that inequity and that injustice is the purpose behind the amendments to the contribution tables in House Bill 1480.

Mr. LOVETT. Mr. Speaker, I hate to take up the time of the House in debating this question, but the gentlemen on the other side well knows that the question that we are debating here is an insurance question to a great extent. We realize that certain amendments have been made in

unemployment compensation such as merit rating, and I have continually stood here and told you that I disagree with the merit rating system.

It is an insurance proposition. You will never be able to liberalize the benefits of the funds unless you create the revenue to increase those benefits. If you move in the direction that merit rating does that keeps the fund at a certain level and gives benefits to those who keep their employees working over the benefits to the poor employer that through no fault of his own has to lay people off.

I have explained to you in this House that the individual person working in an industrial plant where they have their own insurance system, where they are paid if they are sick, that the individual workman finds no fault with paying into that fund and never receiving anything as long as he is not sick.

To my mind those are the questions, those are the reasons why we cannot liberalize the benefits of the different funds that we are now talking about. When you do, then we will be able to pay the greater benefits that we should pay under the standard of living of today.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—185

Amarando,	Goodling,	Maxwell,	Rubin,
Andrews,	Graybill,	Mazza,	Sax,
Banker,	Greenwood,	McConnell,	Scanlon,
Barkdoll,	Greer,	McCormack,	Schmidt,
Baumunk,	Guarnieri,	McCullough,	Schuster,
Bear,	Gutendorf,	McDermitt,	Scott,
Beaver,	Guthrie,	McGee,	Seyler,
Beech,	Hagerty,	McInroy,	Shoemaker,
Berkstresser,	Hall,	McKinney,	Shotwell,
Blair,	Hamilton, R. K.,	McMillen,	Smith,
Bloom,	Hamilton, W. H.,	Metz,	Snider,
Boles,	Haudenshield,	Mihm,	Sollenberger,
Bolton,	Headlee,	Mikula,	Spencer,
Bomberger,	Helm,	Miller, H. G.,	Stank,
Boorse,	Hewitt,	Miller, J. C.,	Stimmel,
Bower,	Hocker,	Mills,	Stomer,
Brelsach,	Hunter,	Mintess,	Ewartz,
Breth,	Jenkins,	Monroe,	Swope,
Brown,	Johnson,	Moore, C. E.,	Tahl,
Bucchin,	Jones, G. E.,	Moore, H. A.,	Taylor,
Byrne,	Jones, J. M.,	Moran,	Thompson, E. F.,
Cella,	Jones, T. H. W.,	Muldowney,	Toll,
Clapper,	Jump,	Munley,	Tompkins,
Clendening,	Kamyk,	Murray,	Toomey,
Conway,	Keller,	Musto,	VanSant,
Costa,	Kent,	Najaka,	Varallo,
Coyle,	Kline,	Naugle,	Varnier,
Dalrymple,	Kohl,	Penglase,	Wachhaus,
Davis,	Kornick,	Peta,	Wargo,
Dennison,	Kratz,	Petrosky,	Waterhouse,
Dougherty,	Kubacki,	Pfaff,	Watkins,
Dowling,	Lafore,	Pichney,	Weidner,
DuBois,	Lederer,	Pitzer,	Welsh,
Dunn,	Leisey,	Polaski,	Weacott,
Duffy,	Leonard, L.,	Polen,	Westrick,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	White,
Filip,	Limper,	Reidenbach,	Wilt,
Filo,	Lopresti,	Reilly, J. M.,	Wood,
Firmstone,	Lovett,	Rigby,	Yeakel,
Flack,	Lutty,	Riley, R. L.,	Yester,
Frost,	Lyons,	Robertson,	Yetser,
Gaffney,	Madden,	Rose,	Young,
Geer,	Madigan,	Rovansek,	Ziegler,
Gibson,	Markley,	Royer,	Sorg,
Gleason,			Speaker

NAYS—0

NOT VOTING—22

Cochran,
Cooper,
Corr,
Fenrich,
Good,
Harney,

Hersch,
Hoggard,
Jones, P. F.,
Kolankiewicz,
Loftus,
McNally,

Needham,
Olsen,
Pettigrew,
Price, R. A.,
Reese,

Rosen,
Sarraf,
Thompson, R. L.,
Verona,
Williams,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1513 as follows:

An Act to amend Section 412 of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1242) entitled "An act relating to roads streets highways and bridges amending revising consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto" by defining the estate of substitute rights of way for public service companies and requiring conveyance thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 412 of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1242) entitled "An act relating to roads streets highways and bridges amending revising consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto" is hereby amended to read as follows

Section 412 Occupancy of Right of Way of Public Service Companies Whenever in the construction widening or relocation of any State highway bridge or tunnel or of any part thereof it becomes necessary in the opinion of the secretary to occupy the whole or any part of the right of way of any public service company the department may enter upon and occupy the whole or any part of such right of way for the purpose of such highway bridge or tunnel or part thereof [Before] Whenever such right of way or any part thereof is so occupied either the department or the county whichever is responsible for property damages under the provisions of this act governing the payment of damages for property condemned for highway purposes shall at the expense of the Commonwealth or county provide a substitute right of way on another and favorable location Such public service company shall thereupon provide for the transfer to or reconstruction upon in under or above said substitute right of way of any structures and facilities of said public service company located upon in under or above said original right of way at the time the same is so occupied The department or the county as the case may be is hereby authorized to enter into agreements with such public service company to contribute toward the expense of such transfer or reconstruction and in the event that they are unable to agree on the amount to be paid the matter shall be referred to the Pennsylvania Public Utilities Commission which shall after hearing thereon make a finding of the amount to be paid to such public service company by the Commonwealth or county In case of the failure of such public service company within a reasonable time after notice so to do to remove its facilities to such substitute right of way the Pennsylvania Public Utilities Commission shall have jurisdiction on petition of the department to order such transfer or reconstruction Any party to such proceedings before the Pennsylvania Public Utilities Commission shall have the right to appeal to the Superior Court from the ruling of the commission The department or the county commissioners are hereby authorized to acquire by purchase or by the exercise of the right of eminent domain in the same manner that property is now

taken and condemned for State highway purposes any necessary land or right of way for the relocation of any such public service right of way and facilities. The substitute right of way thus acquired shall be equal in estate to the right of way taken and occupied for highway purposes and upon approval by the Governor of any plan providing for the occupancy of the right of way of any public service company and providing a substitute right of way therefor the Secretary of Highways shall make execute acknowledge and deliver to such company a deed conveying to it an estate in the substitute right of way at least equal to that owned and enjoyed by the company for the right of way to be occupied for highway purposes or if such substitute right of way is to be acquired by purchase as hereinbefore provided the Secretary of Highways shall procure and deliver to the company a deed conveying such estate to it from the owner of the land on which such substitute right of way is located.

The right of way of a railroad company shall not be acquired or occupied without the consent of the company owing or operating or in possession of said railroad.

Section 2 This act shall become effective immediately upon its final enactment.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—185

Amarando,	Gleason,	Markley,	Rubin,
Andrews,	Goodling,	Maxwell,	Sax,
Banker,	Graybill,	Mazza,	Scanlon,
Barkdoll,	Greenwood,	McConnell,	Schmidt,
Baumunk,	Greer,	McCormack,	Schuster,
Bear,	Guarnieri,	McCullough,	Scott,
Beaver,	Gutendorf,	McDermitt,	Seyler,
Beech,	Guthrie,	McGee,	Shoemaker,
Berkstresser,	Hagerty,	McInroy,	Shotwell,
Blair,	Hall,	McKinney,	Smith,
Bloom,	Hamilton, R. K.,	McMillen,	Snider,
Boles,	Hamilton, W. R.,	Metz,	Sollenberger,
Bolton,	Haudenshield,	Mihm,	Spencer,
Bomberger,	Headlee,	Mikula,	Stank,
Boorse,	Helm,	Miller, H. G.,	Stimmel,
Bower,	Hewitt,	Miller, J. C.,	Stoner,
Brelsach,	Hocker,	Mills,	Swartz,
Breth,	Hunter,	Mintess,	Swope,
Brown,	Jenkins,	Monroe,	Tahl,
Bucchin,	Johnson,	Moore, C. E.,	Taylor,
Byrne,	Jones, G. E.,	Moore, H. A.,	Thompson, E. F.,
Cella,	Jones, J. M.,	Moran,	Toll,
Clapper,	Jones, T. H. W.,	Muldowney,	Tompkins,
Clendening,	Jump,	Munley,	Toomey,
Conway,	Kamyk,	Murray,	VanSant,
Costa,	Keller,	Musto,	Varallo,
Coyle,	Kent,	Najaka,	Varnier,
Dalrymple,	Kline,	Naugle,	Wachhaus,
Davis,	Kohl,	Penglass,	Wargo,
Dennison,	Kornick,	Peta,	Waterhouse,
Dougherty,	Kratz,	Petrosky,	Watkins,
Dowling,	Kubacki,	Pfaff,	Weidner,
DuBois,	Lafore,	Pichney,	Welsh,
Duffy,	Lederer,	Pitzer,	Westcott,
Dunn,	Leisey,	Polaski,	Westrick,
Erb,	Leonard, L.,	Polen,	Whalley,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Wilt,
Filo,	Limper,	Reidenbach,	Wood,
Firmstone,	Lopresti,	Reilly, J. M.,	Yeakel,
Flack,	Lovett,	Rigby,	Yester,
Frost,	Lutty,	Riley, R. L.,	Yetzer,
Gaffney,	Lyons,	Robertson,	Young,
Geer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rovansek,	Sorg,
		Royer,	Speaker

NAYS—0

NOT VOTING—22

Cochran,	Hersch,	Needham,	Rosen,
Cooper,	Hoggard,	Olsen,	Sarraf,
Corr,	Jones, P. F.,	Pettigrew,	Thompson, R. L.,
Fenrich,	Kolankiewicz,	Price, R. A.,	Verona,
Good,	Loftus,	Reese,	Williams,
Harney,	McNally,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1555, as follows:

An Act prohibiting the placement or acceptance for placement with any advertising media of advertisements for acquaintanceship with other stating or indicating the purpose or likely result of matrimony prohibiting the commercial conduct of matrimonial agencies and services and prescribing penalties.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 Any person who shall place or attempt to place or accept for placement with any advertising media whether of general or limited circulation any advertisement which solicits or offers acquaintanceship with another and which states or indicates that matrimony is the object of such acquaintanceship or is likely to ensue as a result of such acquaintanceship shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to undergo imprisonment not exceeding one (1) year or to pay a fine not exceeding five hundred dollars (\$500) or both.

Section 2 Any person who for a fee or other thing of value conducts a matrimonial agency or engages in the service of supplying names and addresses of persons interested in matrimony to other persons so interested or in any other manner arranges contact between such persons shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to undergo imprisonment not exceeding two (2) years or to pay a fine not exceeding one thousand dollars (\$1000) or both.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. GEER. Mr. Speaker, I desire to interrogate the sponsor of this bill, Mr. Greenwood.

The SPEAKER. Will the gentleman from Wyoming, Mr. Greenwood, permit himself to be interrogated?

Mr. GREENWOOD. Mr. Speaker, I shall if he does not make it embarrassing.

Mr. GEER. Mr. Speaker, is the intention of this bill, or would this bill prohibit such things as dating bureaus and things like that at colleges?

Mr. GREENWOOD. I did not understand the question, Mr. Speaker.

Mr. GEER. Would this bill prohibit dating bureaus and organizations that arrange meetings of young people such as they have at colleges and in college towns where a fee might be charged and an advertisement might be run in the college paper?

Mr. GREENWOOD. Mr. Speaker, unless they advertise for pay.

Mr. GEER. If pay is not mentioned in the ad is it the

gentleman's opinion that there would be no prohibition against mentioning matrimony?

Mr. GREENWOOD. In college papers?

Mr. GEER. In many papers. Does this bill not prohibit advertising for matrimony, for matrimonial purposes, that is object matrimony?

Mr. GREENWOOD. That is right.

Mr. GEER. Would it prohibit dating bureaus or anything like that so long as it did not mention matrimony?

Mr. GREENWOOD. The gentleman seems to be more familiar with these bureaus than I am, Mr. Speaker.

Mr. GEER. At least Mr. Speaker, I am not mad at them.

Mr. GREENWOOD. Mr. Speaker, does the gentleman have any more questions?

Mr. GEER. Does this prohibit dating bureaus that advertise and receive a fee?

Mr. GREENWOOD. That advertise what?

Mr. GEER. That advertise for young people to meet.

Mr. GREENWOOD. Mr. Speaker, I refuse to answer that question because it might incriminate me.

The SPEAKER. The gentleman is within his rights.

Mr. GEER. Mr. Speaker, I would like to ask the sponsor of this bill what is the purpose and what prompted the initiation of this bill.

The SPEAKER. Does the gentleman from Wyoming Mr. Greenwood desire to be recognized?

Mr. GREENWOOD. No. Mr. Speaker.

Mr. GEER. I realize I left myself wide open by opposing this bill.

I read in an ad last winter. The ad read something like this: "Desire company of young lady in trip to Florida."

I do not know who sponsored or who originated the ad; it was in the personal ads. I do not know what the idea was. They evidently desired a young lady to go with them to Florida.

But the point I wish to bring out is that in personal ads as they are in the papers today there is no restriction.

When I was in Atlanta, Georgia, during the war, I read an ad which said: "Johnny meet me at the post office tonight at 9:00 o'clock," signed "M. G."

I was on my way to Birmingham, Alabama, and since my name was not Johnny, I went on to Birmingham.

In Birmingham I read in the paper: "Johnny meet me at the post office at 9:00 o'clock," signed "M. G."

That was during the war and it got me a little bit worried. I went to the post office at 9:00 o'clock and I did not see any M. G. or Johnny.

I originally wanted to present a bill here this year to restrict, in some way, personal ads. I thought a lot of subversive activity could be carried on by them. I thought a lot of perverse activity could be carried on. I asked about it in the various newspapers offices and the answer was that the FBI and other investigative organizations are very effective in watching these ads; that for every time they make it possible to commit a crime they also make it possible to get the names and addresses and all the investigative material that ordinarily would not be available.

For that reason, after looking it over, I felt—and having been an investigating agent during the war myself—that there was something to their argument. I have

talked to FBI men also and they would be against any such action.

Here we have something that is supposed to stop ads on matrimonial bureaus. In the first place I think it is straining at a gnat and swallowing a camel. If I am correct the purpose or the origination of this came from somebody who was met somebody who killed them. That has happened I think without the necessity of a matrimonial bureau.

If you are going to outlaw an organization or a set-up which is definitely intended for lonely people—evidently there are many lonely people, I do not think there are any in this House, but these organizations evidently thrive—I think that we are stretching things too far. Let us say we are locking one door in the house and leaving all the other doors open.

I think there is need for some kind of legislation where newspapers are used indiscriminately and certain things happen as a result of that in ads, in contacts, between people for immoral un-American purposes. But to outlaw this particular thing, when people do want to meet each other, they are going to meet each other.

I think you will find it a lot easier to locate a person if he is registered with a matrimonial bureau than if he picks somebody up at a bus stop and marries them shortly thereafter. I recommend strongly that we not be a part of a bill which is merely outlawing one particular agency for no particular purpose that I can see.

Mr. SCHMIDT. Mr. Speaker, I had thought that I was probably the only one that was going to speak in opposition to this bill.

I have formed the same conclusion, that the intent behind the bill was to avoid situations that happened similar to the lonely hearts murder or something like that. Those situations are out of the ordinary. They do not happen in many cases.

These matrimonial bureaus to some people are very necessary. For some people that is the only way they can arrange for marriage. I feel that to pass a bill such as this in a country such as this would be absolutely un-American.

I therefore ask that the Members vote this bill down.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—107

Banker,	Greenwood,	McConnell,	Shotwell,
Barkdoll,	Greer,	McCormack,	Smith,
Blair,	Gutendorf,	McGee,	Sollenberger,
Bolton,	Guthrie,	McInroy,	Spencer,
Bomberger,	Hall,	McKinney,	Stimmel,
Boorse,	Hamilton, W. H.,	McMillen,	Stoner,
Bower,	Haudensheld,	Mikula,	Tahl,
Breisch,	Helm,	Miller, H. G.,	Thompson, E. F.,
Brown,	Hewitt,	Miller, J. C.,	Tompkins,
Cella,	Hocker,	Mintess,	Toomey,
Clapper,	Johnson,	Moore, C. E.,	VanSant,
Clendening,	Jones, T. H. W.,	Moore, H. A.,	Varner,
Costa,	Jump,	Murray,	Wachhaus,
Dalrymple,	Keller,	Najaka,	Waterhouse,
Davis,	Kent,	Naugle,	Watkins,
Dennison,	Kline,	Pichney,	Weidner,
Dowling,	Kohl,	Pitzer,	Wescott,
Dunn,	Kubacki,	Reagan,	Whalley,
Erb,	Lafore,	Reidenbach,	White,
Ferster,	Leisey,	Relly, J. M.,	Wilt,
Firmstone,	Leonard, W. C.,	Rigby,	Wood,
Flack,	Light,	Riley, R. L.,	Yeakel,

Frost,	Lyons,	Royer,	Yester,
Gibson,	Madden,	Rubin,	Young,
Gleason,	Madigan,	Sax,	Ziegler,
Goodling,	Markley,	Scott,	Sorg,
Graybill,	Mazza,	Shoemaker,	Speaker

NAYS—60

Amarando,	Ewing,	Limper,	Robertson,
Andrews,	Filo,	Lovett,	Scanlon,
Baumunk,	Gaffney,	Lutty,	Schmidt,
Beaver,	Geer,	McCullough,	Schuster,
Berkstesser,	Hagerty,	Mihm,	Seyler,
Bloom,	Hamilton, R. K.,	Monroe,	Snider,
Boles,	Hunter,	Moran,	Stank,
Breth,	Jenkins,	Muldowney,	Swartz,
Bucchin,	Jones, G. E.,	Munley,	Taylor,
Byrne,	Jones, J. M.,	Penglase,	Toll,
Conway,	Kamyk,	Peta,	Varallo,
Coyle,	Kratz,	Petrosky,	Wargo,
Dougherty,	Lederer,	Pfaff,	Welsh,
DuBois,	Leonard, L.,	Polaski,	Wheeler,
Duffy,	Leven,	Price, H. W. Jr.,	Yetzer,

NOT VOTING—40

Bear,	Headlee,	McNally,	Reese,
Beech,	Hersch,	Metz,	Rose,
Cochran,	Hoggard,	Mills,	Rosen,
Cooper,	Jones, P. F.,	Musto,	Rovanssek,
Corr,	Kolankiewicz,	Needham,	Sarrat,
Fenrich,	Kornick,	Olsen,	Swope,
Filip,	Loftus,	Pettigrew,	Thompson, R. L.,
Good,	Lopresti,	Polen,	Verona,
Guarnieri,	Maxwell,	Price, R. A.,	Westrick,
Harney,	McDermitt,	Readinger,	Williams,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1562 as follows:

An Act to amend sections one and two of the act approved the twenty-third day of May one thousand nine hundred forty-five (P. L. 926) entitled "An act for the protection of the public health by regulating the conduct and operation of public eating and drinking places within this Commonwealth requiring their licensing imposing certain duties on the Department of Health of this Commonwealth and on the local health authorities and providing penalties" by providing for the licensing of public eating or drinking places by county departments of health or joint-county departments of health in certain political subdivisions.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 Sections one and two of the act approved the twenty-third day of May one thousand nine hundred forty-five (P. L. 926) entitled "An act for the protection of the public health by regulating the conduct and operation of public eating and drinking places within this Commonwealth requiring their licensing imposing certain duties on the Department of Health of this Commonwealth and on the local health authorities and providing penalties" are hereby amended to read as follows:

Section 1 Definitions "Department" shall mean the State Department of Health

The words "public eating or drinking place" shall mean any place within this Commonwealth where food or drink is served to or provided for the public with or without charge. Provided however That nothing herein contained shall apply to dining cars operated by a railroad company in interstate commerce.

The word "proprietor" shall mean any person partnership association or corporation conducting or operating within this Commonwealth a public eating or drinking place.

The word "employee" shall include any cook waiter kitchen help chambermaid house servant or other employee of any kind in a public-eating or drinking place who in any manner whatever handles or comes in contact with any food or drink served to or provided for the public and the proprietor or any member of the proprietor's family who handles said food or drink.

"License" shall mean a grant to a licensee to conduct a restaurant as defined in this act.

"Licensor" shall mean the county department of health or joint-county department of health whenever such public eating or drinking place is located in a political subdivision which is under the jurisdiction of a county department of health or joint-county department of health or the health authorities of cities boroughs incorporated towns and first-class townships whenever such public eating or drinking place is located in a city borough incorporated town or first-class township not under the jurisdiction of a county department of health or joint-county department of health or [and] the State Department of Health whenever such public eating or drinking place is located in any other area of the Commonwealth.

Section 2 From and after a period of six months after the effective date in this act it shall be unlawful for any proprietor to conduct or operate a public eating or drinking place without first obtaining a license as herein provided. Such license shall be issued by the health authorities of cities boroughs incorporated towns and first-class township whenever such public eating or drinking place is located in a city borough incorporated town or first-class township not under the jurisdiction of a county department of health or joint-county department of health or by the county department of health or joint-county department of health whenever such public eating or drinking place is located in a political subdivision which is under the jurisdiction of a county department of health or joint-county department of health or [and] in those townships of the second class which are not under the jurisdiction of a county department of health or joint-county department of health by the department. No license shall be issued until inspection of the premises facilities and equipment has been made by the licensor and they are found adequate to the protection of the public health and comfort of patrons. The fee for such license shall be one dollar (\$1.00) and shall be paid into the city borough incorporated town [or] first-class township or county treasury or to the State Treasury through the Department of Revenue depending upon the location of such public eating or drinking place. The license shall be renewed annually.

Whenever any proprietor maintains more than one public eating or drinking place within any one city borough incorporated town or township he shall be required to apply for and procure a duplicate license for each additional eating or drinking place such duplicate license to be issued at an additional charge of fifty cents (50c) for each additional public eating or drinking place within any one city borough incorporated town or township. Where the licensor is a county department of health or joint-county department of health any proprietor who maintains more than one public eating or drinking place within any one county shall be required to apply for and procure a duplicate license for each additional eating or drinking place such duplicate license to be issued at an additional charge of fifty cents (50c) for each additional public eating or drinking place within such county but this provision shall not apply to any public eating or drinking place within such county located in a city borough incorporated town or first-class township which is not within the jurisdiction of the county department of health or joint-county department of health.

Section 2 The provisions of this act shall become effective immediately upon final enactment.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—185

Amarando,	Goodling,	Maxwell,	Rubin,
Andrews,	Graybill,	Mazza,	Sax,
Banker,	Greenwood,	McConnell,	Scanlon,
Barkdoll,	Greer,	McCormack,	Schmidt,
Baumunk,	Guarnieri,	McCullough,	Schuster,
Bear,	Gutendorf,	McDermitt,	Scott,
Beaver,	Guthrie,	McGee,	Seyler,
Beech,	Hagerty,	McInroy,	Shoemaker,
Berkstresser,	Hall,	McKinney,	Shotwell,
Blair,	Hamilton, R. K.,	McMillen,	Smith,
Bloom,	Hamilton, W. H.,	Metz,	Snider,
Boles,	Haudenschild,	Mihm,	Sollenberger,
Bolton,	Headlee,	Mikula,	Spencer,
Bomberger,	Helm,	Miller, H. G.,	Stank,
Boorse,	Hewitt,	Miller, J. C.,	Stimmel,
Bower,	Hocker,	Mills,	Stoner,
Breisch,	Hunter,	Mintess,	Swartz,
Breth,	Jenkins,	Monroe,	Swope,
Brown,	Johnson,	Moore, C. E.,	Tahl,
Buechin,	Jones, G. E.,	Moore, H. A.,	Taylor,
Byrne,	Jones, J. M.,	Moran,	Thompson, E. F.,
Cella,	Jones, T. H. W.,	Muldowney,	Toll,
Clapper,	Jump,	Munley,	Tompkins,
Clendenning,	Kamyk,	Murray,	Toomey,
Conway,	Keller,	Musto,	VanSant,
Costa,	Kent,	Najaka,	Varallo,
Coyle,	Kline,	Naugle,	Varner,
Dalrymple,	Kohl,	Penglase,	Wachhaus,
Davis,	Kornick,	Peta,	Wargo,
Dennison,	Kratz,	Petrosky,	Waterhouse,
Dougherty,	Kubacki,	Pfaff,	Watkins,
Dowling,	Lafore,	Pichney,	Weldner,
DuBols,	Lederer,	Pitzer,	Welsh,
Duffy,	Lelsey,	Polaski,	Wescott,
Dunn,	Leonard, L.,	Polen,	Westrick,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	White,
Fillip,	Limper,	Reidenbach,	Wilt,
Filo,	Lopresti,	Reilly, J. M.,	Wood,
Firmstone,	Lovett,	Rigby,	Yeakel,
Flack,	Lutty,	Riley, R. L.,	Yester,
Frost,	Lyons,	Robertson,	Yetzer,
Gaffney,	Madden,	Rose,	Young,
Geer,	Madigan,	Rovansek,	Ziegler,
Gibson,	Markley,	Royer,	Sorg,
Gleason,			Speaker

NAYS—0

NOT VOTING—22

Cochran,	Hersch,	Needham,	Rosen,
Cooper,	Hoggard,	Olsen,	Sarra,
Corr,	Jones, P. F.,	Pettigrew,	Thompson, R. L.,
Fenrich,	Kolankiewicz,	Price, R. A.,	Verona,
Good,	Loftus,	Reese,	Williams,
Harney,	McNally,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 1566, Printer's No. 767 and

House Bill No. 1567, Printer's No. 839.

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1574, as follows:

An Act to further amend the act approved the twenty-third day of June one thousand nine hundred thirty-

one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by changing certain provisions relating to contracts recreation places highways and expense accounts of delegates to conventions The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 916 the first paragraph of section 1901 and sections 1903 2939 and 3703 of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" as reenacted and amended or added as the case may be by the act approved the twenty-eighth day of June one thousand nine hundred fifty-one (Act No. 164) are hereby amended or further amended to read as follows

Section 916 City Leagues and Other Municipal Affairs Organizations Any city may unite with other cities or with the cities of two or more classes and may form and organize leagues of said cities and hold annual conventions for the study and consideration of such municipal affairs as concern and pertain to the cities comprising the league Each city member of a league may send delegates thereto and pay necessary expenses incident to their attending said convention and pay dues to the league and provide a fund for the necessary costs and expenses of the league and league conventions and the work carried on by said league Each delegate shall submit to the city controller for approval an itemized account of his expenses to be paid him under the authority of this section Council is hereby authorized to appropriate monies for like support of and participation in other organizations concerned with municipal affairs

Section 1901 Power to Make Contracts Regulations Concerning Contracts Each city may make contracts for carrying into execution the provisions of this act and the laws of the Commonwealth The council shall by ordinance provide for and regulate the award of all contracts No contract shall be entered into or purchase made by the city in an amount involving more than two hundred dollars [or more] except upon council's approval thereof

* * * * *

Section 1903 Contracts for Less Than Seven Hundred and Fifty Dollars Written Bids In all cases of contracts or purchases other than the kinds mentioned in clauses (1) to (5) inclusive of section one thousand nine hundred one of this act from [twenty-five] two hundred dollars to seven hundred and fifty dollars inclusive whether made by council or by an officer or appointee of the city written bids shall be solicited therefor and no such contract or purchase shall be made for the city except upon at least two such written bids The specifications upon which bids are solicited shall be uniform in so far as possible to afford equal opportunity for bidding Catalogues and circulars of firm prices shall be acceptable as bids upon the contracts or purchases herein regulated All such bids shall be retained in the proper department or office for a period of at least two months and shall be reported monthly to the director of accounts and finance who shall make a consolidated monthly report thereof to council The members of council and the controller shall have access to the bids in all departments and offices of the city for the enforcement of this provision Any official or appointee of the city contracting or purchasing in violation of the provisions of this section shall be liable upon his bond if any or personally in the full amount of the purchase or contract so made and council may avoid any such purchase or contract

Section 2939 Highways in Cities Wherever in this act a city is given powers rights and duties as to its streets or sections thereof the same shall extend as well to highways or sections thereof which are also streets of the city to the extent that the city is legally responsible for them excepting damages to abutting property owners for acts of the Commonwealth unless the city shall assume them under this act or the State Highway Law The

use of the word "street" in this act shall to that extent include highways

Section 3703 Acquisition of Lands and Buildings Cities may enter upon take use purchase and acquire by gift or by the right of eminent domain lands property and buildings for the purpose of making extending enlarging and maintaining recreation places which shall consist of public parks parkways playgrounds playfields gymnasiums public baths swimming pools or indoor recreation centers [hereinafter called recreation places] may levy and collect such special taxes as may be necessary to pay for the same and make appropriations for the improvement maintenance care regulations and government of the same Cities may designate and set apart for use for any of the purposes specified in this section lands and buildings owned by such cities and not dedicated or devoted to other public use Cities may also lease lands and buildings in such cities for temporary use for such purposes Lands property and buildings outside the limits of the city may be acquired in like manner for recreation places and such lands may be annexed to the city in the manner provided by this act for the annexation of territory to a city

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—185

Amarando.	Goodling.	Maxwell.	Rubin.
Andrews.	Graybill.	Mazza.	Sax.
Banker.	Greenwood.	McConnell.	Scanlon.
Barkdoll.	Greer.	McCormack.	Schmidt.
Baumunk.	Guarnieri.	McCullough.	Schuster.
Bear.	Gutendorf.	McDermitt.	Scott.
Beaver.	Guthrie.	McGee.	Seyler.
Beech.	Hagerty.	McInroy.	Shoemaker.
Berkstresser.	Hall.	McKinney.	Shotwell.
Blair.	Hamilton, R. K.	McMillen.	Smith.
Bloom.	Hamilton, W. H.	Metz.	Snider.
Boles.	Haudenshield.	Mihm.	Sollenberger.
Bolton.	Headlee.	Mikula.	Spencer.
Bomberger.	Helm.	Miller, H. G.	Stank.
Boorse.	Hewitt.	Miller, J. C.	Stimmel.
Bower.	Hocker.	Mills.	Stoner.
Breisch.	Hunter.	Mintess.	Swartz.
Breth.	Jenkins.	Monroe.	Swope.
Brown.	Johnson.	Moore, C. E.	Tahl.
Bucchin.	Jones, G. E.	Moore, H. A.	Taylor.
Byrne.	Jones, J. M.	Moran.	Thompson, E. F.
Cella.	Jones, T. H. W.	Muldowney.	Toll.
Clapper.	Jump.	Munley.	Tompkins.
Clendenning.	Kamyk.	Murray.	Toomey.
Conway.	Keller.	Musto.	VanSant.
Costa.	Kent.	Najaka.	Varallo.
Coyle.	Kilne.	Naugle.	Varner.
Dalrymple.	Kohl.	Pengiase.	Wachhaus.
Davis.	Kornick.	Peta.	Wargo.
Dennison.	Kratz.	Petrosky.	Waterhouse.
Dougherty.	Kubacki.	Pfaff.	Watkins.
Dowling.	Lafore.	Pichney.	Weidner.
DuBois.	Lederer.	Pitzer.	Welsh.
Duffy.	Lelsey.	Polaski.	Wescott.
Dunn.	Leonard, L.	Polen.	Westrick.
Erb.	Leonard, W. C.	Price, H. W. Jr.	Whalley.
Ewing.	Leven.	Readinger.	Wheeler.
Ferster.	Light.	Reagan.	White.
Filip.	Limper.	Reidenbach.	Wilt.
Filo.	Lopresti.	Reilly, J. M.	Wood.
Firmstone.	Lovett.	Rigby.	Yeakel.
Flack.	Lutty.	Riley, R. L.	Yester.
Frost.	Lyons.	Robertson.	Yetzer.
Gaffney.	Madden.	Rose.	Young.
Geer.	Madigan.	Rovansek.	Ziegler.
Gibson.	Markley.	Royce.	Sorg.
Gleason.			Speaker

NAYS—0

NOT VOTING—22

Cochran.	Hersch.	Needham.	Rosen.
Cooper.	Hoggard.	Olsen.	Sarraff.
Corr.	Jones, P. F.	Pettigrew.	Thompson, R. L.
Fenrich.	Kolankiewicz.	Price, R. A.	Verona.
Good.	Loftus.	Reese.	Williams.
Harney.	McNally.		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1578, as follows:

An Act to further amend Section 4 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1019) entitled "An act relating to statutory laws prescribing an enacting clause for statutes fixing the effective date and time of statutes hereafter enacted providing for notice of application for local and special legislation for the correction of errors in statutes and for the printing and publication of statutes prescribing rules for the interpretation of statutes defining certain words and phrases when used in statutes and prescribing rules for the construction and operation of amendments reenactments and repeals of statutes" by changing the effective date of laws in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 4 of the approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1019) entitled "An act relating to statutory laws prescribing an enacting clause for statutes fixing the effective date and time of statutes hereafter enacted providing for notice of application for local and special legislation for the correction of errors in statutes and for the printing and publication of statute prescribing rules for the interpretation of statutes defining certain words and phrases when used in statutes and prescribing rules for the construction and operation of amendments re-enactments and repeals of statutes" as amended by the act approved the third day of June one thousand nine hundred forty-one (P. L. 82) is hereby further amended to read as follows

Section 4 Effective Date and Time of Laws All laws hereafter enacted finally at a regular session of the Legislature except laws making appropriations and except laws affecting the budget of any political subdivision shall be in full force and effect from and after the first day of September next following their final enactment unless a different date is specified in the law itself or if enacted finally after the first day of September of the year of the regulation session or after the date specified in the law the same shall become effective immediately upon final enactment

Appropriation laws or laws having appropriation items enacted finally at a regular session of the Legislature shall be in full force and effect from and after the first day of June next following their final enactment unless a different date is specified in the law itself or unless any such appropriation law or law having an appropriation item is enacted finally after the first day of June in any year in which case it shall be in full force and effect immediately upon final enactment

Laws affecting the budget of any political subdivision enacted finally at a regular session of the Legislature shall be in full force and effect at the beginning of the fiscal year of the political subdivision affected following the date of the final enactment of such law unless a different date is specified in the law itself or if enacted finally after the beginning of such fiscal year or after the date speci-

fied in the law the same shall become effective immediately upon final enactment

All laws enacted finally at a special or extraordinary session of the Legislature shall be in full force and effect immediately upon final enactment unless a different date is specified in the law itself

Section 2 The provision of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—185

Amarando,	Goodling,	Maxwell,	Rubin,
Andrews,	Graybill,	Mazza,	Sax,
Banker,	Greenwood,	McConnell,	Scanlon,
Barkdoll,	Greer,	McCormack,	Schmidt,
Baumunk,	Guarnieri,	McCullough,	Schuster,
Bear,	Gutendorf,	McDermitt,	Scott,
Beaver,	Guthrie,	McGee,	Seyler,
Beech,	Hagerty,	McInroy,	Shoemaker,
Berkstresser,	Hall,	McKinney,	Shotwell,
Blair,	Hamilton, R. K.,	McMillen,	Smith,
Bloom,	Hamilton, W. H.,	Metz,	Snider,
Boles,	Haudenschild,	Mihm,	Sollenberger,
Bolton,	Headlee,	Mikula,	Spencer,
Bomberger,	Helm,	Miller, H. G.,	Stank,
Boorse,	Hewitt,	Miller, J. C.,	Stimmel,
Bower,	Hocker,	Mills,	Stoner,
Breisch,	Hunter,	Mintess,	Swartz,
Breth,	Jenkins,	Monroe,	Swope,
Brown,	Johnson,	Moore, C. E.,	Tahl,
Bucchin,	Jones, G. E.,	Moore, H. A.,	Taylor,
Byrne,	Jones, J. M.,	Moran,	Thompson, E. F.,
Cella,	Jones, T. H. W.,	Muldowney,	Toll,
Clapper,	Jump,	Munley,	Tompkins,
Clendening,	Kamyk,	Murray,	Toomey,
Conway,	Keller,	Musto,	VanSant,
Costa,	Kent,	Najaka,	Varallo,
Coyle,	Kline,	Naugle,	Varnier,
Dairymple,	Kohl,	Penglase,	Wachhaus,
Davis,	Kornick,	Peta,	Wargo,
Dennison,	Kratz,	Petrosky,	Waterhouse,
Dougherty,	Kubacki,	Pfaff,	Watkins,
Dowling,	Lafore,	Pichney,	Weldner,
DuBois,	Lederer,	Pitzer,	Welsh,
Duffy,	Leisey,	Polaski,	Wescott,
Dunn,	Leonard, L.,	Polen,	Westrick,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leven,	Readinger,	Wheeler,
Fenster,	Light,	Reagan,	White,
Filip,	Limper,	Reidenbach,	Wilt,
Filo,	Lopresti,	Reilly, J. M.,	Wood,
Firmstone,	Lovett,	Rigby,	Yeakel,
Flack,	Lutty,	Riley, R. L.,	Yester,
Frost,	Lyons,	Robertson,	Yetzer,
Gaffney,	Madden,	Rose,	Young,
Geer,	Madigan,	Rovansek,	Ziegler,
Gibson,	Markley,	Royer,	Sorg,
Gleason,			Speaker

NAYS—0

NOT VOTING—22

Cochran,	Hersch,	Needham,	Rosen,
Cooper,	Hoggard,	Olser,	Sarrat,
Corr,	Jones, P. F.,	Pettigrew,	Thompson, R. L.,
Fenrich,	Kolankiewicz,	Price, R. A.,	Verona,
Good,	Loftus,	Reese,	Williams,
Harney,	McNally,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1590 as follows:

An Act to further amend the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "A supplement to the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended 'An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties' as reenacted and amended providing for the payment of compensation to volunteer firemen or their dependents" by amplifying the provisions thereof as to persons entitled to such benefits

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "A supplement to the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended 'An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties' as reenacted and amended providing for the payment of compensation to volunteer firemen or their dependents" as last amended by the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 507) is hereby further amended to read as follows

Section 1 In addition to those persons included within the definition of the word "employee" as defined in section one hundred and four of the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties" as last reenacted and amended at the regular legislative session of one thousand nine hundred and thirty-one there shall be included all members of volunteer fire companies or volunteer fire departments of the various cities boroughs incorporated towns and townships who shall be and are hereby declared to be "employees" of such cities boroughs incorporated towns townships for all the purposes of said act and shall be entitled to receive compensation in case of injuries received while actually engaged as firemen or while going to or returning from any fire which the fire companies or fire department of which they are members shall have attended or while performing any other duties of such companies or fire department authorized by such cities boroughs incorporated towns and townships or while performing duties imposed by section fifteen of the act approved the twenty-seventh day of April one thousand nine hundred twenty-seven (P. L. 465) as amended

The city borough incorporated town or township as employer shall in all cases be deemed to have knowledge of all other employment of all members of its volunteer fire companies or volunteer fire departments including self employment and shall be liable for compensation on account of all wages and earnings resulting therefrom In all cases where an injury compensable under the provisions of this act is received by a member of a volunteer fire company or volunteer fire department who is in whole or in part a self employer and loss of earnings results therefrom such earnings shall for the purposes of this act be regarded as wages The average weekly wage as so regarded shall be that most favorable to the employee computed by dividing by thirteen the total earnings of the employee in the first second third or fourth period of thirteen consecutive calendar weeks in the fifty-two weeks immediately preceding the accident

Section 2 This act shall become effective ten days after final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—185

Amarando.	Goodling.	Maxwell,	Rubin,
Andrews.	Graybill,	Mazza,	Sax,
Banker,	Greenwood,	McConnell,	Scanlon,
Barkdoll,	Greer,	McCormack,	Schmidt,
Baumunk,	Guarnieri,	McCullough,	Schuster,
Bear,	Gutendorf,	McDermitt,	Scott,
Beaver,	Guthrie,	McGee,	Seyler,
Beech,	Hagerty,	McInroy,	Shoemaker,
Berkstresser,	Hall,	McKinney,	Shotwell,
Blair,	Hamilton, R. K.,	McMillen,	Smith,
Bloom,	Hamilton, W. H.,	Metz,	Snider,
Boies,	Haudenschild,	Mihm,	Sollenberger,
Bolton,	Headlee,	Mikula,	Spencer,
Bombberger,	Helm,	Miller, H. G.,	Stank,
Boorse,	Hewitt,	Miller, J. C.,	Stimmel,
Bower,	Hocker,	Mills,	Stoner,
Breisch,	Hunter,	Mintess,	Swartz,
Breth,	Jenkins,	Monroe,	Swope,
Brown,	Johnson,	Moore, C. E.,	Tahl,
Bucchin,	Jones, G. E.,	Moore, H. A.,	Taylor,
Byrne,	Jones, J. M.,	Moran,	Thompson, E. F.,
Cella,	Jones, T. H. W.,	Muldowney,	Toll,
Clapper,	Jump,	Munley,	Tompkins,
Clendenning,	Kamyk,	Murray,	Toomey,
Conway,	Keller,	Musto,	VanSant,
Costa,	Kent,	Najaka,	Varallo,
Coyle,	Kline,	Naugle,	Varnier,
Dalrymple,	Kohl,	Penglase,	Wachhaus,
Davis,	Kornick,	Peta,	Wargo,
Dennison,	Kratz,	Petrosky,	Waterhouse,
Dougherty,	Kubacki,	Pfaff,	Watkins,
Dowling,	Lafore,	Pichney,	Weldner,
DuBois,	Lederer,	Pitzer,	Welsh,
Duffy,	Lelise,	Polaski,	Wescott,
Dunn,	Leonard, L.,	Poleh,	Westrick,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	White,
Fillip,	Limper,	Reidenbach,	Wilt,
Filo,	Lopresti,	Reilly, J. M.,	Wood,
Firmstone,	Lovett,	Rigby,	Yeakel,
Flack,	Lutty,	Riley, R. L.,	Yester,
Frost,	Lyons,	Robertson,	Yetzer,
Gaffney,	Madden,	Rose,	Young,
Geer,	Madigan,	Rovansek,	Ziegler,
Gibson,	Markley,	Royer,	Sorg,
Gleason,			Speaker

NAYS—0

NOT VOTING—22

Cochran,	Hersch,	Needham,	Rosen,
Cooper,	Hoggard,	Olsen,	Sarra,
Corr,	Jones, P. F.,	Pettigrew,	Thompson, R. L.,
Fenrich,	Kolankiewicz,	Price, R. A.,	Verona,
Good,	Loftus,	Reese,	Williams,
Harney,	McNally,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 5, as follows:

An Act to amend the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 512) entitled "An act relating to the administration and dis-

tribution of decedents' estates trust estates minors' estates and absentees' estates both as to real and personal property and the procedure relating thereto including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases the appointment bond removal and discharge of fiduciaries of such estates their powers duties and liabilities the rights of persons dealing with such fiduciaries and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees and containing provisions concerning guardians of the person of minors the powers duties and liabilities of sureties and of foreign fiduciaries the abatement survival and control of actions and rights of action and the presumption of death and also generally dealing with the jurisdiction powers and procedure of the orphans' court and of the register of wills in all matters relating to fiduciaries" redefining certain words providing the manner in which oaths of fiduciaries may be taken prescribing the advertisement of grant of letters clarifying the time in which accounts must be filed and the circumstances under which distribution can be made without liability to claimants who have not given notice of their claims and further defining the powers of foreign fiduciaries

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clauses (3) and (7) of Section 102 and Section 304 of the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 512) entitled "An act relating to the administration and distribution of decedents' estates trust estates minors' estates and absentees' estates both as to real and personal property and the procedure relating thereto including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases the appointment bond removal and discharge of fiduciaries of such estates their powers duties and liabilities the rights of persons dealing with such fiduciaries and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees and containing provisions concerning guardians of the person of minors the powers duties and liabilities of sureties and of foreign fiduciaries the abatement survival and control of actions and rights of action and the presumption of death and also generally dealing with the jurisdiction powers and procedure of the orphans' court and of the register of wills in all matters relating to fiduciaries" are hereby amended to read as follows

Section 102 Definitions The following words when used in this act unless the context clearly indicates otherwise shall have the meanings ascribed to them in this section

* * * * *

(3) "Fiduciary" includes personal representatives guardians of minors and trustees whether domiciliary or ancillary individual or corporate subject to the jurisdiction the orphans' court

* * * * *

(7) "Foreign fiduciary" means a personal representative guardian of a minor [or testamentary trustee appointed under the laws of the jurisdiction in which the decedent was domiciled at the time of his death or in which the minor is domiciled and not also appointed under the laws of the Commonwealth] trustee or one performing the functions of any such fiduciary who is subject primarily to the control of the court of another jurisdiction and has not received ancillary authority in the Commonwealth

Section 304 Affidavit and Oath The affidavit to a petition for the grant of letters and the oath of the fiduciary relative to the performance of his duties may be taken before [the register of any county of the Commonwealth] and administered by

(1) Within the Commonwealth The register of any county of the Commonwealth

(2) Outside of the Commonwealth A public officer of

another jurisdiction having duties similar to those of a register who has been authorized to do so by the register of the county where the application for letters is to be made

Section 2 Article III of said act is hereby amended by adding after Section 311 a new section to read as follows

Section 312 Advertisement of Grant of Letters The personal representative immediately after the grant of letters shall cause notice thereof to be given in one newspaper published at or near the place where the decedent resided and in the legal periodical if any designated by rule of court for the publication of legal notices once a week for three successive weeks together with his name and address and in every such notice he shall request all persons having claims against the estate of the decedent to make known the same to him or his attorney and all persons indebted to the decedent to make payment to him without delay

Section 3 Sections 701 732 the first paragraph and Subsection (1) of Section 1101 and Section 1102 of said act are hereby amended to read as follows

Section 701 Accounting Required Except as otherwise provided in this act every personal representative shall file an account of his administration at the expiration of six months from the first complete advertisement of the original grant of letters or when directed to do so by the court and may be cited to file an account at any time after the expiration of that period Unless it is directed by the court no account shall be filed within six months of the first complete advertisement of the original grant of [original] letters

Section 732 At Risk of Personal Representative A personal representative at his own risk and without the filing audit or confirmation of his account may [after one year from the grant of letters] distribute personal property or real estate and such distribution shall be without liability to any claimant against the decedent who has not given notice of his claim as provided by this act [and except] within one year after the first complete advertisement of the grant of letters to him or thereafter but prior to such distribution Except on liens of record existing at the time of death no claimant who has not given such notice shall have any claim as to the property so distributed

Section 1101 In General A foreign fiduciary may institute proceedings in the Commonwealth (subject to the conditions and limitations imposed on nonresident suitors generally) and may exercise all the other powers of a similar local fiduciary but a foreign personal representative shall have no such power when there is an administration in the Commonwealth Except in the case of [stock transfers] powers with respect to securities for which special provision is made in section 1102 the maintenance of a proceeding or the exercise of any other power by a foreign fiduciary shall be subject to the following additional conditions and limitations

(1) Copy of Appointment The foreign fiduciary shall file with the [said] register of the county where the power is to be exercised or the proceeding is instituted or the property concerning which the power is to be exercised is located an exemplified copy of his appointment or other qualification in the foreign jurisdiction together with an exemplified copy of the will or other instrument if any in pursuance of which he has been appointed or qualified and when he is an executor administrator or a testamentary trustee or testamentary guardian and [any of his powers are to be exercised] wishes to exercise a power granted by a will with respect to Pennsylvania real estate (he shall file an exemplified copy of the probate proceedings in the foreign jurisdiction which must show that the will has been proved in the manner required in the Commonwealth for a will of a Pennsylvania decedent) the will must be admitted to probate in Pennsylvania as required by law

Section 1102 [Stock Transfers] Powers with Respect to Securities When there is no administration in the Commonwealth a foreign fiduciary upon submission of a certificate of his appointment [issued or verified within one month of the time it is to be acted upon may transfer

stock of a Pennsylvania corporation standing in the name of a decedent or foreign fiduciary in the same manner as] shall have all of the powers of a similar local fiduciary with respect to stock bonds and other securities of a Pennsylvania corporation or of a Federal corporation located in Pennsylvania and shall not be required to comply with the conditions and limitations of section 1101

Section 4 Section 10 of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 447) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisal of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein the survival of causes of action and suits thereupon by or against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" is hereby repealed absolutely

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—185

Amarando,	Goodling,	Maxwell,	Rubin,
Andrews,	Graybill,	Mazza,	Sax,
Banker,	Greenwood,	McConnell,	Scanlon,
Barkdoll,	Greer,	McCormack,	Schmidt,
Baumunk,	Guarnieri,	McCullough,	Schuster,
Bear,	Gutendorf,	McDermitt,	Scott,
Beaver,	Guthrie,	McGee,	Seyler,
Beech,	Hagerty,	McInroy,	Shoemaker,
Berkstresser,	Hall,	McKinney,	Shotwell,
Blair,	Hamilton, R. K.,	McMillen,	Smith,
Bloom,	Hamilton, W. H.,	Metz,	Snyder,
Boles,	Haudenschild,	Mihm,	Sollenberger,
Bolton,	Headlee,	Mikula,	Spencer,
Bomberger,	Helm,	Miller, H. G.,	Stank,
Boorse,	Hewitt,	Miller, J. C.,	Stimmel,
Bower,	Hocker,	Mills,	Stoner,
Brelsich,	Hunter,	Mintess,	Swartz,
Breth,	Jenkins,	Monroe,	Swope,
Brown,	Johnson,	Moore, C. E.,	Tahl,
Bucchin,	Jones, G. E.,	Moore, H. A.,	Taylor,
Byrne,	Jones, J. M.,	Moran,	Thompson, E. F.,
Cella,	Jones, T. H. W.,	Muldowney,	Toll,
Clapper,	Jump,	Munley,	Tompkins,
Clendening,	Kamyk,	Murray,	Toomey,
Conway,	Keller,	Musto,	VanSant,
Costa,	Kent,	Najaka,	Varallo,
Coyle,	Kilne,	Naugle,	Varner,
Dalrymple,	Kohl,	Penglage,	Wachhaus,

Davis,	Kornick,	Peta,	Wargo,
Dennison,	Kratz,	Petrosky,	Waterhouse,
Dougherty,	Kubacki,	Pfaff,	Watkins,
Dowling,	Lafore,	Pichney,	Weidner,
DuBois,	Lederer,	Pitzer,	Welsh,
Duffy,	Lelsey,	Polaski,	Wescott,
Dunn,	Leonard, L.,	Polen,	Westrick,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	White,
Fillip,	Limper,	Reidenbach,	Wilt,
Flo,	Lopresti,	Reilly, J. M.,	Wood,
Firmstone,	Lovett,	Rigby,	Yeakel,
Flack,	Lutty,	Riley, R. L.,	Yester,
Frost,	Lyons,	Robertson,	Yetzer,
Gaffney,	Madden,	Rose,	Young,
Geer,	Madigan,	Rovansek,	Ziegler,
Gibson,	Markley,	Royer,	Sorg,
Gleason,			Speaker

NAYS—0

NOT VOTING—22

Cochran,	Hersch,	Needham,	Rosen,
Cooper,	Hoggard,	Olsen,	Sarra,
Corr,	Jones, P. F.,	Pettigrew,	Thompson, R. L.,
Fenrich,	Kolankiewicz,	Price, R. A.,	Verona,
Good,	Loftus,	Reese,	Williams
Harney,	McNally,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 11, entitled:

An Act to amend subsection (a) of Section 9 of the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" authorizing investments in common stocks meeting certain qualifications and eliminating the requirement that stock must be listed on an exchange as to the stock of banks and insurance companies

On the question,

Will the House agree to the bill on third reading?

M. TOMPKINS. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend the seventh line of the title, by inserting after the word "fiduciaries," the following "by."

Amend Section 1, page 4, line 8, by striking out the words "a trust fund" and inserting in lieu thereof, the following "an estate."

Amend Section 1, page 4, line 13, by striking out the word "ten" and inserting in lieu thereof, the following "sixteen."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 21, as follows:

An Act to further amend the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by authorizing the classification of real estate into buildings on land and land exclusive of the buildings for city assessment and tax-levying purposes at separate and different rates

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 2504 of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" as last amended by the act approved the tenth day of April one thousand nine hundred forty-five (P. L. 167) is hereby further amended to read as follows

Section 2504 Assessment of Property Duties of Assessors The assessor shall make or cause to be made during the year one thousand nine hundred forty-five and every third year thereafter a full just equal and impartial assessment of all property taxable according to the laws of this Commonwealth for county purposes and all matters and things within the city subject by law to taxation for city purposes and a just and perfect list of all property exempt by law from taxation with a just valuation of the same But nothing hereinbefore contained shall be construed as making taxable for city purposes the classes of personal property which by law are made taxable exclusively for county purposes at the rate of four mills With his assessment he shall return such dimension description or quality of each lot or parcel of land as will be sufficient to identify the same together with the number and kind of improvements At the next triennial assessment following the effective date of this amending act the assessor shall if council by ordinance so directs classify all real estate in such city in such manner and upon such testimony as may be adduced before him so as to distinguish between the buildings on land and the land exclusive of the buildings and he shall certify to the council the aggregate valuations of all real estate subject to taxation for city purposes within each such classification In all cases he shall value or cause to be valued the property at the actual value thereof If arriving at such value the price for which any property would separately bona fide sell or the price at which any property may bona fide actually have been sold shall be considered but shall not be controlling Instead such selling price estimated or actual shall be subject to revision by increase or decrease to accomplish equalization with other similar property within the taxing district It shall be the further duty of the assessor to return annually a list of all the inhabitants over twenty-one years of age

Section 2 Section 2551 of said act as amended by the act approved the third day of July one thousand nine hundred forty-seven (P. L. 1233) is hereby further amended by adding at the end thereof a new paragraph to read as follows

Section 2551 Tax Levies

* * * * *

The council of any city may by ordinance in any year levy separate and different rates of taxation for city purposes on all real estate classified as land exclusive of the buildings thereon and on all real estate classified as buildings on land When real estate tax rates are so levied they shall be uniform as to all real estate within each such classification and such rates shall be determined by the requirements of the city budget as approved by council

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—184

Amarando,	Goodling,	Maxwell,	Rubin,
Andrews,	Graybill,	Mazza,	Sax,
Banker,	Greenwood,	McConnell,	Scanlon,
Barkdoll,	Geer,	McCullough,	Schmidt,
Baumunk,	Guarnieri,	McCormack,	Schuster,
Bear,	Gutendorf,	McDermitt,	Scott,
Beaver,	Guthrie,	McGee,	Seyler,
Beech,	Hagerty,	McInroy,	Shoemaker,
Berkstresser,	Hall,	McKinney,	Shotwell,
Blair,	Hamilton, R. K.,	McMillen,	Smith,
Bloom,	Hamilton, W. H.,	Meiz,	Snider,
Boles,	Haudenschild,	Mihm,	Sollenberger,
Bolton,	Headlee,	Mikula,	Spencer,
Bomberger,	Helm,	Miller, H. G.,	Stank,
Boorse,	Hewitt,	Miller, J. C.,	Stimmel,
Bower,	Hocker,	Mills,	Stoner,
Breisch,	Hunter,	Mintess,	Swartz,
Breth,	Jenkins,	Monroe,	Swope,
Brown,	Johnson,	Moore, C. E.,	Tahl,
Bucchin,	Jones, G. E.,	Moore, H. A.,	Taylor,
Byrne,	Jones, J. M.,	Moran,	Thompson, E. F.,
Cella,	Jones, T. H. W.,	Muldowney,	Toll,
Clapper,	Jump,	Munley,	Tompkins,
Clendenning,	Kamyk,	Murray,	Toomey,
Conway,	Keller,	Musto,	VanSant,
Costa,	Kent,	Najaka,	Varallo,
Coyle,	Kline,	Naugle,	Varnier,
Dalrymple,	Kohl,	Penglass,	Wachhaus,
Davis,	Kornick,	Peta,	Wargo,
Dennison,	Kratz,	Petrosky,	Waterhouse,
Dougherty,	Kubacki,	Pfaff,	Watkins,
Dowling,	Lafore,	Pichney,	Weidner,
Duffy,	Lederer,	Pitzer,	Welsh,
Dunn,	Lelsey,	Polaski,	Wescott,
Erb,	Leonard, L.,	Polen,	Westrick,
Ewing,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leven,	Readinger,	Wheeler,
Filip,	Light,	Reagan,	White,
Filo,	Limper,	Reidenbach,	Wilt,
Firmstone,	Lopresti,	Reilly, J. M.,	Wood,
Flack,	Lovett,	Rigby,	Yeakel,
Frost,	Lutty,	Riley, R. L.,	Yester,
Gaffney,	Lyons,	Robertson,	Young,
Greer,	Madden,	Rose,	Ziegler,
Gibson,	Madigan,	Rovansek,	Sorg,
Gleason,	Markley,	Royer,	

Speaker

NAYS—1

DuBois,

NOT VOTING—22

Cochran,	Hersch,	Needham,	Rosen,
Cooper,	Hoggard,	Olsen,	Sarraf,
Corr,	Jones, P. F.,	Pettigrew,	Thompson, R. L.,
Fenrich,	Kolankiewica,	Price, R. A.,	Verona,
Good,	Lottus,	Reese,	Williams,
Harney,	McNally,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection

Senate Bill No. 172, Printer's No. 452 was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 190, as follows:

An Act relating to the change of corporate names of churches or religious corporations as a result of the union merger or consolidation of the national or international church body of which such corporation is an affiliate subsidiary or component part providing for the filing of a certificate of change of name by such corporations with the Department of State and the recording thereof in the county of incorporation and the effect thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Notwithstanding the provisions of the Non-profit Corporation Law the Corporation Act of 1874 or of any other law general special or local any church or religious corporation which desires to change its corporate name because of or as a result of a union merger or consolidation of the national or international church body with which such church or religious corporation is an affiliate subsidiary or component part such corporation is hereby authorized to file a certificate of change of name with the Department of State which certificate shall set forth the name and registered office of the corporation and the name the corporation intends to assume under the provisions of this act If the Department of State finds that the proposed name is available for corporate use it shall register the name and shall issue to the corporation or its representative a certificate that the proposed change of name has been duly registered After registration of the certificate of change of name by the Department of State the corporation shall cause the same to be recorded in the office of the recorder of deeds of the county where it had been incorporated

Section 2 Upon registration of the certificate of change of name by the Department of State and the recording of such certificate as herein provided such church or religious corporation shall thereafter be known as and bear the name set forth in its certificate of change of name but such change of name shall not in any respect change the identity of or affect abate defeat alter or amend any of the powers rights privileges property duties liabilities or obligations of any such church or religious corporation all of which shall remain in full force and effect as though its name had not been so changed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—185

Amarando,	Goodling,	Maxwell,	Rubin,
Andrews,	Graybill,	Mazza,	Sax,
Banker,	Greenwood,	McConnell,	Scanlon,
Barkdoll,	Greer,	McCormack,	Schmidt,
Baumunk,	Guarnieri,	McCullough,	Schuster,
Bear,	Gutendorf,	McDermitt,	Scott,
Beaver,	Guthrie,	McGee,	Seyler,
Beech,	Hagerty,	McInroy,	Shoemaker,
Berkstresser,	Hall,	McKinney,	Shotwell,
Blair,	Hamilton, R. K.,	McMillen,	Smith,
Bloom,	Hamilton, W. H.,	Meiz,	Snider,
Boles,	Haudenschild,	Mihm,	Sollenberger,
Bolton,	Headlee,	Mikula,	Spencer,
Bomberger,	Helm,	Miller, H. G.,	Stank,
Boorse,	Hewitt,	Miller, J. C.,	Stimmel,
Bower,	Hocker,	Mills,	Stoner,
Breisch,	Hunter,	Mintess,	Swartz,
Breth,	Jenkins,	Monroe,	Swope,
Brown,	Johnson,	Moore, C. E.,	Tahl,
Bucchin,	Jones, G. E.,	Moore, H. A.,	Taylor,
Byrne,	Jones, J. M.,	Moran,	Thompson, E. F.,
Cella,	Jones, T. H. W.,	Muldowney,	Toll,
Clapper,	Jump,	Munley,	Tompkins,
Clendenning,	Kamyk,	Murray,	Toomey,

Conway,	Keller,	Musto,	VanSant,
Costa,	Kent,	Najaka,	Varallo,
Coyle,	Kline,	Naugle,	Varner,
Dalrymple,	Kohl,	Penglase,	Wachhaus,
Davis,	Kornick,	Peta,	Wargo,
Dennison,	Kratz,	Petrosky,	Waterhouse,
Dougherty,	Kubacki,	Pfaff,	Watkins,
Dowling,	Lafore,	Pichney,	Weidner,
DuBois,	Lederer,	Pitzer,	Welsh,
Duffy,	Lelsey,	Polaski,	Wescott,
Dunn,	Leonard, L.,	Polen,	Westrick,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	White,
Filip,	Limper,	Reidenbach,	Wilt,
Filo,	Lopresti,	Reilly, J. M.,	Wood,
Flack,	Lovett,	Rigby,	Yeakel,
Firmstone,	Lutty,	Riley, R. L.,	Yester,
Frost,	Lyons,	Robertson,	Yetzer,
Gaffney,	Madden,	Rose,	Young,
Geer,	Madigan,	Rovansek,	Ziegler,
Gibson,	Markley,	Royer,	Sorg,
Gleason,			Speaker

NAYS—0

NOT VOTING—22

Cochran,	Hersch,	Needham,	Rosen,
Cooper,	Hoggard,	Olsen,	Sarra,
Corr,	Jones, P. F.,	Pettigrew,	Thompson, R. L.,
Fenrich,	Kolankiewicz,	Price, R. A.,	Verona,
Good,	Loftus,	Reese,	Williams,
Harney,	McNally,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 194, as follows:

An Act to further amend clause (k) of subsection (a) of Section 722 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by including combinations of certain organizations within exemptions from fees

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (k) of subsection (a) of Section 722 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and

the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the tenth day of May one thousand nine hundred forty-nine (P. L. 1072) is hereby further amended to read as follows

Section 722 Exemptions from Fees

(a) No fee shall be charged for a certificate of title or registration of motor vehicles fire department equipment trailers and semi-trailers owned and used exclusively in the performance of the duties of

* * * * *

(k) duly chartered post [or] organization or combination of organizations of the American Legion Veterans of Foreign Wars American Veterans of World War II (AMVETS) the Marine Corps League Military Order of the Purple Heart Jewish War Veterans Catholic War Veterans Inc or United Spanish War Veterans of this Commonwealth or La Societe Des Forty Hommes et Eight Chevaux and organizations and units of the Pennsylvania National Guard

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—185

Amarando,	Goodling,	Maxwell,	Rubin,
Andrews,	Graybill,	Mazza,	Sax,
Banker,	Greenwood,	McConnell,	Scanlon,
Barkdoll,	Greer,	McCormack,	Schmidt,
Baumunk,	Guarnieri,	McCullough,	Schuster,
Bear,	Gutendorf,	McDermitt,	Scott,
Beaver,	Guthrie,	McGee,	Seyler,
Beech,	Hagerty,	McInroy,	Shoemaker,
Berkstresser,	Hall,	McKinney,	Shotwell,
Blair,	Hamilton, R. K.,	McMillen,	Smith,
Bloom,	Hamilton, W. H.,	Metz,	Snider,
Boles,	Haudenshield,	Mihm,	Sollenberger,
Bolton,	Headlee,	Mikula,	Spencer,
Bomberger,	Helm,	Miller, H. G.,	Stank,
Boorse,	Hewitt,	Miller, J. C.,	Stammel,
Bower,	Hocker,	Mills,	Swartz,
Breisch,	Hunter,	Mintess,	Swape,
Breth,	Jenkins,	Monroe,	Tahl,
Brown,	Johnson,	Moore, C. E.,	Taylor,
Bucchin,	Jones, G. E.,	Moore, H. A.,	Thompson, E. F.,
Byrne,	Jones, J. M.,	Moran,	Toll,
Cella,	Jones, T. H. W.,	Murdowney,	Tompkins,
Clapper,	Jump,	Munley,	Toomey,
Clendening,	Kamyk,	Murray,	VanSant,
Conway,	Keller,	Musto,	Varallo,
Costa,	Kent,	Najaka,	Varner,
Coyle,	Kline,	Naugle,	Wachhaus,
Dalrymple,	Kohl,	Penglase,	Wargo,
Davis,	Kornick,	Peta,	Waterhouse,
Dennison,	Kratz,	Petrosky,	Watkins,
Dougherty,	Kubacki,	Pfaff,	Weidner,
Dowling,	Lafore,	Pichney,	Welsh,
DuBois,	Lederer,	Pitzer,	Wescott,
Duffy,	Lelsey,	Polaski,	Westrick,
Dunn,	Leonard, L.,	Polen,	Whalley,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Wheeler,
Ewing,	Leven,	Readinger,	

Ferster,	Light,	Reagan,	White,
Filip,	Limper,	Reidenbach,	Wilt,
Filo,	Lopresti,	Reilly, J. M.,	Wood,
Flack,	Lovett,	Rigby,	Yeakel,
Firmstone,	Lutty,	Riley, R. L.,	Yester,
Frost,	Lyons,	Robertson,	Yetzer,
Gaffney,	Madden,	Rose,	Young,
Geer,	Madigan,	Rovansek,	Ziegler,
Gibson,	Markley,	Royer,	Sorg,
Glason,			Speaker

NAYS—0

NOT VOTING—22

Cochran,	Hersch,	Needham,	Rosen,
Cooper,	Hoggard,	Olsen,	Sarra,
Corr,	Jones, P. F.,	Pettigrew,	Thompson, R. L.,
Fenrich,	Kolankiewicz,	Price, R. A.,	Verona,
Good,	Loftus,	Reese,	Williams,
Harney,	McNally,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection

Senate Bill No. 211, Printer's No. 246
was passed over at the request of the Speaker.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 236, entitled:

An Act to further amend subsection (a) of Section 722 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by including Philippine Pacific War Veterans Navy Club of the United States and the United States Army Ambulance Corps among the organizations exempt from payment of registration fees of vehicles used by such organizations.

On the question,

Will the House agree to the bill on third reading?

Mr. DENNISON. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows

Amend Sec. 1 (Sec. 722), page 5, line 2, by inserting after the word "Corps" the following: "Disabled American Veterans."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

BILLS PASSED OVER

There being no objection

Senate Bill No. 303, Printer's No. 144

Senate Bill No. 379, Printer's No. 448 and

Senate Bill No. 456, Printer's No. 173

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 496, entitled:

An Act authorizing the Department of Highways to erect and construct a bridge on Race Street between Sixth and Broad Avenues over certain railroad tracks in the City of Altoona empowering the Public Utility Commission to fix and determine the proportionate shares of the cost and maintenance thereof including compensation for damages to adjacent land owners and making an appropriation.

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. ZIEGLER. Mr. Speaker, I move that this bill be placed on the third reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 525, as follows:

An Act to further amend Section 2 of the act approved the twenty-fifth day of June one thousand eight hundred ninety-five (P. L. 275) entitled "An act dividing the cities of this State into three classes with respect to their population and designating the mode of ascertaining and changing the classification thereof in accordance therewith" by providing for the regression in classification of cities upon their decrease in population The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 2 of the act approved the twenty-fifth day of June one thousand eight hundred ninety-five (P. L. 275) entitled "An act dividing the cities of this State into three classes with respect to their population and redesigning the mode of ascertaining and changing the classification thereof in accordance therewith" as amended by the act approved the ninth day of March one thousand nine hundred twenty-seven (P. L. 18) is hereby further amended to read as follows

Section 2 The classification of said cities respectively to determine whether they shall advance in classification shall be ascertained and fixed by reference to their population according to the last preceding United States census and whenever it shall appear by any such census that any city of the second second A or third class has attained a population entitling it to an advance in classification as herein prescribed it shall be the duty of the Governor under the great seal of this Commonwealth to certify the

fact accordingly which certificate shall be entered at large upon the minutes of the councils of such city and recorded in the office for recording the deeds of the proper county

The classification of said cities respectively to determine whether they shall regress in classification shall be ascertained and fixed by reference to the last two preceding United States decennial censuses and whenever it shall appear by both of such censuses that any city of the first second or second A class has decreased in population below the minimum population figures prescribed for its current classification it shall be the duty of the Governor under the great seal of the Commonwealth to certify the fact accordingly which certificate shall be entered at large upon the minutes of the councils of such city and recorded in the office for recording the deeds of the proper county

It is the intent of the preceding paragraph that the classification of any city of the first second and second class A shall not be changed because its population was below the minimum figure for its class at the time of one United States decennial census because it is recognized that a change in the form of a municipal government is attended by certain expense and hardship and such change should not be occasioned by a temporary fluctuation in population but rather only after it is demonstrated by two censuses that the population of a city has remained below the minimum figure of its class for at least a decade

At the municipal election occurring not less than one month after the date of such certificate the proper officers shall be elected to which the said city will become entitled under the change in classification and upon the first Monday of April next ensuing the terms of all officers of said city then in office whose offices are superseded by reason thereof shall cease and determine and the city government shall be duly organized and shall thereafter be controlled and regulated by the laws of this Commonwealth applicable to the same under the classification hereby fixed and appointed

Until otherwise provided by law cities of the second class A shall continue to be governed and shall have all the powers privileges and prerogatives now provided by the laws of the Commonwealth relating to cities of the second class

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—185

Amarando,	Goodling,	Maxwell,	Rubin,
Andrews,	Graybill,	Mazza,	Sax,
Banker,	Greenwood,	McConnell,	Scanlon,
Barkdoll,	Greer,	McCormack,	Schmidt,
Baumunk,	Guarnieri,	McCullough,	Schuster,
Bear,	Guertorf,	McDermitt,	Scott,
Beaver,	Guthrie,	McGee,	Seyler,
Beech,	Hagerty,	McInroy,	Shoemaker,
Berkstresser,	Hall,	McKinney,	Shotwell,
Bialr,	Hamilton, R. K.,	McMillen,	Smith,
Bloom,	Hamilton, W. H.,	Metz,	Snider,
Boles,	Haudenschild,	Mihm,	Sollenberger,
Bolton,	Headlee,	Mikula,	Spencer,
Bomberger,	Helm,	Miller, H. G.,	Stank,
Boorse,	Hewitt,	Miller, J. C.,	Stimmel,
Bower,	Hocker,	Mills,	Stoner,
Brelsich,	Hunter,	Mintess,	Swartz,
Breth,	Jenkins,	Monroe,	Swope,
Brown,	Johnson,	Moore, C. E.,	Tahl,
Bucchin,	Jones, G. E.,	Moore, H. A.,	Taylor,
Byrne,	Jones, J. M.,	Moran,	Thompson, E. F.,
Cella,	Jones, T. H. W.,	Muldowney,	Toll,
Clapper,	Jump,	Munley,	Tompkins,
Clendening,	Kamyk,	Murray,	Toomey,
Conway,	Keller,	Musto,	VanSant,
Costa,	Kent,	Najaka,	Varallo,
Coyle,	Kline,	Naugle,	Varner,

Dalrymple,	Kohl,	Penglase,	Wachhaus,
Davis,	Kornick,	Peta,	Wargo,
Dennison,	Kratz,	Petrosky,	Waterhouse,
Dougherty,	Kubacki,	Pfaff,	Watkins,
Dowling,	Lafore,	Pichney,	Weidner,
DuBois,	Lederer,	Pitzer,	Welsh,
Duffy,	Leisey,	Polaski,	Wescott,
Dunn,	Leonard, L.,	Polen,	Westrick,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	White,
Filip,	Limper,	Reidenbach,	Wilt,
Filo,	Lopresti,	Reilly, J. M.,	Wood,
Firmstone,	Lovett,	Rigby,	Yeakel,
Flack,	Lutty,	Riley, R. L.,	Yetzer,
Frost,	Lyons,	Robertson,	Yester,
Gaffney,	Madden,	Rose,	Young,
Geer,	Madigan,	Rovansek,	Ziegler,
Gibson,	Markley,	Royer,	Sorg,
Gleason,			Speaker

NAYS—0

NOT VOTING—22

Cochran,	Hersch,	Needham,	Rosen,
Cooper,	Hoggard,	Olsen,	Sarrat,
Corr,	Jones, P. F.,	Pettigrew,	Thompson, R. L.,
Fenrich,	Kolankiewicz,	Price, R. A.,	Verona,
Good,	Loftus,	Reese,	Williams,
Harney,	McNally,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Order, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 591, as follows:

An Act to amend subsection (e) of Section 2 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 626) entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class creating and prescribing the powers and duties of a Board of Property Assessment Appeals and Review imposing duties on certain county and city officers abolishing the board for the assessment and revision of taxes in such counties and prescribing penalties" by permitting members and employees of the board to hold other offices or positions or engage in certain businesses

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (e) of Section 2 of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 626) entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class creating and prescribing the powers and duties of a Board of Property Assessment Appeals and Review imposing duties on certain county and city officers abolishing the board for the assessment and revision of taxes in such counties and prescribing penalties" is hereby amended to read as follows

Section 2
* * * * *

(e) All of the members of the board as well as all persons employed by them under the provisions of this act shall devote their entire time to the duties of their office or employment and shall not hold any other remuneration office or position nor be engaged in any other business outside of his position as a member or employee of the board shall devote sufficient time to the duties of their office to fully discharge such duties but may hold other office or employment or may engage in any business outside of their position as members or employees of the board except that no member or employee of the board shall engage in the real estate or insurance business or hold an office or position of employment in any such business

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—185

Amarando,	Goodling,	Maxwell,	Rubin,
Andrews,	Graybill,	Mazza,	Sax,
Banker,	Greenwood,	McConnell,	Scanlon,
Barkdoll,	Greer,	McCormack,	Schmidt,
Baumunk,	Guarnieri,	McCullough,	Schuster,
Bear,	Gutendorf,	McDermitt,	Scott,
Beaver,	Guthrie,	McGee,	Seyler,
Beech,	Hagerty,	McInroy,	Shoemaker,
Berkstresser,	Hall,	McKinney,	Shotwell,
Blair,	Hamilton, R. E.,	McMillen,	Smith,
Bloom,	Hamilton, W. H.,	Metz,	Snider,
Boles,	Haudenahfield,	Mihm,	Sollenberger,
Bolton,	Headlee,	Mikula,	Spencer,
Bomberger,	Helm,	Miller, H. G.,	Stank,
Boorse,	Hewitt,	Miller, J. C.,	Stimmel,
Bower,	Hocker,	Mills,	Stoner,
Breisch,	Hunter,	Mintess,	Swartz,
Breth,	Jenkins,	Monroe,	Swope,
Brown,	Johnson,	Moore, C. E.,	Tahl,
Bucchin,	Jones, G. E.,	Moore, H. A.,	Taylor,
Byrne,	Jones, J. M.,	Moran,	Thompson, E. F.,
Cella,	Jones, T. H. W.,	Muldowney,	Toll,
Clapper,	Jump,	Munley,	Tompkins,
Clendenning,	Kamyk,	Murray,	Toomey,
Conway,	Keller,	Musto,	VanSant,
Costa,	Kent,	Najaka,	Varallo,
Coyle,	Kline,	Naugle,	Varner,
Dairymple,	Kohl,	Penglase,	Wachhaus,
Davis,	Kornick,	Peta,	Wargo,
Dennison,	Krats,	Petrosky,	Waterhouse,
Dougherty,	Kubacki,	Pfaff,	Watkins,
Dowling,	Kubacki,	Pichney,	Weldner,
DuBols,	Lederser,	Pitzer,	Welsh,
Duffy,	Lelsey,	Polaski,	Wescott,
Dunn,	Leonard, L.,	Polen,	Westrick,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leven,	Readinger,	Wheeler,
Forster,	Light,	Reagan,	White,
Filip,	Limper,	Reidenbach,	Wilt,
Filo,	Lopresti,	Reilly, J. M.,	Wood,
Firmstone,	Lovett,	Rigby,	Yeakel,
Flack,	Lutty,	Riley, R. L.,	Yester,
Frost,	Lyons,	Robertson,	Yetzer,
Gaffney,	Madden,	Rose,	Young,
Geer,	Madigan,	Rovansek,	Ziegler,
Gibson,	Markley,	Royer,	Sorg,
Gleason,			Speaker

NAYS—0

NOT VOTING—22

Cochran,	Hersch,	Needham,	Rosen,
Cooper,	Hoggard,	Olsen,	Sarra,
Corr,	Jones, P. F.,	Pettigrew,	Thompson, R. L.,
Fenrich,	Kolankiewicz,	Price, R. A.,	Verona,
Good,	Loftus,	Reese,	Williams,
Harney,	McNally,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Order, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 604, as follows:

An Act authorizing the conversion into mutual life insurance companies of certain fraternal beneficial societies orders or associations or certain fraternal benefit societies incorporated under the laws of this Com-

monwealth outlining the procedure and defining the rights of dissenting certificate holders

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Any fraternal beneficial society order or association or any fraternal benefit society incorporated under any law of this Commonwealth which has outstanding death benefit certificates or certificates of life insurance in an amount of more than one million dollars (\$1,000,000) issued to not less than four hundred (400) members which has a surplus of more than two hundred thousand dollars (\$200,000) which is now subject to supervision by the Insurance Department and which does not operate an orphanage sanatorium hospital home for the aged or similar institution may convert itself into a mutual life insurance company in the following manner and subject to the following provisions

(a) The board of directors of any such beneficial society order or association or any such fraternal benefit society shall adopt a resolution expressing an intention to convert the society order or association into a mutual life insurance company under this act

(b) A copy of such resolution shall be sent by mail to every member of the society order or association together with a form on which such member may express his dissent from the conversion and a notice that unless the dissent of the member is received at the home office of the society order or association within thirty (30) days from the date of the notice the member's assent will be presumed Such notice and form shall be mailed in an envelope bearing the return address of the society order or association and a direction that it be returned to the society order or association if undelivered to the addressee within ten (10) days of the date of mailing Undelivered notices shall be counted as dissents

(c) Unless a majority of the members dissent within the thirty-day period the society order or association (hereinafter called the applicant) may file with the Insurance Commissioner articles of agreement for incorporation as a mutual life insurance company which shall meet the requirements for the incorporation of mutual life insurance companies incorporated under the act of May 17 1921 (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" except that the death benefit certificates or certificates of life insurance in force and the surplus shall be in lieu of the applications for insurance and the guarantee fund required in the case of incorporations under that act

(d) The articles of agreement shall be signed by the officers and a majority of the directors of the applicant

(e) The Insurance Commissioner shall examine the articles of agreement as in other cases shall satisfy himself after examination that the applicant is financially qualified to be a mutual life insurance company and when so satisfied shall approve the same shall certify in duplicate that all the requirements of this act have been complied with shall submit the articles of agreement to the Attorney General for examination who if he finds the same to be in accordance with the provisions of this act and not inconsistent with the Constitution of this Commonwealth or of the United States shall certify the same in duplicate to the Governor with his approval endorsed thereon Thereupon the Governor shall in case he approves the same endorse his approval thereon in duplicate and cause letters patent to issue erecting the subscribers and their associates into a body corporate under the name designated in the articles of agreement

(f) Upon the issuance of the letters patent by the Governor the applicant shall turn over to the new mutual life insurance company all of its assets subject to the payment

of all of its liabilities including pro rata refunds of contributions or dues on any certificates which it no longer has the right to issue and it shall advertise once a week for four (4) weeks in a newspaper of general circulation in any county in this Commonwealth in which it maintained an office and in the state capitol of any other state in which it was authorized to do business the fact of the conversion together with the statement that any dissenting certificate holder who desires to cancel his certificate may do so by delivering it on or before a specified date (which shall not be later than six months after the date of the letters patent) to the new mutual life insurance company and receive the pro rata unearned dues or contributions for such certificate and if the certificate has a non-forfeiture value such value

(g) The new mutual life insurance company shall satisfy the Insurance Commissioner after an examination that it has paid all amounts due to any dissenting certificate holders and all liabilities on certificates which it is required to cancel and upon being so satisfied the Insurance Commissioner shall certify that fact to the Secretary of the Commonwealth who shall issue a certificate of dissolution of the former fraternal beneficial society order or association or fraternal benefit society whereupon the former fraternal beneficial society order or association or fraternal society shall cease to exist

Section 2 Mutual life insurance companies formed under this act shall have and may exercise all the rights and privileges and shall be subject to all the requirements of mutual life insurance companies formed under the act of May 17 1921 (P. L. 682) aforesaid but shall exercise no rights or privileges which other mutual life insurance companies may not exercise

Section 3 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—185

Amarando,	Goodling,	Maxwell,	Rubin,
Andrews,	Graybill,	Mazza,	Sax,
Banker,	Greenwood,	McConnell,	Scanlon,
Barkdoll,	Greer,	McCormack,	Schmidt,
Baumunk,	Guarnieri,	McCullough,	Schuster,
Bear,	Gutendorf,	McDermitt,	Scott,
Beaver,	Guthrie,	McGee,	Seyler,
Beech,	Hagerty,	McInroy,	Shoemaker,
Berkstresser,	Hall,	McKinney,	Shotwell,
Blair,	Hamilton, R. K.,	McMillen,	Smith,
Bloom,	Hamilton, W. H.,	Metz,	Snider,
Boles,	Haudenschild,	Mihm,	Sollenberger,
Bolton,	Headlee,	Mikula,	Spencer,
Bomberger,	Helm,	Miller, H. G.,	Stank,
Boorse,	Hewitt,	Miller, J. C.,	Stimmel,
Bower,	Hocker,	Mills,	Stoner,
Breisch,	Hunter,	Mintess,	Swartz,
Breth,	Johnson,	Monroe,	Swope,
Brown,	Jenkins,	Moore, C. E.,	Tahl,
Bucchin,	Jones, G. E.,	Moore, H. A.,	Taylor,
Byrne,	Jones, J. M.,	Moran,	Thompson, E. F.,
Cella,	Jones, T. H. W.,	Muldowney,	Toll,
Clapper,	Jump,	Munley,	Tompkins,
Clendening,	Kamyk,	Murray,	Toomey,
Conway,	Keller,	Musto,	VanSant,
Costa,	Kent,	Najaka,	Varallo,
Coyle,	Kline,	Naugle,	Varner,
Dalrymple,	Kohl,	Penglase,	Wachhaus,
Davis,	Kornick,	Peta,	Wargo,
Dennison,	Kratz,	Petrosky,	Waterhouse,
Dougherty,	Kubacki,	Pfaff,	Watkins,
Dowling,	Lafore,	Pichney,	Weldner,
DuBols,	Lederer,	Pitzer,	Weish,
Duffy,	Leisey,	Polaski,	Wescott,
Dunn,	Leonard, L.,	Polen,	Westrick,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leven,	Readinger,	Wheeler,

Ferster,
Fillp,
Fillo,
Firmstone,
Flack,
Frost,
Gaffney,
Geer,
Gibson,
Gleason,

Light,
Limper,
Lopresti,
Lovett,
Lutty,
Lyons,
Madden,
Madigan,
Markley,

Reagan,
Reidenbach,
Reilly, J. M.,
Rigby,
Riley, R. L.,
Robertson,
Rose,
Rovanssek,
Royer,

White,
Wilt,
Wood,
Yeakel,
Yester,
Yetzer,
Young,
Ziegler,
Sorg,

Speaker

NAYS—0

NOT VOTING—22

Cochran,
Cooper,
Corr,
Fenrich,
Good,
Harney,

Hersch,
Hoggard,
Jones, P. F.,
Kolankiewicz,
Loftus,
McNally,

Needham,
Olsen,
Pettigrew,
Price, R. A.,
Reese,

Rosen,
Sarraf,
Thompson, R. L.,
Verona,
Williams,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Order, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 618, as follows:

An Act to amend Sections 515 and 525 of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1242) entitled "An act relating to roads streets highways and bridges amending revising consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto" by changing the provisions governing openings in the surface of highways in boroughs incorporated towns and cities

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 515 of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1242) entitled "An act relating to roads streets highways and bridges amending revising consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto" is hereby amended to read as follows

Section 515 Openings in Surface of Highways Maintained by State in Boroughs and Towns Penalty No opening shall be made in the surface of any improved highway which is maintained by the department under the authority of this act within the limits of any borough or incorporated town until and unless a permit has been obtained for such opening [either from the municipal authorities or] from the department [pursuant to an ordinance authorizing the department to act for the municipality] or from the municipal authorities when they are authorized in writing by the Secretary to act for the department Where a permit is not obtained from the department as above provided the borough or incorporated town shall require a cash deposit or bond conditioned upon the proper restoration of the surface and shall be responsible to the department for the cost of the restoration of such surface in accordance with the adopted standards of the department for the particular type of construction Any person opening the improved surface of any street or highway without having first obtained a permit as hereinbefore provided shall upon summary conviction be sentenced to pay a fine of not more than twenty-five dollars (\$25.00) and in addition thereto the cost of prosecution and surface restoration costs and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 2 Section 525 of said act is hereby amended to read as follows

Section 525 Permits for Opening Surface Penalty No

opening shall be made in the surface of any improved street which is maintained by the department as a State highway until and unless a permit has been obtained for such opening [either from the city authorities or] from the department [pursuant to an ordinance authorizing the department to act for the city] or from the city authorities when authorized in writing by the Secretary to act for the department Where a permit is not obtained from the department as above provided the city shall require a cash deposit or bond conditioned upon the proper restoration of the surface and shall be responsible to the department for the cost of the restoration of such surface in accordance with the adopted standards of the department for the particular type of construction Any person firm or corporation opening the improved surface of any street or highway without having first obtained a permit as hereinbefore provided shall upon summary conviction be sentenced to pay a fine of not more than twenty-five dollars (\$25.00) and in addition thereto the costs of prosecution and surface restoration charges and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—185

Amarando,	Goodling,	Maxwell,	Rubin,
Andrews,	Graybill,	Mazza,	Sax,
Banker,	Greenwood,	McConnell,	Scanlon,
Barkdoll,	Greer,	McCormack,	Schmidt,
Baumunk,	Guarnieri,	McCullough,	Schuster,
Bear,	Gutendorf,	McDermitt,	Scott,
Beaver,	Guthrie,	McGee,	Seyler,
Beech,	Hagerty,	McInroy,	Shoemaker,
Berkstresser,	Hall,	McKinney,	Shotwell,
Blair,	Hamilton, B. K.,	McMillen,	Smith,
Bloom,	Hamilton, W. H.,	Metz,	Snider,
Boies,	Haudenshield,	Mihm,	Sollenberger,
Bolton,	Headles,	Mikula,	Spencer,
Bomberger,	Helm,	Miller, H. G.,	Stimmel,
Boorse,	Hewitt,	Miller, J. C.,	Stank,
Bower,	Hocker,	Mills,	Stoner,
Brelsch,	Hunter,	Mintons,	Swartz,
Breth,	Jenkins,	Monroe,	Swope,
Brown,	Johnson,	Moore, C. E.,	Tahl,
Buechia,	Jones, G. E.,	Moore, H. A.,	Taylor,
Byrne,	Jones, J. M.,	Moran,	Thompson, E. F.,
Cella,	Jones, T. H. W.,	Muldowney,	Toll,
Clapper,	Jump,	Munley,	Tompkins,
Clendening,	Kamyk,	Murray,	Toomey,
Conway,	Keller,	Musto,	VanSant,
Costa,	Kent,	Najaka,	Varallo,
Coyle,	Kilne,	Naugle,	Varner,
Dalrymple,	Kohl,	Penglase,	Wachhaus,
Davis,	Kornick,	Peta,	Wargo,
Dennison,	Kratz,	Petrosky,	Waterhouse,
Dougherty,	Kubacki,	Pfaff,	Watkins,
Dowling,	Lafore,	Pichney,	Weidner,
DuBois,	Lederer,	Pitzer,	Welsh,
Duffy,	Leisey,	Polaski,	Wescott,
Dunn,	Leonard, L.,	Polen,	Westrick,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leven,	Readinger,	Wheeler,
Farster,	Light,	Reagan,	White,
Fillip,	Limper,	Reidenbach,	Wilt,
Filo,	Lopresti,	Reilly, J. M.,	Wood,
Firmstone,	Lovett,	Rigley,	Yeakel,
Flack,	Lutty,	Riley, R. L.,	Yester,
Frost,	Lyons,	Robertson,	Yetzer,
Gaffney,	Madden,	Rose,	Young,
Geer,	Madigan,	Rovansek,	Ziegler,
Gibson,	Markley,	Royer,	Sorg,
Gleason,			Speaker

NAYS—0

Ochran,	Hersch,	Needham,	Rosen,
Cooper,	Hoggard,	Olsen,	Sarra,
Corr,	Jones, F. F.,	Pettigrew,	Thompson, R. L.,

Fenrich,
Good,
Harney,

Kolankiewicz,
Loftus,
McNally,

Price, R. A.,
Reese,

Verona,
Williams,

NOT VOTING—22

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Order, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 636, entitled:

An Act to amend subsection (a) of Section 9 of the act, approved the twenty-sixth day of May, one thousand nine hundred forty-nine (P. L. 1828), entitled "An act concerning the investment powers and duties of guardians, committees, trustees, and other fiduciaries, except personal representatives, and prescribing the nature and kind of investments which may be made and retained by such fiduciaries," authorizing investments in common stocks and similar securities of unincorporated associations meeting certain qualifications; and eliminating the requirement that stock and similar securities must be listed on an exchange as to the stock and securities of banks and insurance and investment companies.

On the question,

Will the House agree to the bill on third reading?

Mr. TOMPKINS. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Section 1, page 4, line 13, by striking out the words "a trust fund" and inserting in lieu thereof: "an estate."

Amend Section 1, page 4, line 18, by striking out the word "ten" and inserting in lieu thereof: "sixteen."

Amend bill, page 5, by inserting after line 18, the following section:

Section 2 The provisions of this act shall become effective immediately upon final enactment.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. JOHNSON. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Sec. 1 (Sec. 9), page 5, lines 7, 8 and 9, by striking out "an investment company regis-" in line 7, all of line 8 and the words "nine hundred forty as from time to time amended" in line 9

Amend Sec. 1 (Sec. 9), page 5, by inserting between lines 14 and 15 the following:

"Investment Company" as used in this section shall mean a corporation which is registered as an investment company under the Federal Investment Company Act of 1940, as from time to time amended, and which has no preferred stock, bonds, loans or any other outstanding

securities having preference or priority as to assets or earnings over its common stock.

The SPEAKER. Will the House agree unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 638, as follows:

An Act to amend the title and the act approved the third day of May one thousand nine hundred and nine (P. L. 408) entitled "An act authorizing the merger and consolidation of certain corporations" by permitting the merger or consolidation of certain domestic corporations or the merger or consolidation of certain foreign and domestic corporations prescribing the procedure for and the effect of a merger or consolidation providing for payment of certain fees taxes and bonus and defining the rights powers and privileges of dissenting stockholders and of the surviving corporation in the case of a merger and of the new corporation in the case of a consolidation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title and sections one and two of the act approved the third day of May one thousand nine hundred and nine (P. L. 408) entitled "An act authorizing the merger and consolidation of certain corporations" are hereby amended to read as follows

An Act

Authorizing the merger [and] or consolidation of certain corporations

Section 1 Be it enacted &c That it shall be lawful for any [corporation] two or more corporations now or hereafter organized under the provisions of any general or special act of Assembly [authorizing the formation of any corporation or corporations] of this Commonwealth (hereinafter referred to as domestic corporations) or any one or more domestic corporations and any one or more corporation organized under or by virtue of any laws other than those of this Commonwealth (hereinafter referred to as foreign corporations) to merge [its corporate rights franchises powers and privileges with and into those of any other corporation or corporations transacting the same or a similar line of business so that by virtue of this act such corporations may consolidate and so that all the property rights franchises and privileges then by law vested in either of such corporations so merged shall be transferred to and vested in the corporation into which such merger shall be made] into one of such domestic corporations (hereinafter designated as the surviving corporation) or to be consolidated into a new corporation to be formed under this act Provided that corporations may not be merged or consolidated under the provisions of this act unless by virtue of their respective charters they may transact the same or a similar line of business (irrespective of whether one or more of such corporations is actually transacting such business or is authorized under its charter to engage also in other lines of business) except that any corporation which is a holding company as herein defined with respect to any subsidiary corporation may be a party to a merger or a consolidation to which such subsidiary corporation is a party whether or not such subsidiary is the only other party and whether or not such holding company is authorized by its charter to

transact the same or a similar line of business as such subsidiary corporation or any other corporation that may be a party to such merger or consolidation Provided further That any such charter authorization to transact a dissimilar line of business shall not survive such merger or consolidation but shall be deemed to have been surrendered upon consummation of such merger or consolidation Provided further That a foreign corporation may not participate in a merger or consolidation under this act unless such corporation is authorized by the law or laws of the jurisdiction under which it was formed to effect such merger or consolidation Provided further That nothing in this act shall be construed so as to permit railroad canal or telegraph companies which own operate or in any way control parallel or competing roads canals or lines to merge or [combine] consolidate Provided further That nothing in this act contained shall extend or enlarge beyond its former territorial limits the exclusive franchise of any gas or water company and that the merger or consolidation of water companies shall be subject to the provisions of the act entitled "An act to require all water and waterpower companies hereafter incorporated or hereafter formed by merger and consolidation or hereafter purchasing property and franchises of any other such company to designate the exact source of their supply of water or water-power and to require all existing water and water-power companies merging and consolidating or purchasing the property and franchises of any other such company to accept the provisions of this act and of the act approved April thirteenth one thousand nine hundred and five entitled 'An act providing that the right of eminent domain as represents the appropriation of streams rivers or waters or the land covered thereby shall not be exercised by water companies incorporated under law' and providing the manner in which water and water-power companies subject to the provisions of this act may secure a new or additional source of supply for their water or water-power" approved the seventh day of June Anno Domini one thousand nine hundred and seven A "holding company" for the purposes of this act means any domestic or foreign corporation which directly or indirectly owns controls or holds with power to vote at least fifty per centum of the outstanding voting stock of any corporation including a corporation which is a holding company by virtue of this definition

Section 2 [Said merger or consolidation shall be made under the conditions provisions and restrictions and with the powers herein set forth to wit]

[First] A The directors of each corporation shall enter into a joint agreement under the corporate seal of each corporation for the merger [and] or consolidation of said corporations prescribing the terms and conditions thereof the mode of carrying the same into effect the name of the surviving or new corporation the number [and] names and addresses of the first directors and other officers [thereof] of the surviving or new corporation [and who shall be the first directors and officers and their places of residence] the number and classes of shares of the capital stock the amount or par value of each share and the manner and basis of converting the capital stock of each of said corporations into the stock or other securities or obligations of the surviving or new corporation and how and when directors and officers shall be chosen with such other details as they shall deem necessary to perfect the said [consideration and] merger or consolidation [but said agreement shall not be effective unless the same shall be approved by the stockholders of said corporations in the manner hereinafter provided] The agreement of merger or consolidation may provide that all the rights privileges and franchises of the constituent corporations shall vest in the surviving or new corporation as the case may be or may provide that the rights privileges and franchises of only one or more of the constituent corporations shall vest in the surviving or new corporation or may provide that only the rights privileges and franchises of one of the constituent corporations shall vest in and shall constitute the rights privileges and franchises of the surviving or new corporation Provided however That in the case

of any merger or consolidation involving constituent corporations which are authorized to transact dissimilar lines of business the agreement of merger or consolidation shall expressly provide which of said dissimilar charter powers and all rights privileges and franchises pertaining thereto are to be surrendered upon consummation of such merger or consolidation in order that the surviving or new corporation shall not be authorized to transact dissimilar lines of business

[Second] B Said agreement shall be submitted to the stockholders of each of said domestic corporations at separate special meetings or at any annual meetings of the time place and object of which respective meetings [due notice shall be given by publication once a week for two consecutive weeks before said respective meetings in at least one newspaper in the county or in each of the counties in which the principal office of said respective corporations shall be situate excepting in the case of the merger or consolidation of corporations which upon their original incorporation are required by the Constitution to publish notice of intention to incorporate for a longer period than two weeks in which case notice of publication shall be as required by the Constitution] written notice shall not less than ten days before any such annual or special meeting be given to each stockholder of record of each corporation whether or not entitled to vote on such agreement unless the agreement of merger or consolidation contemplates an increase in the aggregate amount of the capital stock of the constituent corporations in which event sixty days notice of such meeting shall be given to each stockholder and at said meetings the said agreement of the directors shall be considered and a vote of the stockholders in person or by proxy shall be taken by ballot for the adoption or rejection of the same each share of stock entitling the holder thereof to one vote and if a majority in amount of the entire capital stock of each of said corporations shall vote in favor of said agreement merger [and] or consolidation then that fact shall be certified by the secretary of each corporation under the corporate seal thereof [and said certificates together with the said agreement or a copy thereof shall be filed in the office of the Secretary of the Commonwealth who shall forthwith present the same to the Governor for his approval and when approved by the Governor the said agreement shall be deemed and taken to be the act of consolidation of said corporation] In the case of any foreign corporation which is a party to a merger or consolidation under this act the agreement of merger or consolidation shall be authorized adopted and approved by such foreign corporation in accordance with the laws of the jurisdiction in which it was formed The secretary of such foreign corporation shall certify under the corporate seal thereof the fact of such requisite approval

C The agreement of merger or consolidation as the case may be or a copy thereof together with the aforesaid certificates evidencing the approval thereof by the stockholders of the constituent corporations and a certificate or certificates from the proper department or departments evidencing payment by each constituent corporation of all bonus taxes and other charges as required by law shall be delivered to the Department of State except that no such certificates pertaining to bonus taxes and other charges shall be required of the surviving corporation in cases of merger If the Department of State finds that such agreement of merger or consolidation as the case may be and the required certificates are in proper form it shall upon payment of the requisite filing fee forthwith endorse its approval on such agreement and issue to the surviving or new corporation or its representative a certificate of merger or a certificate of consolidation as the case may be to which shall be attached a copy of the approved agreement of merger or consolidation and the aforesaid certificates evidencing the approval of the stockholders Provided however That in the case of any merger or consolidation of any corporations under this act which by virtue of any other act requires the prior approval of the Pennsylvania Public Utility Commission or the Water and Power Resources Board of this Commonwealth the

Department of State shall not endorse its approval on any such agreement or issue any certificate of merger or certificate of consolidation unless and until the approval of such commission or board is first obtained in the manner required by law

Section 2 Section three of said act as amended by the act approved the twenty-ninth day of April one thousand nine hundred fifteen (P. L. 205)) is hereby further amended to read as follows

Section 3 Upon the [filing of said certificates and agreement or copy of the agreement in the office of the Secretary of the Commonwealth and upon the issuing of new letters patent thereon by the Governor] approval of the agreement of merger or consolidation by the Department of State the said merger or consolidation shall be deemed to have taken place and the said constituent corporations to be one corporation [under] which in the case of a merger shall be that corporation designated in the agreement of merger as the surviving corporation and in the case of a consolidation shall be the new corporation provided for in the agreement of consolidation Such surviving or new corporation shall have the name adopted in and by said agreement [possessing] shall possess all the rights privileges and franchises theretofore vested in each of [them] the constituent corporations unless the agreement of merger or consolidation provides otherwise in which event the surviving or new corporation shall possess only such rights privileges and franchises of the constituent corporations as the agreement shall provide except that any powers rights privileges and franchises pertaining to a dissimilar business authorized by the charter of any constituent corporation shall not vest in the surviving or new corporation but shall cease to exist and all the estate and property real and personal and rights of action of each of said corporations shall be deemed and taken to be transferred to and vested in the said surviving or new corporation without any further act or deed Provided That all rights of creditors and all liens upon the property of each of said corporations shall continue unimpaired limited in lien to the property affected by such liens at the time of the creation of the same and the respective constituent corporations may be deemed to be in existence to preserve the same and all debts not of record duties and liabilities of each of said constituent corporations shall thenceforth attach to the said surviving or new corporation and may be enforced against it to the same extent and by the same process as if said debts duties and liabilities had been contracted by it [But such merger and consolidation shall not be complete and no such consolidated corporation shall do any business of any kind until it shall have first obtained from the Governor of the Commonwealth new letters patent and shall have paid to the State Treasurer a bonus as prescribed by law upon all its capital stock in excess of the amount of capital stock of the several corporations so consolidating upon which the bonus required by law has been theretofore paid And provided further That new letters patent of such consolidated corporation shall not be issued by the Governor of the Commonwealth until each corporation entering into and forming the consolidated corporation shall have filed with the Secretary of the Commonwealth a certificate from the Auditor General of the Commonwealth setting forth that all reports required by the Auditor General of the Commonwealth have been duly filed to the date of the proposed merger and that all taxes due the Commonwealth of Pennsylvania have been paid up to and including said date] The aggregate amount of the net assets of the merging or consolidating corporations which was available for the payment of dividends immediately prior to such merger or consolidation to the extent that the value thereof is not capitalized by the agreement of merger or consolidation shall continue to be available for the payment of dividends by such surviving or new corporation

Section 3 Sections four and five of said act are hereby amended to read as follows

Section 4 The certificate of merger or the certificate of consolidation issued by the Department of State or [A]

a certified copy thereof [of said certificate and agreement or copy of agreement so to be filed in the office of the Secretary of the Commonwealth] shall be conclusive evidence of the [lawful holding and action of such meetings] performance of all conditions precedent to such merger or consolidation and of the merger [and] or consolidation of [said] the constituent corporations into a surviving corporation or a new corporation as the case may be except as against the Commonwealth

Section 5 A If any stockholder [or stockholders] of any domestic corporation which shall become a party to an agreement of merger [and] or consolidation hereunder shall [be dissatisfied with or object to such consolidation and shall have voted against the same at the stockholders meeting] file with such corporation prior to or at the meeting of the stockholders at which the agreement of merger or consolidation is submitted to a vote a written objection to such merger or consolidation and shall not vote in favor thereof it shall and may be lawful for any stockholder [or stockholders] within [thirty] ninety days after the [adoption of said agreement of merger and consolidation by the stockholders as herein provided and upon reasonable notice of said merger or consolidation was effected and after thirty days written notice to the surviving or new corporation to apply by petition to any court of common pleas of the county in which the chief office of such corporation may be situate or to a judge of said court in vacation if no such court sits during said period to appoint three disinterested persons to [estimate and] appraise the [damages if any done to such stockholder or stockholders by said consolidation] full market value of the share or shares of said stockholder without regard to any appreciation or depreciation thereof in consequence of the merger or consolidation Upon such petition it shall be the duty of said court or judge to make such appointment [and the award of the persons so appointed or of a majority of them when confirmed by the said court shall be final and conclusive] and the persons so appointed shall [also] appraise the share or shares of said [stockholders] stockholder in the said constituent corporation at the full market value thereof without regard to any appreciation or depreciation in consequence of the said merger or consolidation [which appraisal when confirmed by the said court shall be final and conclusive and the said corporation may at its election either pay to the said stockholder or stockholders the amount of damages so found and awarded if any or the value of the stock so ascertained and upon the payment of the value of the stock as aforesaid the said stockholder or stockholders shall transfer the stock so held by them to the said corporation to be disposed of by the directors thereof or to be retained for the benefit of the other stockholders and in case the value of said stock as aforesaid shall not be so paid within thirty days after the said award shall have been confirmed by said court the damages so found and confirmed shall be a judgment against said corporation and may be collected as other judgments in said court are by law recoverable] The award of the appraisers or of a majority of them shall be submitted to the court for determination and the judgment of the court thereon shall be final and conclusive The costs of such appraisal including a reasonable fee to the appraisers shall be fixed by the court and shall be borne by the surviving or new corporation The award shall be payable only upon and simultaneously with the surrender to the surviving or new corporation of the share certificate or certificates representing the shares of the dissenting stockholder If the award shall not be paid by the surviving or new corporation within thirty days after the order of the court thereon the amount of the award shall be a judgment against the surviving or new corporation as the case may be and may be collected as other judgments in such court are by law collectible Upon the payment of the award or judgment the dissenting stockholder shall cease to have any interest in such shares or in the surviving or new corporation Such shares may be held and disposed of by the surviving or new corporation as it may see fit Unless the dissenting stockholder shall file the written

objection the written notice and the petition herein required within the times herein limited and shall otherwise comply with this section such stockholder and all persons claiming under him shall be conclusively presumed to have approved and ratified the merger or consolidation and shall be bound by the terms thereof

B The rights and remedies at law or in equity of any stockholder who desires to object to or to dissent from any merger or consolidation shall be limited to those prescribed under this section and such rights and remedies under this section shall be exclusive A copy of this section shall be enclosed with the written notice required by clause B of section 2 of this act and such written notice shall state that this section sets forth the exclusive rights and remedies of stockholders who object to the agreement of merger or consolidation

Section 4 This amendatory act shall be effective immediately upon its final enactment Provided however That nothing herein contained shall be deemed to revive the act which is amended by this act to the extent that such act has been expressly repealed by any other act of assembly

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—185

Amarando,	Goodling,	Maxwell,	Rubin,
Andrews,	Graybill,	Mazza,	Sax,
Banker,	Greenwood,	McConnell,	Scanlon,
Barkdoll,	Greer,	McCormack,	Schmidt,
Baumunk,	Gutendorf,	McCullough,	Schuster,
Bear,	Guthrie,	McDermitt,	Scott,
Beaver,	Guarnieri,	McGee,	Seyler,
Beech,	Hagerty,	McInroy,	Shoemaker,
Berkstresser,	Hall,	McKinney,	Shotwell,
Blair,	Hamilton, R. K.,	McMillen,	Smith,
Bloom,	Hamilton, W. H.,	Metz,	Snider,
Boles,	Haudenshield,	Mihm,	Sollenberger,
Bolton,	Headlee,	Mikula,	Spencer,
Bomberger,	Helm,	Miller, H. G.,	Stank,
Boorse,	Hewitt,	Miller, J. C.,	Stimmel,
Bower,	Hocker,	Mills,	Stoner,
Breisch,	Hunter,	Mintess,	Swartz,
Breth,	Jenkins,	Monroe,	Swope,
Brown,	Johnson,	Moore, C. E.,	Tahl,
Bucchin,	Jones, G. E.,	Moore, H. A.,	Taylor,
Byrne,	Jones, J. M.,	Moran,	Thompson, E. F.,
Cella,	Jones, T. H. W.,	Muldowney,	Toll,
Clapper,	Jump,	Munley,	Tompkins,
Clendening,	Kamyk,	Murray,	Toomey,
Conway,	Keller,	Musto,	VanSant,
Costa,	Kent,	Najaka,	Varallo,
Coyle,	Kline,	Naugle,	Varnier,
Dalrymple,	Kohl,	Peta,	Wachhaus,
Davis,	Kornick,	Penglase,	Wargo,
Dennison,	Kratz,	Petrosky,	Waterhouse,
Dougherty,	Kubacki,	Pfaff,	Watkins,
Dowling,	Lafore,	Pichney,	Weidner,
DuBols,	Lederer,	Pitzer,	Welsh,
Duffy,	Leisey,	Polaski,	Wescott,
Dunn,	Leonard, L.,	Polen,	Westrick,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	White,
Filip,	Limper,	Reidenbach,	Wilt,
Filo,	Lopresti,	Reilly, J. M.,	Wood,
Firmstone,	Lovett,	Rigby,	Yeakel,
Flack,	Lutty,	Riley, R. L.,	Yester,
Frost,	Lyons,	Robertson,	Yetzer,
Gaffney,	Madden,	Rose,	Young,
Geer,	Madigan,	Rovanssek,	Ziegler,
Gibson,	Markley,	Royer,	Sorg,
Gleason,			Speaker

NAYS—0

NOT VOTING—22

Cochran,	Hersch,	Needham,	Rosen,
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Cooper,	Hoggard,	Olsen.	Sarraff.
Corr,	Jones, P. F.,	Pettigrew,	Thompson, R. L.,
Fenrich,	Kolankiewicz,	Price, R. A.,	Verona,
Good,	Loftus,	Reese,	Williams,
Harney,	McNally.		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 643, as follows:

An Act to further amend Section 1 of the act approved the thirteenth day of May one thousand nine hundred twenty-seven (P. L. 984) entitled "An act relating to transactions between a person acting on his own behalf and the same person acting jointly with others and to make uniform the law relating thereto" by authorizing the conveyance of his or her interest by one tenant by the entireties alone to the other and validating such conveyance heretofore made

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the thirteenth day of May one thousand nine hundred twenty-seven (P. L. 984) entitled "An act relating to transactions between a person acting on his own behalf and the same person acting jointly with others and to make uniform the law relating thereto" as last amended by the act approved the thirty-first day of May one thousand nine hundred forty-seven (P. L. 353) is hereby further amended to read as follows

Section 1 Be it enacted &c That a conveyance release or sale may be made to or by two or more persons acting jointly and one or more but less than all of these persons acting either by himself or themselves or with other persons and a contract may be made between such parties

This section shall be construed as authorizing a conveyance of an interest in real property (1) by either husband or wife without the joinder of his or her spouse to husband and wife as tenants by the entireties [and] (2) by husband and wife as tenants by the entireties to either husband or wife alone and (3) by either tenant by the entireties alone to the other without the other joining in the deed All such conveyances and all conveyances authorized by this amendment made and executed after the passage of the act approved the third day of June one thousand nine hundred eleven (P. L. 631) are hereby ratified and confirmed and declared valid

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—185

Amarando,	Goodling,	Maxwell,	Rubin,
Andrews,	Graybill,	Mazza,	Sax,
Banker,	Greenwood,	McConnell,	Scanlon,
Barkdoll,	Greer,	McCormack,	Schmidt,
Baumunk,	Guarnieri,	McCullough,	Schuster,
Bear,	Gutendorf,	McDermitt,	Scott,
Beaver,	Guthrie,	McGee,	Seyler,
Beach,	Hagerty,	McInroy,	Shoemaker,
Berkstresser,	Hall,	McKinney,	Shotwell,
Blair,	Hamilton, R. K.,	McMillen,	Smith,
Bloom,	Hamilton, W. H.,	Metz,	Snider,
Botes,	Haudenschild,	Mihm,	Sollenberger,
Bolton,	Headlee,	Mikula,	Spencer,
Bomberger,	Helm,	Miller, H. G.,	Stank,
Boorsa,	Hewitt,	Miller, J. C.,	Stimmel,

Bower,	Hocker,	Mills,	Stoner,
Breisch,	Hunter,	Mintess,	Swartz,
Breth,	Jenkins,	Monroe,	Swope,
Brown,	Johnson,	Moore, C. E.,	Tahl,
Bucchin,	Jones, G. E.,	Moore, H. A.,	Taylor,
Byrne,	Jones, J. M.,	Moran,	Thompson, E. F.,
Cella,	Jones, T. H. W.,	Muldowney,	Toll,
Clapper,	Jump,	Munley,	Tompkins,
Clendenning,	Kamyk,	Murray,	Toomey,
Conway,	Keller,	Musto,	VanSant,
Costa,	Kent,	Najaka,	Varallo,
Coyle,	Kline,	Naugle,	Varnier,
Dalrymple,	Kohl,	Penglase,	Wachhaus,
Davis,	Kornick,	Peta,	Wargo,
Dennison,	Kratz,	Petrosky,	Waterhouse,
Dougherty,	Kubacki,	Pfaff,	Watkins,
Dowling,	Lafore,	Pichney,	Weidner,
DuBois,	Lederer,	Pitzer,	Welsh,
Duffy,	Leisey,	Polaski,	Wescott,
Dunn,	Leonard, L.,	Polen,	Westrick,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	White,
Fillip,	Limper,	Reidenbach,	Wilt,
Fillo,	Lopresti,	Reilly, J. M.,	Wood,
Firmstone,	Lovett,	Rigby,	Yeakel,
Flack,	Lutty,	Riley, R. L.,	Yester,
Frost,	Lyons,	Robertson,	Yetzer,
Gaffney,	Madden,	Rose,	Young,
Geer,	Madigan,	Rovansek,	Ziegler,
Gibson,	Markley,	Royer,	Sorg,
Gleason,			Speaker

NAYS—0

NOT VOTING—22

Cochran,	Hersch,	Needham,	Rosen,
Cooper,	Hoggard,	Olsen,	Sarraff,
Corr,	Jones, P. F.,	Pettigrew,	Thompson, R. L.,
Fenrich,	Kolankiewicz,	Price, R. A.,	Verona,
Good,	Loftus,	Reese,	Williams,
Harney,	McNally,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 684, as follows:

An Act to further amend Section 7 of the act approved the eleventh day of May one thousand nine hundred twenty-five (P. L. 561) entitled "An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors providing for the organizations of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating said commission upon said counties are requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employees and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employees requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violation hereof" by further regulating the selection of jurors in counties of the second class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 7 of the act approved the eleventh

day of May one thousand nine hundred twenty-five (P. L. 561) entitled "An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors providing for the organizations of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating said commission upon said counties and requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employes and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employes requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violation hereof" as amended by the act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 538) is hereby further amended to read as follows

Section 7 After obtaining the said list of taxables the said commission shall meet forthwith and two members shall constitute a majority for such meeting and shall select from the said list of taxables every [fiftieth] twentieth name beginning with the first name on said list then the [fifty-first] twenty-first name and so continuing until the whole of said list of taxables has been passed through and then shall proceed in a similar manner by selecting the second name on said list and then the [fifty-second] twenty-second name and so continue until the list has been passed through if necessary to procure the number of jurors designated to serve for the ensuing year as hereinafter provided and said procedure shall be followed until a sufficient number has been procured from said list of taxables to supply with jurors the several courts civil and criminal of the respective county holding jury trials In each succeeding year after the first year the same procedure in the selection of names from the list of taxables shall be followed beginning however with the [fiftieth] twentieth name after the last name drawn in the year last preceding Provided however That if less than [fifty] twenty names remain on the said list of taxables after the last name selected in the preceding year then the selection shall continue by beginning at the head of the list as hereinbefore provided No person shall be selected to serve as a juror if two members of said commission shall find that such person is disqualified for service under the provisions of this act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—185

Amarando,	Goodling,	Maxwell,	Rubin,
Andrews,	Graybill,	Mazza,	Sax,
Banker,	Greenwood,	McConnell,	Scanlon,
Barkdoll,	Greer,	McCormack,	Schmidt,
Baumunk,	Guarnieri,	McCullough,	Schuster,
Bear,	Gutendorf,	McDermitt,	Scott,
Beaver,	Guthrie,	McGee,	Seyler,
Beech,	Hagerty,	McInroy,	Shoemaker,
Berkstresser,	Hall,	McKinney,	Shotwell,
Blair,	Hamilton, R. K.,	McMillen,	Smith,
Bloom,	Hamilton, W. H.,	Metz,	Snider,
Boles,	Haudenshield,	Mihm,	Sollenberger,
Bolton,	Headlee,	Mikula,	Spencer,
Bomberger,	Helm,	Miller, H. G.,	Stank,
Boorse,	Hewitt,	Miller, J. C.,	Stimmel,
Bower,	Hocker,	Mills,	Stoner,

Brelsch,	Hunter,	Mintess,	Swartz,
Breth,	Jenkins,	Monroe,	Swope,
Brown,	Johnson,	Moore, C. E.,	Tahl,
Bucchin,	Jones, G. E.,	Moore, H. A.,	Taylor,
Byrne,	Jones, J. M.,	Moran,	Thompson, E. F.,
Cella,	Jones, T. H. W.,	Muldowney,	Toll,
Clapper,	Jump,	Munley,	Tompkins,
Clendenning,	Kamyk,	Murray,	Toomey,
Conway,	Keller,	Musto,	VanSant,
Costa,	Kent,	Najaka,	Varallo,
Coyle,	Kilne,	Naugle,	Varner,
Dalrymple,	Kohl,	Penglaise,	Wachhaus,
Davis,	Kornick,	Peta,	Wargo,
Dennison,	Kratz,	Petrocky,	Waterhouse,
Dougherty,	Kubacki,	Pfaff,	Watkins,
Dowling,	Lafore,	Pichney,	Weidner,
DuBois,	Lederer,	Pitzer,	Welsh,
Duffy,	Lelsey,	Polaski,	Wescott,
Dunn,	Leonard, L.,	Polen,	Westrick,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	White,
Filip,	Limper,	Reidenbach,	Wilt,
Filo,	Lopresti,	Reilly, J. M.,	Wood,
Firmstone,	Lovett,	Rigby,	Yeakel,
Flack,	Lutty,	Riley, R. L.,	Yester,
Frost,	Lyons,	Robertson,	Yetzer,
Gaffney,	Madden,	Rose,	Young,
Geer,	Madigan,	Rovansek,	Ziegler,
Gibson,	Markley,	Royer,	Sorg,
Gleason,			Speaker

NAYS—0

NOT VOTING—22

Cochran,	Hersch,	Needham,	Rosen,
Cooper,	Hoggard,	Olsen,	Sarra,
Coor,	Jones, P. F.,	Pettigrew,	Thompson, R. L.,
Fenrich,	Kolankiewicz,	Price, R. A.,	Verona,
Good,	Loftus,	Reese,	Williams,
Harney,	McNally,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection

Senate Bill No. 686 Printer's No. 367 was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 694, as follows:

An Act authorizing cities boroughs towns and townships to accumulate over a period of more than one year monies required to match State grants and further regulating the budget taxation and appropriation powers of such political subdivisions therefor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Whenever any law provides for the grant subsidy allocation or apportionment of State monies to a city borough town or township the payment of which is conditioned on the matching thereof at any time within a period of more than one year by monies of such political subdivision the political subdivision may accumulate the necessary monies during any such prescribed period For such purposes a city borough town or township may annually budget part of the necessary total sum as a current expenditure may levy taxes to meet inter alia an expense so budgeted and may appropriate such sum for accumulation from year to year within the prescribed period No sum so budgeted or appropriated by a city borough town or township shall be transferred to any other fund or used by the political subdivision for any other purpose

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—185

Amarando,	Goodling,	Maxwell,	Rubin,
Andrews,	Graybill,	Mazza,	Sax,
Banker,	Greenwood,	McConnell,	Scanlon,
Barkdoll,	Greer,	McCormack,	Schmidt,
Baumunk,	Guarnieri,	McCullough,	Schuster,
Beaer,	Gutendorf,	McDermitt,	Scott,
Beaver,	Guthrie,	McGee,	Seyler,
Beech,	Hagerty,	McInroy,	Shoemaker,
Berkstresser,	Hall,	McKinney,	Shotwell,
Blair,	Hamilton, R. K.,	McMillen,	Smith,
Bloom,	Hamilton, W. H.,	Metz,	Snider,
Boles,	Haudenschild,	Mihm,	Sollenberger,
Bolton,	Headlee,	Mikula,	Spencer,
Bomberger,	Helm,	Miller, H. G.,	Stank,
Boorse,	Hewitt,	Miller, J. C.,	Stimmel,
Bower,	Hocker,	Mills,	Stoner,
Breisch,	Hunter,	Mintesa,	Swartz,
Breth,	Jenkins,	Monroe,	Swope,
Brown,	Johnson,	Moore, C. E.,	Tahl,
Bucchin,	Jones, G. E.,	Moore, H. A.,	Taylor,
Byrne,	Jones, J. M.,	Moran,	Thompson, E. F.,
Cella,	Jones, T. H. W.,	Muldowney,	Toil,
Clapper,	Jump,	Mumley,	Tompkins,
Clendening,	Kamyk,	Murray,	Toomey,
Conway,	Keller,	Musto,	VanSant,
Costa,	Kent,	Najaka,	Varallo,
Coyle,	Kline,	Naugle,	Varnier,
Dalrymple,	Kohl,	Penglase,	Wachhaus,
Davis,	Kornick,	Peta,	Wargo,
Dennison,	Kratz,	Petrosky,	Waterhouse,
Dougherty,	Kubacki,	Pfaff,	Watkins,
Dowling,	Lafore,	Pichney,	Weldner,
DuBois,	Lederer,	Pitzer,	Welsh,
Duffy,	Leisey,	Polaski,	Wescott,
Dunn,	Leonard, L.,	Polen,	Westrick,
Erb,	Leonard, W. C.,	Price, R. W. Jr.,	Whalley,
Ewing,	Leven,	Readinger,	Wheeler,
Fenster,	Light,	Reagan,	White,
Filip,	Limper,	Reidenbach,	Wilt,
Filo,	Lopresti,	Reilly, J. M.,	Wood,
Firmstone,	Lovett,	Rigby,	Yeakel,
Flack,	Lutty,	Riley, R. L.,	Yester,
Frost,	Lyons,	Robertson,	Yetzer,
Gaffney,	Madden,	Rose,	Young,
Geer,	Madigan,	Rovansek,	Ziegler,
Gibson,	Markley,	Royer,	Sorg,

Speaker

NAYS—0

NOT VOTING—22

Cochran,	Hersch,	Needham,	Rosen,
Cooper,	Hoggard,	Olsen,	Sarra,
Corr,	Jones, P. F.,	Pettigrew,	Thompson, R. L.,
Fenrich,	Kolankiewicz,	Price, R. A.,	Verona,
Good,	Loftus,	Reese,	Williams,
Harney,	McNally,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 715, as follows:

An Act to further amend Section 1 of the act approved the third day of May one thousand nine hundred fifteen (P. L. 226) entitled "An act to establish and regulate the fees to be received and charged by the prothonotary of the courts of common pleas of this Commonwealth

in counties having over eight hundred thousand and less than one million five hundred thousand inhabitants according to the last preceding United States census" by changing and further fixing the fees to be charged by the prothonotary

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the third day of May one thousand nine hundred fifteen (P. L. 226) entitled "An act to establish and regulate the fees to be received and charged by the prothonotary of the courts of common pleas of this Commonwealth in counties having over eight hundred thousand and less than one million five hundred thousand inhabitants according to the last preceding United States census" as amended by the act approved the eighteenth day of May one thousand nine hundred forty-five (P. L. 714) is hereby further amended to read as follows

Section 1 The fees to be received by the prothonotary of the courts of common pleas of this Commonwealth in counties of the second class shall be as follows

Action in Assumpsit

Entering issuing [writ or alias writ] notice of suit reinstatement or reissue and entering sheriff's return one dollar and twenty-five cents

All other docket entries before filing of pleas or entering judgment three dollars

Filing of plea or entering judgment for one defendant one dollar for each additional defendant twenty-five cents

Action in Trespass

Entering issuing [writ or alias writ of summons] notice of suit or capias ad respondum or reinstatement or reissue and entering sheriff's return one dollar and twenty-five cents

All other docket entries before filing of pleas or entering judgment three dollars

Filing of plea or entering judgment for one defendant one dollar for each additional defendant twenty-five cents

[Adoption]

Entering petition docketing and certificate seventy-five cents]

Appeals

To Supreme and Superior Courts and bond thereon with justification ten dollars Supplemental Appeals to Supreme and Superior Courts five dollars

From alderman justice of the peace and county court [two dollars and fifty cents] three dollars

Receiving and entering appeals from an award of arbitrators taking recognizance and affidavit [one dollar] two dollars

Receiving and entering appeal from board of viewers or assessors [one dollar and twenty-five cents] two dollars

Receiving and entering appeal from recount of election returns two dollars

Arbitrators

Entering of rule to choose fifty cents

Entering of rule to refer fifty cents

Assignments

Noting docketing and index [one dollar and twenty-five cents] one dollar and fifty cents

Attachment

Attachment execution domestic attachment foreign attachment and under the act of one thousand eight hundred and sixty-nine filing docketing and issuing writ one dollar and twenty-five cents

Subsequent docket entries prior to judgment three dollars

Issuing attachment in contempt and motion thereof each name one dollar and twenty-five cents

Issuing attachment for defaulting witness fifty cents

Issuing attachment defaulting juror fifty cents

Bail

Bail-piece one dollar
 Bail for stay entry and certificate one dollar
 Receiving and care of cash deposit in lieu of surety one per cent on the first five hundred dollars and one-half of one per cent on the next one thousand dollars and one-fourth of one per cent on any additional amount

Certificate

Certifying record and seal [one dollar] one dollar and fifty cents
 Issuing certificate of appointment of commissioner one dollar
 Issuing certificate of appointment of master one dollar
 Issuing certificate of appointment of auditor one dollar
 Issuing certificate of no appeal one dollar and fifty cents
 Issuing certificate of no liens for each five years or fraction thereof for each name two dollars
 Issuing certificate of liens for each five years or fraction thereof for each name two dollars and fifty cents additional for each lien unsatisfied
 Issuing certificate of no suits for each five years or fraction thereof for each name two dollars
 Certificate of commission to notary alderman and justice of the peace one dollar
 Certified copy of order of court for each page or fraction thereof fifty cents
 Certificate and seal fifty cents
 Issuing certified copy of docket entry one dollar and fifty cents
 [Issuing certificate authorizing the collection of birds' nests or eggs for scientific purposes one dollar]
 Entering certificate of judgment against boroughs townships and school districts rendered by a justice or alderman fifty cents

Certiorari

Issuing writ and all proceedings thereon three dollars and seventy-five cents

Case Stated

Filing and docketing one dollar and twenty-five cents
 All subsequent entries three dollars

Change of Name

Filing and docketing petition three dollars and seventy-five cents
 Filing corporate charter petition for change of corporate name or alteration or amendment of charter for merger and all proceedings thereon ten dollars

Citation

Filing and docketing petition issuing writ and return thereon one dollar and twenty-five cents
 Docketing all further proceedings three dollars

Commission

Commission to take testimony docketing and entering thereon one dollar and twenty-five cents
 Commission de lunatico inquirendo filing and docketing petition one dollar and twenty-five cents
 Commission in partition and entering return two dollars

Condemnation of Property

Filing and docketing petition bond order of court and all subsequent docket entries four dollars and seventy-five cents

Contract

Filing and docketing building contract three dollars

Costs and Fees

Collection of costs and/or fees due to any person five per cent of the amount collected

Depositions

Entry of rule one dollar

Dissolution

Of charter or partnership filing and docketing all proceedings thereon six dollars

Divorce

Filing and docketing [libel] complaint issuing notice of suit [subpoena] and entering sheriff's return four dollars and twenty-five cents
 Issuing [alias subpoena] reinstatements and entering sheriff's return one dollar and twenty-five cents
 All subsequent docket entries including first certified copy of decree three dollars and fifty cents Subsequent certified copies of decree two dollars each

Election

[Filing election returns custody of and delivery of same to returning board entering official returns in election docket each district one dollar
 To be paid by the county]
 Reporting and certifying election of justice of the peace and all county State and other officers whose election is required to be reported and certified to the Secretary of the Commonwealth each officer certified fifty cents
 To be paid by the county
 [Certificate of appointment of election officers one dollar and seventy-five cents]
 Petition to open ballot-box filing and docketing and certified copy of order one dollar and seventy-five cents

Ejectment

Issuing [writ] notice of suit and entering sheriff's return one dollar and twenty-five cents
 Indexing and all subsequent docket entries prior to plea three dollars and twenty-five cents
 Filing plea or entering judgment thereon one dollar

Equity

Filing of bill [one dollar and twenty-five cents] two dollars and fifty cents for each name indexed twenty-five cents All other docket entries before filing of pleas or entering of judgment five dollars for each page or fraction thereof used

Escheat

Entry and docketing proceedings five dollars

Estrepement

Issuing of writ one dollars and twenty-five cents

Exemplification

Record from other county filing and entering the same two dollars and twenty-five cents

Feme Sole Trader

Petition docketing and all services thereunder four dollars and seventy-five cents

Fieri Facias

Issuing and docketing writ and entering sheriff's return one dollar and fifty cents
 Issuing and docketing testatum fieri facias and entering sheriff's return one dollar and fifty cents
 Docketing and indexing testatum fieri facias from other county two dollars and twenty-five cents

Financial Statement

Filing and docketing one dollar and seventy-five cents

Guardian

Filing and docketing petition [and all subsequent proceedings] including certificate of appointment four dollars and seventy-five cents
 Filing of guardian account three dollars

Habeas Corpus

Issuing writ [one dollar and twenty-five cents] one dollar and seventy-five cents

Additional certified copies of order thereon one dollar each

Habere Facias

Issuing writ docketing and entering sheriff's return one dollar and fifty cents

Habitual Drunkards

Filing and docketing petition and all subsequent proceedings four dollars and seventy-five cents

Injunction

Writ for preliminary injunction one dollar and twenty-five cents

Inquiry

Issuing of writ one dollar and twenty-five cents

Insolvency

Filing petition docketing and all subsequent proceedings four dollars and seventy-five cents

Judgments

Docketing and indexing confessed judgments one dollar and seventy-five cents

Entering satisfaction thereon seventy-five cents

Judges Detailment of

Entry of order and certificate two dollars
To be paid by the county

Levari Facias

Issuing writ docketing and entering sheriff's return one dollar and fifty cents

Lien

Release postponement restriction satisfaction or discontinuance seventy-five cents

Lists

Preparing files and records for cases on trial list each case twenty-five cents

To be paid by the county

Preparing trial or argument list each case twenty-five cents

To be paid by the county

Lunacy

Filing and docketing petition and all subsequent entries therein four dollars and seventy-five cents

Mandamus

Filing docketing petition issuing [writ] notice of suit and entering return and all other services four dollars and seventy-five cents

Mechanics' Lien

Entering docketing and indexing three dollars

Mortgages Satisfaction Thereof

Filing docketing petition and all subsequent proceedings including certificate four dollars and seventy-five cents

Municipal Lien

Entering docketing and indexing [one dollar and twenty-five cents] where the claim is for one year and is directed to be indexed against one name only two dollars For each additional year included one dollar for each additional defendant named twenty-five cents

[Naturalization

Duplicate copy of naturalization papers one dollar]

Oaths of Office

Filing and docketing one dollar and seventy-five cents

Overseers of Election

Filing petition for appointment one dollar and twenty-five cents

Each certificate fifty cents

Party Name

Filing docketing and certificate for preemption of party name three dollars and seventy-five cents

Perpetuating Testimony

Filing and docketing petition one dollar and twenty-five cents Entering order of court thereon and recording the same three dollars

Partition

Filing docketing and issuing writ of summons and entering sheriff's returns one dollar and twenty-five cents
Subsequent docket entries prior to judgment three dollars

Entry of judgment therein one dollar for each indexed name twenty-five cents

Writ de partitione faciendo one dollar and twenty-five cents

Petition

Filing petition for oral examination as to title of property one dollar

Filing and docketing any petition not herein specifically provided for three dollars

Possession

Entry issuing writ and return thereon one dollar and seventy-five cents

Quo Warranto

Filing and docketing petition issuing [writ] notice of suit and all further proceedings thereon two dollars and fifty cents

Receipt

Entering or issuing seventy-five cents

Registration and Certificate

Partnerships physicians veterinarians dentists and stalions one dollar

Remittitur

Entering the same from Supreme or Superior Courts [one dollar] two dollars

Replevin

Entry issuing [writ] notice of suit and all services prior to judgment four dollars and twenty-five cents

Issuing writ of retorno habendo one dollar and fifty cents

Reports

Report to county commissioners of every judgment or lien assignment or satisfaction thereof each ten cents

Not to exceed six hundred dollars per annum

Entering report of treasurer and acknowledging treasurer's deed [one dollar and fifty cents] two dollars and fifty cents

School Auditor

Docketing order of appointment one dollar and twenty-five cents

Each certificate issued fifty cents

Entry of auditors' official oath fifty cents

Entry of report of school auditors' docket for each page of report thirty cents

Entering and docketing of school auditors' report two dollars

School Directors

Docketing order of appointment and certificate thereof in districts of the first class two dollars

Scire Facias

Sur mortgage filing docketing issuing writ certificate to recorder entering on scire facias and entering sheriff's return one dollar and seventy-five cents

Alias writ one dollar and twenty-five cents

All other writs of scire facias and alias writs filing docketing issuing indexing and entering sheriff's return one dollar and twenty-five cents

Suggestion of Freehold

Entry and certificate one dollar

Subpoena

Issuing of [fifty cents] one dollar

Tax Lien

Filing and entering [each fifty cents] where tax is for one year and one defendant only is named one dollar For each additional year included one dollar For each additional defendant named twenty-five cents

Satisfaction of each [fifty cents] one dollar

Filing and entering where special dockets are required and indexing or judgment index [each one dollar and twenty-five cents] where tax is for one year and is directed to be indexed against one defendant only two dollars For each additional year included one dollar For each additional defendant named twenty-five cents

Filing and entering suggestion and averment of unpaid tax or municipal claim and indexing judgment docket [one dollar] where tax or claim is for one year and is directed to be indexed against one name only one dollar For each additional year included one dollar For each additional name indexed twenty-five cents

Preparing suggestions and averments each twenty-five cents

Furnishing list of unsatisfied tax liens each items shown twenty-five cents

Transcribing

Any paper or record per page or fraction thereof fifty cents

Transcript

Docketing and indexing transcript from alderman justice of the peace and county court [two dollars and twenty-five cents] three dollars

Venditioni Exponas

Issuing writ and entering sheriff's return one dollar and fifty cents

Verdict

Verdict fee and indexing in judgment docket four dollars

Viewers

Docketing petition one dollar and twenty-five cents

Issuing precept one dollar and twenty-five cents

All subsequent docket entries three dollars

Certified copy of report three dollars

Workhouse Release

Making out petition and certificate one dollar

The fees hereinbefore enumerated shall be exclusive of any State tax now levied or that may hereafter be levied

Section 2 This act shall become effective the first day of September one thousand nine hundred fifty-one

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—185

Amarando,	Goodling,	Maxwell,	Rubin,
Andrews,	Graybill,	Mazza,	Sax,
Banker,	Greenwood,	McConnell,	Scanlon,
Barkdoll,	Greer,	McCormack,	Schmidt,
Baumunk,	Guarnieri,	McCullough,	Schuster,
Beas,	Gutendorf,	McDermitt,	Scott,
Beaver,	Guthrie,	McGee,	Seyler,
Beech,	Hagerty,	McInroy,	Shoemaker,
Berkstresser,	Hall,	McKinney,	Shotwell,
Blair,	Hamilton, R. K.,	McMillen,	Smith,
Bloom,	Hamilton, W. H.,	Metz,	Snider,
Boles,	Haudenshield,	Mihm,	Sollenberger,
Bolton,	Headlee,	Mikula,	Spencer,
Bomberger,	Helm,	Miller, H. G.,	Stank,
Boorse,	Hewitt,	Miller, J. C.,	Stimmel,
Bower,	Hocker,	Mills,	Stoner,
Breisch,	Hunter,	Mintess,	Swartz,
Breth,	Jenkins,	Monroe,	Swope,
Brown,	Johnson,	Moore, C. E.,	Tahl,
Bucchin,	Jones, G. E.,	Moore, H. A.,	Taylor,
Byrne,	Jones, J. M.,	Moran,	Thompson, E. F.,
Cella,	Jones, T. H. W.,	Morandowney,	Toll,
Clapper,	Jump,	Munley,	Tompkins,
Clendening,	Kamyk,	Murray,	Toomey,
Conway,	Keller,	Musto,	VanSant,
Costa,	Kent,	Najaka,	Varallo,
Coyle,	Kline,	Naugle,	Varnar,
Dairymple,	Kohl,	Penglase,	Wachhaus,
Davis,	Kornick,	Peta,	Wargo,
Denalson,	Kratz,	Petrosky,	Waterhouse,
Dougherty,	Kubacki,	Pfaff,	Watkins,
Dowling,	Lafore,	Pichney,	Weidner,
DuBols,	Lederer,	Pitzer,	Welsh,
Duffy,	Lelsey,	Polski,	Wescott,
Dunn,	Leonard, L.,	Polen,	Westrick,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	White,
Filip,	Limper,	Reidenbach,	Wilt,
Filo,	Lopresti,	Reilly, J. M.,	Wood,
Firmstone,	Lovett,	Rigby,	Yeakel,
Flack,	Lutty,	Riley, R. L.,	Yeater,
Frost,	Lyons,	Robertson,	Yetzer,
Gaffney,	Madden,	Rose,	Young,
Geer,	Madigan,	Rovansk,	Ziegler,
Gibson,	Markley,	Royer,	Sorg,
Gleason,			Speaker

NAYS—0

NOT VOTING—22

Cochran,	Hersch,	Needham,	Rosen,
Cooper,	Hoggard,	Olsen,	Sarra,
Corr,	Jones, P. F.,	Pettigrew,	Thompson, R. L.,
Fenrich,	Kolankiewicz,	Price, R. A.,	Verona,
Good,	Loftus,	Retse,	Williams,
Harney,	McNally,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 721, as follows:

An Act authorizing and empowering the Pennsylvania Turnpike Commission to combine the turnpike and its extensions now constructed and to be constructed or parts thereof for financing purposes under the provisions of this act authorizing the issuance of turnpike

revenue bonds of the Commonwealth notes or other obligations to pay the cost of such combined turnpike and its extensions authorizing the commission to refund any bonds notes or other obligations theretofore issued by the commission under the provisions of any act including the payment of any redemption premium thereon notwithstanding any limitations or restrictions as to time of refunding or rate of interest contained in any act heretofore approved whether or not any of the projects in respect of which such securities being refunded were issued are combined authorizing the commission to fix tolls from time to time for the use of the projects so combined authorizing the commission to construct and finance as a whole or in sections providing for preliminary or interim financing through the issuance of notes or other obligations constituting the same legal investments in certain instances and exempting the same from taxation providing for bonds to be given by each appointed member of the commission and the Secretary and Treasurer thereof conditioned upon the faithful performance of the duties of his office in the administration of the Pennsylvania Turnpike System and providing for salaries for the appointed members of the commission in lieu of the salaries heretofore authorized by law

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 As used in this act the following words and terms shall have the following meanings unless the context shall indicate another or different meaning or intent

(a) The word "commission" shall mean the Pennsylvania Turnpike Commission created by the act approved the twenty-first day of May one thousand nine hundred thirty-seven (P. L. 774) and its amendments

(b) The word "Turnpike" shall mean the turnpike heretofore constructed under the provisions of the said act approved the twenty-first day of May one thousand nine hundred thirty-seven (P. L. 774) and its amendments

(c) The term "Eastern Extension" shall mean the turnpike authorized to be constructed and financed under the provisions of the act approved the sixteenth day of May one thousand nine hundred forty (1941 P. L. 949) known as the "Pennsylvania Turnpike Philadelphia Extension Act" and its amendments

(d) The term "Western Extension" shall mean the turnpike authorized to be constructed and financed under the provisions of the act approved the eleventh day of June one thousand nine hundred forty-one (P. L. 101) known as the "Western Pennsylvania Turnpike Extension Act" and its amendments

(e) The term "Erie Extension" shall mean the turnpike authorized to be constructed and financed under the provisions of the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 1037) known as the "Pennsylvania Turnpike Erie Extension Act" and its amendments

(f) The term "Scranton Extension" shall mean the turnpike authorized to be constructed and financed under the provisions of the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 1050) known as the "Pennsylvania Turnpike Scranton Extension Act" and its amendments

(g) The term "Delaware River Extension" shall mean the turnpike and bridge authorized to be constructed and financed under the provisions of the act approved the twenty-third day of May one thousand nine hundred fifty-one (Act No 74) known as the "Pennsylvania Turnpike Delaware River Extension Act" and its amendments

(h) The word "project" shall mean the Turnpike the Eastern Extension the Western Extension the Erie Extension the Scranton Extension the Delaware River Extension or any extension or bridge heretofore or hereafter authorized to be constructed or acquired in whole or in part by the commission

(i) The term "Pennsylvania Turnpike System" shall mean to the extent designated by the commission the Turnpike the Eastern Extension and the Western Extension

as heretofore combined for financing purposes under the provisions of the act approved the twenty-first day of June one thousand nine hundred forty-seven (P. L. 877) the Erie Extension the Scranton Extension the Delaware River Extension and any additional projects

(j) The word "cost" shall have the same meaning as the term "cost of the turnpike" as defined in each of the acts hereinabove mentioned or their amendments as applied to the project authorized in such act or the cost of any project heretofore or hereafter authorized as defined in the act authorizing such project as applied to such project

Section 2 Notwithstanding any of the provisions of any act authorizing any project and in addition to all other powers granted to it by law the commission is hereby authorized and empowered (1) to combine for financing purposes any projects heretofore or hereafter authorized subject to any limitations or restrictions contained in any trust indenture or other agreement securing revenue bonds or revenue refunding bonds or other obligations issued on account of any such project or projects and then outstanding (2) to provide for the issuance at one time or from time to time of revenue bonds notes or other obligations of the Commonwealth payable solely from revenues or other funds of the Pennsylvania Turnpike Commission for any one or more of the following purposes (a) paying the cost of all or any part of any project or projects so combined and (b) refunding any revenue bonds refunding bonds notes or other obligations theretofore issued by the commission including the payment of any redemption premium thereon notwithstanding any limitations or restrictions as to time of refunding or rate of interest contained in any of the act authorizing their issuance or in any amendments thereto whether or not any of the projects in respect of which the bonds notes or other obligations being refunded were issued are combined hereunder (3) to fix and revise from time to time and charge and collect tolls for the use of any project or projects so combined and to continue such tolls on all such projects until all bonds notes or other obligations issued on account of each such project shall have been paid or provision made for their payment and (4) to construct and finance any project whether or not combined as a whole at one time or in sections from time to time as the commission shall determine

The issuance of revenue bonds notes or other obligations under the provisions of this act the maturities and other details thereof the securing of such bonds notes or other obligations by a trust indenture the maintenance and operation of the projects so combined the fixing and revising of tolls for the use of such projects the exemption of such projects and such bonds notes or other obligations from taxation the rights of the holders of such bonds notes or other obligations and the rights powers duties and obligations of the Commonwealth and of the commission in respect of the same shall be governed except as modified herein by the provisions of the acts or their amendments providing for the construction operation and maintenance of any projects combined for financing purposes by the provisions of this act in so far as the same may be applicable

Section 3 The commission is hereby authorized to borrow money from time to time to provide for preliminary or interim financing but not exceeding the estimated total cost of any project and to evidence such borrowing by the issuance of notes or other obligations of the Commonwealth payable solely from revenues of the commission including tolls or from such funds as may be available to the commission for such purpose and in its discretion to pledge revenue bonds as collateral for such notes or other obligations and to renew any such notes or other obligations from time to time and the payment or retirement of such notes or other obligations shall be considered to be payment of the cost of such project

All States and municipal officers and administrative departments boards and commissions of the Commonwealth all banks bankers savings banks trust companies

saving and loan associations investment companies and other persons carrying on a banking business all insurance companies insurance associations and other persons carrying on an insurance business may properly and legally invest any funds including capital belonging to them or within their control in such notes or other obligations or loan any such funds and accept as evidence of the same such notes or other obligations

All such notes or other obligations their transfer and the income therefrom including any profits made on the sale thereof shall at all times be free from taxation within the Commonwealth

All such notes or other obligations shall have and are hereby declared to have all the qualities and incidents of negotiable instruments under the Negotiable Instruments Law of the Commonwealth

Section 4 All revenue bonds notes or other obligations hereafter issued by the commission shall bear the facsimile signatures of the Governor and the chairman of the commission and the facsimile of the official seal of the commission shall be affixed thereto and attested by the Secretary and Treasurer of the commission and any coupons attached thereto shall bear the facsimile signature of the chairman of the commission in case any officer whose signature or a facsimile thereof shall appear on any bonds notes or other obligations or coupons shall cease to be such officer before the delivery of such bonds notes or other obligations such signature or the facsimile thereof shall nevertheless be valid and sufficient for all purposes the same as if he had remained in office until such delivery

Section 5 Each appointed member of the commission shall execute a bond in the penalty of fifty thousand dollars (\$50,000) and the Secretary and Treasurer shall execute a bond in the penalty of one hundred thousand dollars (\$100,000) each such bond to be approved by the Governor and to be conditioned upon the faithful performance of the duties of his office in the administration of the Pennsylvania Turnpike System which bonds shall be filed in the office of the Secretary of the Commonwealth and thereupon the bonds previously given by the members of the commission and the Secretary and Treasurer of the commission under any other act previously requiring such bonds shall be cancelled and notwithstanding any of the provisions of any of such acts no bonds in addition to those provided hereunder shall be required

Section 6 By reason of the increased duties and responsibilities imposed upon the commission and in lieu of the salaries heretofore authorized by law the chairman of the commission shall receive an annual salary of fifteen thousand dollars (\$15,000) and the other appointed members of the commission shall each receive an annual salary of thirteen thousand dollars (\$13,000) payable in semi-monthly installments solely from funds derived from the Pennsylvania Turnpike System and each member of the commission shall be reimbursed for the necessary expenses incurred in the performance of his duties

Section 7 This act shall be construed as granting supplemental and additional powers to the commission and shall not be constructed as being in derogation of any other powers of the commission granted by any other act and in the event that any provision of this act shall be in conflict with the provisions of any other act the provisions of this act shall govern

Section 8 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, the salary beneficiaries of this measure having had abundant opportunity to contemplate the enormity of their offense in coupling a salary increase at the tail end of an essential bill, should perhaps

be released from their protracted perigatory and given the opportunity to attend to their regular business, since it will no longer be necessary to ride herd in this Chamber awaiting the hour of decision as far as this House is concerned.

Senate Bill 721 is a measure that should be passed. However, it would be very unfortunate indeed if this House accepted the format of this bill as a precedent. It is a cardinal offense against sound legislation to couple a salary increase with a desirable measure and come into this House with a pistol at the head of the Members, compelling acquiescence in the salary provisions of a bill.

And so we are withdrawing our objections to the consideration of this bill, and we hope that no other department will be guilty of securing salary increases in this manner.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—181

Amarando,	Graybill,	Maxwell,	Rubin,
Andrews,	Greenwood,	Mazza,	Sax,
Banker,	Greer,	McConnell,	Scanlon,
Barkdoll,	Guarnieri,	McCormack,	Schmidt,
Baumunk,	Gutendorf,	McCullough,	Schuster,
Bear,	Guthrie,	McDermitt,	Scott,
Beaver,	Hagerty,	McGee,	Seyler,
Beech,	Hall,	McInroy,	Shoemaker,
Berkstresser,	Hamilton, R. K.,	McKinney,	Shotwell,
Blair,	Hamilton, W. H.,	McMillen,	Smith,
Bloom,	Haudenshield,	Metz,	Snider,
Boles,	Headlee,	Mihm,	Sollenberger,
Bolton,	Helm,	Mikula,	Spencer,
Bomberger,	Hewitt,	Miller, H. G.,	Stank,
Boorse,	Hocker,	Mills,	Stimmel,
Bower,	Hunter,	Mintess,	Stoner,
Brelsach,	Jenkins,	Monroe,	Swartz,
Breth,	Johnson,	Moore, C. E.,	Swope,
Brown,	Jones, G. E.,	Moore, H. A.,	Tahl,
Bucchin,	Jones, J. M.,	Moran,	Taylor,
Byrne,	Jones, T. H. W.,	Muldowney,	Thompson, E. F.,
Cella,	Jump,	Munley,	Toll,
Clapper,	Kamyk,	Murray,	Tompkins,
Clendening,	Keller,	Musto,	Toomey,
Conway,	Kent,	Najaka,	VanSant,
Costa,	Kline,	Naugle,	Varallo,
Coyle,	Kohl,	Penglease,	Varner,
Dalrymple,	Kornick,	Peta,	Wachhaus,
Davis,	Kratz,	Petrosky,	Wargo,
Dennison,	Kubacki,	Pfaff,	Waterhouse,
Dougherty,	Lafore,	Pichney,	Watkins,
Dowling,	Lederer,	Pitzer,	Weldner,
DuBois,	Leisey,	Polaski,	Welsh,
Duffy,	Leonard, L.,	Polen,	Wescott,
Dunn,	Leonard, W. C.,	Price, H. W. Jr.,	Westrick,
Erb,	Leven,	Readinger,	Whalley,
Ewing,	Light,	Reagan,	Wheeler,
Ferster,	Limper,	Reidenbach,	Wilt,
Filip,	Lopresti,	Reilly, J. M.,	Wood,
Flio,	Lovett,	Rigby,	Yeakel,
Firmstone,	Lutty,	Riley, R. L.,	Yester,
Flack,	Lyons,	Robertson,	Yetzer,
Gaffney,	Madden,	Rose,	Young,
Geer,	Madigan,	Rovansek,	Ziegler,
Gibson,	Markley,	Royer,	Sorg,
Gleason,			Speaker

NAYS—4

Frost,	Goodling,	Miller, J. C.,	White,
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NOT VOTING—22

Cochran,	Hersch,	Needham,	Rosen,
Cooper,	Hoggard,	Olsen,	Sarra,
Corr,	Jones, P. F.,	Pettigrew,	Thompson, R. L.,
Fenrich,	Kolankiewicz,	Price, R. A.,	Verona,
Good,	Loftus,	Reese,	Williams,
Harney,	McNally,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection,

Senate Bill No. 752, Printer's No. 485, was passed over at the request of the SPEAKER.

BILL ON THIRD READING POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. ANDREWS.

The House resumed the consideration on third reading of Senate Bill No. 648, entitled:

An Act to amend subsection (c) of section 431 of the act, approved the twelfth day of April, one thousand nine hundred fifty-one (P. L. Act No. 21), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages, amending, revising, consolidating and changing the laws relating thereto, regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in, and use of alcoholic liquors, alcohol and malt and brewed beverages, and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," by changing residence requirements for stock ownership in corporations, licensed as malt and brewed beverages manufacturers, distributors and importing distributors.

On the question recurring,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. ANDREWS. Mr. Speaker, I move that this bill be recommitted to the Committee on Liquor Control for the purpose of further study.

On the question.

Will the House agree to the motion?

Mr. SMITH. Mr. Speaker, I rise to make a short statement on this recommittal motion.

I did not realize the other day, when the gentleman from Cambria made his statement on this bill, the seriousness of the amendment that has been placed in it, and I rise to go along with the recommittal motion.

On the question recurring,

Will the House agree to the motion?

It was agreed to.

RECONSIDERATION OF VOTE ON HOUSE BILL 855

Mr. TOMPKINS. Mr. Speaker, I move that the vote by which House Bill 855, Printer's No. 664, entitled:

"An Act to further amend the act, approved the twenty-ninth day of November one thousand nine hundred thirty-three (1933-34, P. L. 15), entitled, as amended 'Pennsylvania Liquor Control Act,' by permitting the sale and possession of wine in packages not bearing the official seal of the board."

was defeated on final passage, Tuesday, July 17, 1951, be reconsidered.

Mr. BOMBERGER. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Cameron, Mr. Tompkins vote on the final passage of this bill?

Mr. TOMPKINS. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Lancaster, Mr. Bomberger vote on the final passage of this bill?

Mr. BOMBERGER. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

It was agreed to.

BILL POSTPONED

Mr. WATERHOUSE. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

The motion was agreed to.

PERMISSION GRANTED COMMITTEES TO MEET DURING SESSION

Mr. COSTA asked and obtained permission for the Committee on Public Utilities to meet during the session of the House.

RESOLUTION

CONDOLENCE

Messrs. GREER and HARVEY A. MOORE offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, July 31, 1951.

George H. Bicker was born on August 20, 1880 near Cabot, Pennsylvania, on a farm that he and his wife owned at the time of his death on June 21 of this year. Except for a very few years, while his parents Herman Louis and Frederica Beinecke Bicker operated a grocery business in old Allegheny, now the City of Pittsburgh, he lived his entire life on that farm.

He loved his farm and the rich reward of farm life, the soul satisfying pleasure of working with God. But more important he loved people and his community, and he loved serving them. He found a perfect partner in Pauline Gundlach, a school teacher possessed of the same ideals. They were married on November 16, 1910 and spent the next 41 years of their life working together for their community and for the family of seven children which they reared.

George Bicker was a member of Winfield Grange 1105 for over 50 years. He was a director of Keystone Grange Exchange for many years and Pomona Master of Butler County two terms. He was a member of the loan committee of Butler Productive Credit since its organization in 1933. He served as Justice of the Peace in Winfield Township for 30 years succeeding his father who held that post from 1904.

In 1929 George Bicker was elected to the House of Representatives. He was reelected in 1931. His years of experience in serving the people of his community thus were used to serve his State. His wise counsel and intimate knowledge of the affairs of rural communities were of tremendous aid to the General Assembly in adopting sound legislation, which has remained as a monument to him; therefore be it

Resolved, That the House of Representatives this day, take note of the great loss suffered by the people of Butler County, and the people of Pennsylvania, in the passing of George Bicker. He was the solid fundamental type of citizen who serve as the keystone in our arch of liberty;

Resolved, That the members of the House of Representatives extend their individual sympathy to the wife and family of George Bicker and commend them his life

as a guiding light for their own, and everyone who would serve God; and be it further

Resolved, That a copy of this resolution be forwarded to Mrs. Pauline Bicker, Cabot, Pennsylvania.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair is pleased to welcome to the House a former Member, the gentleman from Philadelphia, Honorable Benjamin L. Long.

RESOLUTION

Mr. VAN SANT offered a resolution which was filed with the Clerk.

REPORTS FROM COMMITTEES

Mr. MORAN from the Committee on Public Utilities, reported as amended, Senate Bill No. 598 entitled:

An Act to further amend Section 10 of the act approved the twenty-ninth day of May in the thousand eight hundred eighty-five (P. L. 29) entitled "An act to provide for the incorporation and regulation of natural gas companies" by providing that natural gas companies shall have the right of eminent domain for underground storage of natural gas or manufactured fuel gas and regulating the exercise of such right.

Mr. BREISCH from the Committee on Law and Order, reported as amended, Senate Bill No. 703, entitled:

An Act authorizing the capture or destruction of birds in any city in certain cases.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL NO. 13.

An Act requiring political subdivisions to satisfy of record at their expense certain lost liens for taxes and municipal claims against real property sold at sheriff's sales county tax claim bureaus' public sales or county treasurers' tax sales under certain conditions

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend the title, page 1, line 4, of title, by striking out after the first word "sales" the words "or county treasurers' tax sales."

Amend Section 1, page 2, line 2, by striking out after the word "bureau" the words "or by a county treasurer."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. JOHNSON. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGES

AMENDED HOUSE BILLS RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL NO. 950

An Act to amend section 1 of the act approved the thirtieth day of March one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions of this act and providing for revocation or suspension of licenses given by said board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith" by further defining the practice of optometry and defining "optometrist"

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 3, line 11, by inserting after the word "drugs" the word "or" and by striking out after the word "surgery" the words "or physical therapy"; line 13, by striking out after the word "act" the following: "nothing in this act shall prohibit optical business establishments from filling optical prescriptions or any business establishment from selling ready-made glasses."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—185

Amarando,	Goodling,	Maxwell,	Rubin,
Andrews,	Graybill,	Mazza,	Sax,
Banker,	Greenwood,	McConnell,	Scanlon,
Barkdoll,	Greer,	McCormack,	Schmidt,
Baumunk,	Guarnieri,	McCullough,	Schuster,
Bear,	Gutendorf,	McDermit,	Scott,
Beaver,	Guthrie,	McGee,	Seyler,
Beech,	Hagerty,	McInroy,	Shoemaker,
Berkstresser,	Hall,	McKinney,	Shotwell,
Blair,	Hamilton, R. K.,	McMillen,	Smith,
Bloom,	Hamilton, W. H.,	Metz,	Snider,
Boles,	Haudenschild,	Mihm,	Sollenberger,
Bolton,	Headlee,	Mikula,	Spencer,
Bomberger,	Helm,	Miller, H. G.,	Stank,
Boorse,	Hewitt,	Miller, J. C.,	Stimmel,
Bower,	Hocker,	Mills,	Stoner,
Breisch,	Hunter,	Mintess,	Swartz,
Breth,	Jenkins,	Monroe,	Swope,
Brown,	Johnson,	Moore, C. E.,	Tahl,
Bucchin,	Jones, G. E.,	Moore, H. A.,	Taylor,
Byrne,	Jones, J. M.,	Moran,	Thompson, E. F.,
Cella,	Jones, T. H. W.,	Muldowney,	Toll,
Clapper,	Jump,	Munley,	Tompkins,
Clendenen,	Kamyk,	Murray,	Toomey,
Conway,	Keller,	Musto,	VanSant,
Costa,	Kent,	Najaka,	Varallo,
Coyle,	Kline,	Naugle,	Varner,
Dalrymple,	Kohl,	Penglase,	Wachhaus,
Davis,	Kornick,	Peta,	Wargo,
Dennison,	Kratz,	Petrosky,	Waterhouse,

Dougherty,	Kubacki,	Pfaff,	Watkins,
Dowling,	Lafore,	Pichney,	Weidner,
DuBois,	Lederer,	Pitzer,	Welsh,
Duffy,	Leisey,	Polaski,	Wescott,
Dunn,	Leonard, L.,	Polen,	Westrick,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	White,
Fillip,	Limper,	Reidenbach,	Wilt,
Filo,	Lopresti,	Reilly, J. M.,	Wood,
Firmstone,	Lovett,	Rigby,	Yeakel,
Flack,	Lutty,	Riley, R. L.,	Yester,
Frost,	Lyons,	Robertson,	Yetzer,
Gaffney,	Madden,	Rose,	Young,
Geer,	Madigan,	Rovansek,	Ziegler,
Gibson,	Markley,	Royer,	Sorg,
Gleason,			Speaker

NAYS—0

NOT VOTING—22

Cochran,	Hersch,	Needham,	Rosen,
Cooper,	Hoggard,	Olsen,	Sarra,
Corr,	Jones, P. F.,	Pettigrew,	Thompson, R. L.,
Fenrich,	Kolankiewicz,	Price, R. A.,	Verona,
Good,	Loftus,	Reese,	Williams,
Harney,	McNally,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL NO. 1067

An Act to add Section 1072.1 to and to further amend Section 1073 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the discontinuance of the office of district superintendent in any district of the third class

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend the bill, Section 1, Page 2, Line 15, by striking out after the first word, "the" the words, "expiration of the term" and inserting in lieu thereof the words "date fixed for the election."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—185

Amarando,	Goodling,	Maxwell,	Rubin,
Andrews,	Graybill,	Mazza,	Sax,
Banker,	Greenwood,	McConnell,	Scanlon,
Barkdoll,	Greer,	McCormack,	Schmidt,
Baumunk,	Guarnieri,	McCullough,	Schuster,
Bear,	Gutendorf,	McDermitt,	Scott,
Beaver,	Guthrie,	McGee,	Seyler,
Beech,	Hagerty,	McInroy,	Shoemaker,
Becktreesser,	Hall,	McKinney,	Shotwell,
Blair,	Hamilton, R. K.,	McMillen,	Smith,
Bloom,	Hamilton, W. H.,	Metz,	Snider,

Boies,	Haudenshield,	Mihm,	Sollenberger,
Bolton,	Headlee,	Mikula,	Spencer,
Bomberger,	Helm,	Miller, H. G.,	Stank,
Boorse,	Hewitt,	Miller, J. C.,	Stimmel,
Bower,	Hocker,	Mills,	Stoner,
Breisch,	Hunter,	Mintess,	Swartz,
Breth,	Jenkins,	Monroe,	Swope,
Brown,	Johnson,	Moore, C. E.,	Tahl,
Bucchin,	Jones, G. E.,	Moore, H. A.,	Taylor,
Byrne,	Jones, J. M.,	Moran,	Thompson, E. F.,
Cella,	Jones, T. H. W.,	Muldowney,	Toll,
Clapper,	Jump,	Munley,	Tompkins,
Clendenning,	Kamyk,	Murray,	Toomey,
Conway,	Keller,	Musto,	VanSant,
Costa,	Kent,	Najaka,	Varallo,
Coyle,	Kline,	Naugle,	Varner,
Dalrymple,	Kohl,	Penglaise,	Wachhaus,
Davis,	Kornick,	Peta,	Wargo,
Dennison,	Kratz,	Petrosky,	Waterhouse,
Dougherty,	Kubacki,	Pfaff,	Watkins,
Dowling,	Lafore,	Pichney,	Weidner,
DuBois,	Lederer,	Pitzer,	Welsh,
Duffy,	Leisey,	Polaski,	Wescott,
Dunn,	Leonard, L.,	Polen,	Westrick,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	White,
Fillip,	Limper,	Reidenbach,	Wilt,
Filo,	Lopresti,	Reilly, J. M.,	Wood,
Firmstone,	Lovett,	Rigby,	Yeakel,
Flack,	Lutty,	Riley, R. L.,	Yester,
Frost,	Lyons,	Robertson,	Yetzer,
Gaffney,	Madden,	Rose,	Young,
Geer,	Madigan,	Rovansek,	Ziegler,
Gibson,	Markley,	Royer,	Sorg,
Gleason,			Speaker

NAYS—0

NOT VOTING—22

Cochran,	Hersch,	Needham,	Rosen,
Cooper,	Hoggard,	Olsen,	Sarra,
Corr,	Jones, P. F.,	Pettigrew,	Thompson, R. L.,
Fenrich,	Kolankiewicz,	Price, R. A.,	Verona,
Good,	Loftus,	Reese,	Williams,
Harney,	McNally,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL NO. 1104

An Act to amend subsection (a) of Section 1402 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by authorizing the giving of medical and dental examination to children prior to enrollment in the first grade

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend Section 1, line 17, by striking out after the word "the" the word and figure "three (3)" and inserting in lieu thereof the word and figure "nine (9)."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—185

Amarando,	Goodling,	Maxwell,	Rubin,
Andrews,	Graybill,	Mazza,	Sax,
Banker,	Greenwood,	McConnell,	Scanlon,
Barkdoll,	Greer,	McCormack,	Schmidt,
Baumunk,	Guarnieri,	McCullough,	Schuster,
Bear,	Gutendorf,	McDermitt,	Scott,
Beaver,	Guthrie,	McGee,	Seyler,
Beech,	Hagerty,	McInroy,	Shoemaker,
Berkstresser,	Hall,	McKinney,	Shotwell,
Blair,	Hamilton, R. K.,	McMillen,	Smith,
Bloom,	Hamilton, W. H.,	Metz,	Snider,
Boles,	Haudenshield,	Mihm,	Sollenberger,
Bolton,	Headlee,	Mikula,	Spencer,
Bomberger,	Helm,	Miller, H. G.,	Stank,
Boorse,	Hewitt,	Miller, J. C.,	Stimmel,
Bower,	Hocker,	Mills,	Stoner,
Brelsich,	Hunter,	Mintess,	Swartz,
Breth,	Jenkins,	Monroe,	Swope,
Brown,	Johnson,	Moore, C. E.,	Tahl,
Bucchin,	Jones, G. E.,	Moore, H. A.,	Taylor,
Byrne,	Jones, J. M.,	Moran,	Thompson, E. F.,
Cella,	Jones, T. H. W.,	Muldowney,	Toll,
Clapper,	Jump,	Munley,	Tompkins,
Clendenening,	Kamyk,	Murray,	Toomey,
Conway,	Keller,	Musto,	VanSant,
Costa,	Kent,	Najaka,	Varallo,
Coyle,	Kline,	Naugle,	Varner,
Dairymple,	Kohl,	Penglase,	Wachhaus,
Davis,	Kornick,	Peta,	Wargo,
Dennison,	Kratz,	Petrosky,	Waterhouse,
Dougherty,	Kubacki,	Pfaff,	Watkins,
Dowling,	Lafore,	Pichney,	Weidner,
DuBols,	Lederer,	Pitzer,	Welsh,
Duffy,	Leisey,	Polaski,	Wescott,
Dunn,	Leonard, L.,	Polen,	Westrick,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	White,
Filip,	Limper,	Reidenbach,	Wilt,
Filo,	Lopresti,	Reilly, J. M.,	Wood,
Firmstone,	Lovett,	Rigby,	Yeakel,
Flack,	Lutty,	Riley, R. L.,	Yester,
Frost,	Lyons,	Robertson,	Yetzer,
Gaffney,	Madden,	Rose,	Young,
Geer,	Madigan,	Rovansek,	Ziegler,
Gibson,	Markley,	Royer,	Sorg,

Speaker

NAYS—0

NOT VOTING—22

Cochran,	Hersch,	Needham,	Rosen,
Cooper,	Hoggard,	Olsen,	Sarrafi,
Corr,	Jones, P. F.,	Pettigrew,	Thompson, R. L.,
Fenrich,	Kolankiewicz,	Price, R. A.,	Verona,
Good,	Loftus,	Reese,	Williams,
Harney,	McNally,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL NO. 1338

An Act to further amend Section 713 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances ad legal claims registration of certain vehicles and licensing the operators thereof upon payment of pscribed fees prescribing and limiting the powers of

local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing the fee for learner's permits and appropriating the increase for teaching of safe driving of motor vehicles

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend the bill Page 5, Lines 10 and 11, by striking out all of Section 2.

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. Mr. Speaker, I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—185

Amarando,	Goodling,	Maxwell,	Rubin,
Andrews,	Graybill,	Mazza,	Sax,
Banker,	Greenwood,	McConnell,	Scanlon,
Barkdoll,	Greer,	McCormack,	Schmidt,
Baumunk,	Guarnieri,	McCullough,	Schuster,
Bear,	Gutendorf,	McDermitt,	Scott,
Beaver,	Guthrie,	McGee,	Seyler,
Beech,	Hagerty,	McInroy,	Shoemaker,
Berkstresser,	Hall,	McKinney,	Shotwell,
Blair,	Hamilton, R. K.,	McMillen,	Smith,
Bloom,	Hamilton, W. H.,	Metz,	Snider,
Boles,	Haudenshield,	Mihm,	Sollenberger,
Bolton,	Headlee,	Mikula,	Spencer,
Bomberger,	Helm,	Miller, H. G.,	Stank,
Boorse,	Hewitt,	Miller, J. C.,	Stimmel,
Bower,	Hocker,	Mills,	Stoner,
Brelsich,	Hunter,	Mintess,	Swartz,
Breth,	Jenkins,	Monroe,	Swope,
Brown,	Johnson,	Moore, C. E.,	Tahl,
Bucchin,	Jones, G. E.,	Moore, H. A.,	Taylor,
Byrne,	Jones, J. M.,	Moran,	Thompson, E. F.,
Cella,	Jones, T. H. W.,	Muldowney,	Toll,
Clapper,	Jump,	Munley,	Tompkins,
Clendenening,	Kamyk,	Murray,	Toomey,
Conway,	Keller,	Musto,	VanSant,
Costa,	Kent,	Najaka,	Varallo,
Coyle,	Kline,	Naugle,	Varner,
Dairymple,	Kohl,	Penglase,	Wachhaus,
Davis,	Kornick,	Peta,	Wargo,
Dennison,	Kratz,	Petrosky,	Waterhouse,
Dougherty,	Kubacki,	Pfaff,	Watkins,
Dowling,	Lafore,	Pichney,	Weidner,
DuBols,	Lederer,	Pitzer,	Welsh,
Duffy,	Leisey,	Polaski,	Wescott,
Dunn,	Leonard, L.,	Polen,	Westrick,
Erb,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ewing,	Leven,	Readinger,	Wheeler,
Ferster,	Light,	Reagan,	White,
Filip,	Limper,	Reidenbach,	Wilt,
Filo,	Lopresti,	Reilly, J. M.,	Wood,
Firmstone,	Lovett,	Rigby,	Yeakel,
Flack,	Lutty,	Riley, R. L.,	Yester,
Frost,	Lyons,	Robertson,	Yetzer,
Gaffney,	Madden,	Rose,	Young,
Geer,	Madigan,	Rovansek,	Ziegler,
Gibson,	Markley,	Royer,	Sorg,

Speaker

NAYS—0

NOT VOTING—22

Cochran,	Hersch,	Needham,	Rosen,
Cooper,	Hoggard,	Olsen,	Sarra,
Corr,	Jones, P. F.,	Pettigrew,	Thompson, R. L.,
Fenrich,	Kolankiewicz,	Price, R. A.,	Verona,
Good,	Loftus,	Reese,	Williams,
Harney,	McNally,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

APPOINTMENT OF CONFERENCE COMMITTEE ON SENATE BILL NO. 245.

The Clerk of the Senate being introduced, informed that the Senate insists on its nonconcurrence in the amendments made and insisted upon by the House of Representatives to Senate Bill No. 245, entitled:

An Act to further amend subsection (a) of section 2 of the act approved the twenty-eighth day of June one thousand eight hundred ninety-five (P. L. 408) entitled as amended "A supplement to the twenty-fourth section of an act entitled 'An act to provide revenue by taxation approved the seventh day of June one thousand eight hundred and seventy-nine' approved the first day of June one thousand eight hundred and eighty-nine amending the twenty-fourth section by providing for the payment by the State Treasurer of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities towns townships and boroughs within this commonwealth" by providing for the return of funds if not paid over within a certain time by the political subdivisions for auditing the fund and accounts receiving disbursements by the auditors of the political subdivisions and restricting payments to firemen and their dependents

And has appointed Messrs. Wade, Letzler and Stiefel a committee of conference to confer with a similar committee of the House of Representatives (If the House of Representatives shall appoint such committee) on the subject of the differences existing between the two Houses in relation to said bill.

Mr. JOHNSON. Mr. Speaker, I move that the House insist upon its amendments non-concurred in by the Senate to Senate Bill No. 245 and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON SENATE BILL NO. 245

The SPEAKER. The Chair appoints as a Committee of Conference on said bill, Messrs. Stimmel, Clarence E. Moore and Breth.

PERMISSION TO ADDRESS HOUSE

Mr. PETROSKY asked and obtained unanimous consent to address the House.

Mr. Speaker, during my travels from home to Harrisburg and from Harrisburg back home I have been approached many times by people back home who seem to be thoroughly disgusted with this long session that we are now in. It seems to me that we are continuing to lag in the expediting of necessary legislation and taking care of the business at hand and then going home.

The people of the Commonwealth are waiting to see what we do; waiting for us to close the books so that they can return to their normal routine of business or private lives knowing what they are going to be faced with in the next biennium.

Now it seems to me,—and this is only my opinion,—that the reason for this lagging session is the fact that the flat income tax bill has not passed in the Senate. My personal observation, Mr. Speaker, is that I do not believe that the bill will be passed by the Senate, but that is not for me to say.

However, the Governor has had his answer. If the last primary election is to serve as any barometer, which I feel that it does, for on two occasions our Governor has reprimanded a gentleman whose name appeared on a primary ballot and after being reprimanded for taking a position in favor of the rank and file of the people, not only of the Democratic party but also of the Republican party, the gentleman won with a great and tremendous majority the office which he sought at that election.

I do not believe that we ought to lag here in the House. I am going to attend every session that is called in the Assembly. I am going to move as one person, that we enact or consider all the necessary legislation that is to be considered; enact new tax legislation in the event the Governor intends to give the full provisions to the education program of House Bills 333 and 334 and if he intends to give additional health and welfare services to the people of the Commonwealth, although my initial position of not needing any taxes was correct in accord with the budget, and I still maintain that position. I say if we enact legislation and he signs it to render these additional services, certainly we will need more money. Certainly we should sit right down to a discussion of some new type of tax based on the ability to pay, pass it, give the additional finances to the Governor, pass the other necessary legislation that we have here, and then adjourn the session and go home.

I reiterate, the responsibility lies on the shoulders of the Republican party and its members in the House of Representatives, in this lower house to recognize the facts and face them. The blame for this long do-nothing session rests solely with the Republican membership of this lower House. I shall endeavor to insist for full sessions and for sessions which will act upon a program seeking the earliest possible adjournment date. Notwithstanding the membership absent from their seats, it seems to me there was the passage of some very important legislation here in the House at yesterday's session, and action and consideration on that legislation with a very convenient amount of absences that without question did not benefit the people of Pennsylvania, but benefited certain vested interests.

The fiscal program, that was so strongly advocated by the Chamber of Commerce, and the Pennsylvania Manufacturer's Association has failed. I say that the facts should be recognized, that we should institute a people's program on the financial status of the Commonwealth, pass that program as I stated earlier, on the ability to pay, quit this session and go home.

PERMISSION TO ADDRESS HOUSE

Mr. SMITH asked and obtained unanimous consent to address the House.

Mr. Speaker, I cannot say that I agree with the gentleman to any extent.

I believe most of the things he said have been his personal opinion. I hope I understood him right when he admitted that we do need extra money. I think he made that statement.

I cannot agree with him when he says we are a do-nothing Legislature. We in the House do not come in that category. We have given the people of Pennsylvania many of the things they have asked for. We have given them FEPC; we passed yesterday, whether he thinks so or not, a good labor program that labor does not feel too badly about. Believe me when I say that labor is a happy group today.

We have also passed for the teachers Bills 333 and 334, which has been a good program. So we cannot say that we are a do-nothing Legislature.

The gentleman made a statement about certain individuals that won in campaigns. I do not know to whom he is referring, but I can also make the statement that there were certain other individuals in other counties who had the courage of their convictions and stand here in this House and vote for taxes because the people wanted things, and they won by overwhelming majorities. So I do not think that is a criterion because an individual won. Anybody can stand up and not vote for taxes; it is a popular thing to do; anybody can get votes on that basis. It does not take people with ability not to vote for taxes and win. That is a popular issue.

PERMISSION TO ADDRESS HOUSE

Mr. PETROSKY asked and obtained unanimous consent to address the House.

Mr. Speaker, for the purpose of the record, I did say that the Governor would need more money to carry out the fiscal program provided the full import of the House bills that were passed in the House and now reside in the Senate namely House Bills 333 and 334, were passed finally and were signed by the Governor. If the additional appropriations for the health and welfare programs were passed and signed by the Governor, I say that he will need more taxes. I know that the people of Pennsylvania do not begrudge him more taxes, but certainly only will submit to taxes that are based on the ability to pay, and not upon a fiscal program as advocated by the Governor.

In the event that program was instituted,—and the mechanics of the legislative body are not too well known by the lay public—you know and I know that the educational program with the insistence of the administration could be moved finally in the Senate and could be signed by the Governor, thereby showing his good faith in that program rather than we just passing things over to the Senate in order to hold a club over their heads to get them to pass the flat income tax bill.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 41.

A Supplement to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043)

entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending certain benefits heretofore granted to school employees entering the armed forces of the United States to certain other similarly qualified school employees

Referred to the Committee on Education.

SENATE BILL No. 742.

An Act providing for supplementing the police force of cities boroughs towns and townships for the appointment powers and control of auxiliary police therein and for the transfer during disasters and emergencies of such auxiliary police members of the regular police forces and police equipment thereof.

Referred to the Committee on Municipal Corporations.

BILLS INTRODUCED AND REFERRED

By Mr. MORAN.

HOUSE BILL No. 1629.

An Act to abolish the Milk Control Commission and to repeal the act by which it was created.

Referred to the Committee on Agriculture and Dairy Industries.

By Messrs. GAFNEY and BUCCHIN.

HOUSE BILL No. 1630.

An Act to amend Section 1007 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by changing requirements as to size and form of specimen ballots.

Referred to the Committee on Elections and Apportionment.

By Mr. LOVETT.

HOUSE BILL No. 1631.

An Act to provide revenue by imposing a corporate excess profits tax and imposing duties upon the Department of Revenue.

Referred to the Committee on Ways and Means.

ADJOURNMENT

Mr. WARGO. Mr. Speaker, I move that this House do now adjourn until Monday, August 6, 1951 at 3:30 p. m. EST.

The motion was agreed to, and (at 2:00 p.m. EST) the House adjourned.

Legislative Journal.

Session 1951.

139th of the General Assembly.

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HARRISBURG, PA., MONDAY, AUGUST 6, 1951.

No. 74.

SENATE

MONDAY, August 6, 1951.

The Senate met at 2:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lientenant-Governor Lloyd H. Wood) in the Chair.

PRAYER

The Chaplain, Rev. EDGAR C. IRWIN, Pastor of First Presbyterian Church, Ford City, Pennsylvania, offered the following prayer:

Almighty God, King of Kings and Lord of Lords, from Whom proceedeth all power and dominion in heaven and on earth, most earnestly we beseech Thee to look with favor upon Thy servants, the Governor and Lieutenant-Governor of this State, its Senators and Representatives, and all others in authority. Give to them the spirit of wisdom, goodness and truth, and so rule their hearts and bless their endeavors that law and order, justice and truth may prevail. Make us strong and great in the fear of God and in the love of righteousness, so that being blessed of Thee we may become a blessing to all people. All we ask is in the name of the Great Friend and Master of men. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. HARE, further reading was dispensed with, and the Journal was approved.

LEAVE OF ABSENCE

Mr. Hare asked and obtained leave of absence for Mr. CROWE, for today only.

NOMINATIONS BY THE GOVERNOR

REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations.

MEMBER OF THE BOARD OF TRUSTEES OF
MANSFIELD STATE TEACHER'S
COLLEGE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, Pa., August 6, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Paul H. Conner, Coudersport, Potter County, for appointment as a Member of the Board of Trustees of Mansfield State Teachers' College, to serve until the third Tuesday of January 1957, and until his successor shall have been appointed and qualified, vice Hon. Thomas A. Crichton, whose term expired.

JOHN S. FINE.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on August 6, 1951.

Mr. WATKINS. Mr. President, I second the motion. The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, Pa., August 6, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

J. R. Carroll, Shaler Twp., Glenshaw.
Andrew Lucka, Carnegie.

BLAIR TOWNSHIP

George P. Johnston, Blair Twp., Duncansville.

DELAWARE COUNTY

Samuel J. Miller, Trainer, Chester.

ERIE COUNTY

Earl T. McCutcheon, Erie.

LEHIGH COUNTY

John J. Graf, Allentown.

LYCOMING COUNTY

Miss Carlene E. Brooke, Williamsport.

NORTHAMPTON COUNTY

Wm. F. Clemson, Bethlehem.

PHILADELPHIA COUNTY

Anthon J. Luciani, 2116 Disston St. (24).

James T. Moock, 413 S. 2nd St. (47).

YORK COUNTY

Ernest R. McDowell, Spring Garden Twp., York.

JOHN S. FINE.

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, Pa., August 6, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

William B. Lewis, Dormont.

Mrs. Ruth I. Lovejoy, Pittsburgh, 348 Overbrook Blvd., Mt. Oliver.

BEAVER COUNTY

Mrs. Pauline C. Stanovich, Ambridge.

FAYETTE COUNTY

J. D. Moore, Uniontown.

LACKAWANNA COUNTY

James S. Moffat, Scranton.

LEHIGH COUNTY

Wm. T. Shockcor, Allentown.

LUZERNE COUNTY

Robert Anderson, Kingston.

McKEAN COUNTY

G. V. Olson, Hamilton Twp., Ludlow.

MONTGOMERY COUNTY

William L. Binder, Pottstown.

NORTHAMPTON COUNTY

Joseph G. Hildenberger, Bethlehem.

PHILADELPHIA COUNTY

Mrs. Louise A. Porreca, 4225 Manayunk Av.

Mrs. Agnes C. Sullivan, 1420 Walnut St.

YORK COUNTY

W. A. Stauffer, York.

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.	Stevenson.
Barz,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Probert,	Wagner.
Chapman,	Letzler,	Robinson,	Walker,
Dent,	Mahanay,	Rosenfeld,	Watkins.
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko.
Haluska,			

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

HOUSE MESSAGES

SENATE BILL No. 190 RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 190, entitled:

An Act relating to the change of corporate names of churches or religious corporations as a result of the union, merger or consolidation of the national or international church body of which such corporation is an affiliate, subsidiary or component part; providing for the filing of a certificate of change of name by such corporations with the Department of State and the effect thereof.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended will appear on tomorrow's Calendar.

HOUSE CONCURS IN SENATE BILL No. 5

He also returned to the Senate, Senate Bill No. 5, entitled:

An Act to amend the act, approved the eighteenth day of April, one thousand nine hundred forty-nine, (P. L. 512), entitled "An act relating to the administration and distribution of decedents' estates, trust estates, minors' estates and absentees' estates, both as to real and personal property, and the procedure relating thereto; including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases; the appointment, bond, removal and discharge of fiduciaries of such estates, their powers, duties and liabilities; the rights of persons dealing with such fiduciaries, and the rights of persons claiming an interest in such estates or in property distributed, therefrom whether as claimants or distributees, and containing provisions concerning guardians of the person of minors, the powers, duties and liabilities of sureties and of foreign fiduciaries, the abatement, survival and control of actions and rights of action, and the presumption of death; and also generally dealing with the jurisdiction, powers and procedure of the orphans' court and of the register of wills in all matters relating to fiduciaries," redefining certain words providing the manner in which oaths of fiduciaries may be taken, prescribing the advertisement of grant of letters, clarifying the time in which accounts must be filed and the circumstances under which distribution can be made without liability to claimants who have not given notice of their claims and further defining the powers of foreign fiduciaries.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 121

He also returned to the Senate, Senate Bill No. 121, entitled:

An Act to further amend the act approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by authorizing the classification of real estate into buildings on land and land exclusive of the buildings for city assessment and tax-levying purposes at separate and different rates.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 194

He also returned to the Senate, Senate Bill No. 194, entitled:

An Act to further amend clause (k) of subsection (a) of Section 722 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayor burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by including combinations of certain organizations within exemptions from fees.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 525

He also returned to the Senate, Senate Bill No. 525, entitled:

An Act to further amend Section 2 of the act approved the twenty-fifth day of June one thousand eight hundred ninety-five (P. L. 275) entitled "An act dividing the cities of this State into three classes with respect to their population and designating the mode of ascertaining and changing the classification thereof in accordance therewith" by providing for the regression in classification of cities upon their decrease in population

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 591

He also returned to the Senate, Senate Bill No. 591, entitled:

An Act to amend subsection (e) of Section 2 of the

act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 626), entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class; creating and prescribing the powers and duties of a Board of Property Assessment, Appeals and Review; imposing duties on certain county and city officers; abolishing the board for the assessment and revision of taxes in such counties; and prescribing penalties," by permitting members and employees of the board to hold other offices or positions or engage in certain businesses.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 604

He also returned to the Senate, Senate Bill No. 604, entitled:

An Act authorizing the conversion into mutual life insurance companies of certain fraternal beneficial societies, orders or associations or certain fraternal benefit societies incorporated under the laws of this Commonwealth; outlining the procedure; and defining the rights of dissenting certificate holders.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 618

He also returned to the Senate, Senate Bill No. 618, entitled:

An Act to amend Sections 515 and 525 of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1242) entitled "An act relating to roads streets highways and bridges amending revising consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto" by changing the provisions governing openings in the surface of highways in boroughs incorporated towns and cities

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 638

He also returned to the Senate, Senate Bill No. 638, entitled:

An Act to amend the title and the act approved the third day of May, one thousand nine hundred and nine (P. L. 408), as amended, entitled "An act authorizing the merger and consolidation of certain corporations" by permitting the merger or consolidation of certain domestic corporations or the merger or consolidation of certain foreign and domestic corporations; prescribing the procedure for and the effect of a merger or consolidation; providing for payment of certain fees, taxes, and bonus; and defining the rights, powers and privileges of dissenting stockholders and of the surviving corporation in the case of a merger and of the new corporation in the case of a consolidation.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 643

He also returned to the Senate, Senate Bill No. 643, entitled:

An Act to further amend Section 1 of the act approved the thirteenth day of May one thousand nine hundred twenty-seven (P. L. 984) entitled "An act relating to trans-

actions between a person acting on his own behalf and the same person acting jointly with others and to make uniform the law relating thereto" by authorizing the conveyance of his or her interest by one tenant by the entireties alone to the other and validating such conveyance heretofore made

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 684

He also returned to the Senate, Senate Bill No. 684, entitled:

An Act to further amend Section 7 of the act, approved the eleventh day of May, one thousand nine hundred twenty-five (P. L. 561), entitled "An act to provide for the selection of jurors to serve in the several courts, criminal and civil, of counties of the second class, and defining the qualifications of such jurors; providing for the organizations of a commission for the selection of jurors in such counties and prescribing its powers and duties, and authorizing it to investigate as to the qualifications of prospective jurors; imposing the expense of maintaining and operating said commission upon said counties, and requiring the county commissioners to provide suitable quarters equipment and supplies; authorizing the employment of the necessary clerks and other employees, and providing for a salary board composed of the commission, the county commissioners, and the controller of said counties to fix the number and compensation of such employees; requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service; repealing inconsistent legislation; and prescribing punishment for the violation hereof," by further regulating the selection of jurors in counties of the second class.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 694

He also returned to the Senate, Senate Bill No. 694, entitled:

An Act authorizing cities, boroughs, towns and townships to accumulate over a period of more than one year monies required to match State grants; and further regulating the budget taxation and appropriation powers of such political subdivisions therefor.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 715

He also returned to the Senate, Senate Bill No. 715, entitled:

An Act to further amend Section 1 of the act, approved the third day of May, one thousand nine hundred fifteen (P. L. 226), entitled "An act to establish and regulate the fees to be received and charged by the prothonotary of the courts of common pleas of this Commonwealth, in counties having over eight hundred thousand, and less than one million five hundred thousand, inhabitants, according to the last preceding United States census," by changing and further fixing the fees to be charged by the prothonotary.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 721

He also returned to the Senate, Senate Bill No. 721, entitled:

An Act authorizing and empowering the Pennsylvania Turnpike Commission to combine the turnpike and its extensions now constructed and to be constructed or parts thereof for financing purposes under the provisions of this act authorizing the issuance of turnpike revenue bonds of the Commonwealth notes or other obligations to pay the cost of such combined authorizing the commission to construct and finance as a whole or in sections turnpike and its extensions authorizing the commission to refund any bonds notes or other obligations theretofore issued by the commission under the provisions of any act including the payment of any redemption premium thereon notwithstanding any limitations or restrictions as to time of refunding or rate of interest contained in any act heretofore approved whether or not any of the projects in respect of which such securities being refunded were issued are combined authorizing the commission to fix tolls from time to time for the use of the projects so combined providing for preliminary or interim financing through the issuance of notes or other obligations constituting the same legal investments in certain instances and exempting the same from taxation providing for bonds to be given by each appointed member of the commission and the Secretary and Treasurer thereof conditioned upon the faithful performance of the duties of his office in the administration of the Pennsylvania Turnpike System and providing for salaries for the appointed members of the commission in lieu of the salaries heretofore authorized by law

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 950

He also presented communications from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 950, entitled:

An Act to amend section 1 of the act, approved the thirtieth day of March, one thousand nine hundred seventeen (P. L. 21), entitled, "Optometrists Licensure Law," by further defining the practice of optometry and defining "optometrist."

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1067

He also presented communications from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1067, entitled:

An Act to add Section 1072.1 to and to further amend Section 1073 of the act, approved the tenth day of May, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by providing for the discontinuance of the office of district superintendent in any district of the third class.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1104

He also presented communications from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1104, entitled:

An Act to amend subsection (a) of Section 1402 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by authorizing the giving of medical and dental examinations to children prior to enrollment in the first grade.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1338

He also presented communications from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1338, entitled:

An Act to further amend Section 713 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code," by increasing the fee for learner's permits; and appropriating the increase for teaching of safe driving of motor vehicles.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1373

He also presented communications from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1373, entitled:

An Act to further amend the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "Fish Law of 1925," by reclassifying chubs as baitfish.

HOUSE INSISTS UPON ITS AMENDMENTS NON- CONCURRED BY THE SENATE TO SENATE BILL No. 245 AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 245, entitled:

An Act to further amend subsection (a) of section 2 of the act, approved the twenty-eighth day of June, one thousand eight hundred ninety-five (P. L. 408), entitled, as amended "A supplement to the twenty-fourth section of an act, entitled "An act to provide revenue by taxation, approved the seventh day of June, one thousand eight hundred and seventy-nine," approved the first day of June, one thousand eight hundred and eighty-nine, amending the twenty-fourth section, by providing for the payment by the State Treasurer of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities, towns, townships and boroughs, within this Commonwealth," by providing for the return of funds if not used within a certain time by the political subdivision for payment to the Department of the Auditor General to defray costs and expenses of auditing the fund and accounts receiving disbursements; restricting payments to firemen and their dependents.

and has appointed Messrs. STIMMEL, CLARENCE E. MOORE and BRETH as a Committee of Conference to confer with a similar committee of the Senate (already appointed) to consider the differences existing between the two houses in relation to said bill.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 976, entitled:

An Act to amend Section 1 of the act, approved the twentieth day of May, one thousand nine hundred forty-nine (P. L. 1489), entitled "An act providing for a two-platoon system for firemen employed and paid by cities of the second class A and fixing the maximum hours of service in any one day or week for such platoons, with

certain exceptions," by further prescribing the maximum hours of service for such employes in any one week.

Which was committed to the Committee on Local Government.

House Bill No. 1185, entitled:

An Act to further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by authorizing school directors in districts of the third class to elect an associate superintendent in lieu of a district superintendent, prescribing his powers and duties and fixing his compensation.

Which was committed to the Committee on Education.

House Bill No. 1326, entitled:

An Act to further amend the act, approved the nineteenth day of March, one thousand nine hundred nine (P. L. 46), entitled "Osteopathic Practice Law," by providing for the licensing without examination of persons licensed by the provinces of the Dominion of Canada in certain cases.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 1441, entitled:

An Act to further amend clauses (a), (c) and (d) of section three hundred six and section four hundred ten of the act, approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled, as amended "Workmen's Compensation Act of 1915," by increasing maximum and minimum rates and deleting the limitation of number of weeks and aggregate of compensation for total disability and changing procedure.

Which was committed to the Committee on Labor and Industry.

House Bill No. 1442, entitled:

An Act to further amend the act approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "The Pennsylvania Occupational Disease Act," by increasing maximum and minimum rates and total amounts and aggregate of compensation and changing time for mailing medical report.

Which was committed to the Committee on Labor and Industry.

House Bill No. 1480, entitled:

An Act to further amend the act approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "Unemployment Compensation Law," by defining and re-defining certain terms; but further providing for the submission of reports by the department to the Governor concerning the administration and operation of the act, by providing for the selection of certain personnel on a civil service basis, by providing for the disposition of obsolete files and records, for reciprocal arrangements with foreign governments, for the modification of the manner in which contribution rates are determined and redetermined, for modification of the manner in which reports are filed and contributions paid, for modification of the provisions with respect to eligibility for benefits and the amount thereof, by conferring upon the department the right of appeal, by eliminating appeal filing fees, and by making further provisions for the prosecution of fraud and for recoupment of benefit payments.

Which was committed to the Committee on Labor and Industry.

House Bill No. 1513, entitled:

An Act to amend section four hundred twelve of the act approved the first day of June, one thousand nine hundred forty-five (P. L. 1242), entitled "State Highway Law," by defining the estate of substitute rights of way for public service companies and requiring conveyance thereof.

Which was committed to the Committee on Highways.

House Bill No. 1555, entitled:

An Act prohibiting the placement or acceptance for placement with any advertising media of advertisements for acquaintanceship with others, stating or indicating the purpose or likely result of matrimony; prohibiting the commercial conduct of matrimonial agencies and services; and prescribing penalties.

Which was committed to the Committee on Judiciary General.

House Bill No. 1562, entitled:

An Act to amend sections one and two of the act, approved the twenty-third day of May, one thousand nine hundred forty-five (P. L. 926), entitled "An act for the protection of the public health by regulating the conduct and operation of public eating and drinking places within this Commonwealth; requiring their licensing; imposing certain duties on the Department of Health of this Commonwealth and on the local health authorities; and providing penalties," by providing for the licensing of public eating or drinking places by county departments of health or joint-county departments of health in certain political subdivisions.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 1574, entitled:

An Act to further amend the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "Third Class City Law," by changing certain provisions relating to contracts, recreation places, highways, expense accounts of delegates to conventions, and payment by the city into police and firemen's pension funds.

Which was committed to the Committee on Local Government.

House Bill No. 1578, entitled:

An Act to further amend Section 4 of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1019) entitled "Statutory Construction Act," changing the effective date of laws in certain cases.

Which was committed to the Committee on Judiciary General.

House Bill No. 1590, entitled:

An Act to further amend the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "A supplement to the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736) entitled, as amended, "Workmen's Compensation Act of 1915, as reenacted and amended, providing for the payment of compensation to volunteer firemen or their dependents," by amplifying the provisions thereof as to the persons entitled to such benefits.

Which was committed to the Committee on Labor & Industry.

BILL INTRODUCED AND REFERRED

Mr. PEELOR read in his place and presented to the Chair Senate Bill No. 815, entitled

An Act providing for the payment into Orphans' Court, and the State Treasury of money or other property, due a legatee, devisee, distributee, or beneficiary of a trust, when it appears such person would not have the benefit, use or control of such money or other property.

Which was committed to the Committee on Judiciary General.

SENATE CONCURRENT RESOLUTION

TIME OF NEXT MEETING

Mr. KESSLER offered the following resolution, which was twice read, considered and agreed to:

In the Senate, August 6, 1951.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday, August 13, 1951, at two o'clock, p. m., E.S.T.; and when the House of Representatives adjourns this week it reconvene on Monday, August 13, 1951, at three-thirty o'clock, p. m., E.S.T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess for ten minutes, to permit a meeting of the Committee on Constitutional Changes and Federal Relations.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

REPORT FROM COMMITTEE

Mr. BLASS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BLASS, from the Committee on Constitutional Changes and Federal Relations, reported as committed, House Bill No. 1538, entitled:

BOND ISSUE, GENERAL STATE AUTHORITY AND STATE HIGHWAY AND BRIDGE AUTHORITY

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto section twenty-two.

BILLS INTRODUCED AND REFERRED

Mr. McPHERSON. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. McPHERSON, WADE and LEADER, read in place and presented to the Chair Senate Bill No. 816, entitled:

An Act to facilitate vehicular traffic across the Commonwealth by providing for construction, operation and maintenance of a turnpike from a connection with the Pennsylvania Turnpike System at such point west of the Susquehanna River as the Pennsylvania Turnpike Commission may decide is most feasible and practicable to a point on or near the boundary line between the Commonwealth of Pennsylvania and the State of Maryland, and conferring powers and imposing duties on the Pennsylvania Turnpike Commission; authorizing the issuance of turnpike revenue bonds, notes or other obligations of the Commonwealth payable solely from revenues of the Commission including tolls or from such funds as may be available to the Commission for that purpose to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; providing for the collection of tolls for the payment of such bonds, notes or other obligations and for the cost of maintenance, operation and repair of the turnpike; making such turnpike bonds, notes or other obligations exempt from taxation; constituting such bonds legal investments in certain instances; requiring suits against the Commission to be brought in Dauphin County; prescribing conditions on which such turnpike shall become free; providing for grade separations, grade changes, relocations, restorations and vacation of public roads and State highways affected by the turnpike; providing for the purchasing or condemnation of land and procedure for determining damages in condemnation; granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the Commission; and authorizing the issuance of turnpike revenue refunding bonds.

Which was committed to the Committee on Highways.

Mr. SNOWDEN. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SNOWDEN read in place and presented to the Chair Senate Bill No. 817, entitled:

An Act to amend the title and to further amend the act, approved the twenty-ninth day of May, one thousand nine hundred forty-five (P. L. 1108), entitled "An act authorizing the establishment, construction, and maintenance of limited access highways and local service highways and providing for closing certain highways; providing for the taking of private property and for the payment of damages therefor; providing for sharing the costs involved and for the control of traffic thereover; providing penalties and making an appropriation," by further providing for the establishment of limited access and local service highways and providing for the establishment of service areas along limited access highways; the sale of plots in such areas and setting forth the terms and conditions covering such sales and the use of such property.

Which was committed to the Committee on Highways.

Mr. PROPERT. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PROPERT read in place and presented to the Chair Senate Bill No. 818, entitled:

To further amend Section 3062 of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-one, (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," by further regulating publication of notice of land subdivision ordinances.

Which was committed to the Committee on Local Government.

Mr. PEELOR. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PEELOR read in place and presented to the Chair Senate Bill No. 819, entitled:

An Act to further amend the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1358), entitled "An act relating to chattel mortgages on any chattel or chattels of any kind or description, including, but not limited to, livestock, poultry, farm machinery, farm equipment and crops, grown, growing or to be grown, designating the operation and effect of the lien of such mortgages; providing for the filing, indexing and docketing of such mortgages and related instruments in prothonotaries' offices; and prescribing prothonotaries' fees; providing for the filing in Pennsylvania of similar lien instruments originally filed or recorded in other states; regulating the assignment, release, satisfaction and extension of the lien of such mortgages; prescribing methods of foreclosure; defining defaults and violations; and fixing penalties," by providing that chattel mortgages may be given as security for principal obligations other than bonds or notes; eliminating the requirement of witnesses; providing additional remedies to mortgages as against third persons; and providing that the provisions of the act be liberally construed.

Which was committed to the Committee on Judiciary General.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of House Bill No. 757, entitled:

An Act to add Article XVII.I to the act, approved the seventh day of March, one thousand nine hundred one (P. L. 20), entitled "An act for the government of cities of the second class," by providing for the establishment of a traffic court in cities of the second class.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE NON-CONCURS IN AMENDMENTS MADE BY THE HOUSE TO HOUSE BILL No. 757, RECALLED FROM THE GOVERNOR

Mr. WALKER. Mr. President, I move that the Senate do non-concur in the amendments made by the House to House Bill No. 757, recalled from the Governor.

Mr. KEPHART. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

THIRD READING CALENDAR

BILL RECOMMITTED

Mr. WALKER. Mr. President, I move that House Bill No. 382, on third reading, entitled:

An Act to further amend section eleven of the act approved the thirteenth day of May one thousand nine hundred twenty-five (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable religious benevolent humane and patriotic purposes" by exempting young men's and young women's Christian associations

be recommitted to the Committee on Public Health and Welfare, for the purpose of further study.

Mr. TAYLOR. Mrs. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 384, as follows:

An Act to further amend subsection (c) of Section 401 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for special permits for certain vehicles of nonresidents

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (c) of Section 401 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1135) is hereby further amended to read as follows

Section 401 Registration of Motor Vehicles Trailers and Semi-Trailers Required Special Permits for Nonresidents

* * * * *

(c) Every non-resident including any foreign corporation carrying on business within this Commonwealth and owning and regularly operating in such business any motor vehicle trailer or semi-trailer within this Commonwealth unless exempted from registration under the terms of a reciprocity agreement shall be required to register each such vehicle and pay the same fee therefor as is required with reference to like vehicle owned by residents of this Commonwealth Any such nonresident may obtain special permits to continue to operate such vehicles commencing from the date he would be required to register such vehicle for a period of ninety (90) days in any one registration year The fees for such permits shall be proportional with reference to time to the fees paid by residents for the registration of similar vehicles

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and naws were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.,	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Probert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Dent,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 399, as follows:

An Act to amend Section 11.1 of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending the time for the retention of membership in the State Employees' Retirement Association by any contributor who ceases to be a State employee and a member of the Public School Employees' Retirement Association

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 11.1 of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain

funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as added by the act approved the thirtieth day of June one thousand nine hundred forty-seven (P. L. 1174) is hereby amended to read as follows

**Transfer to Service under Public School
Employes' Retirement Association**

Section 11.1 Any contributor who ceases to be a State employe and becomes a public school employe and a member of the Public School Employes' Retirement Association by leaving with the retirement board all of his or her accumulated deductions at the time he or she ceases to be a State employe may retain his or her membership in the State Employes' Retirement Association but without credit under the State Employes' Retirement System for service for which credit is allowed under the Public School Employes' Retirement System and without the right to a disability retirement allowance under the provisions of section twelve of this act and with final salary equal to the average annual salary earnable by the contributor as a State employe for the years of service not exceeding five immediately preceding his or her ceasing to be a State employe Any person who has heretofore been a contributor and has ceased to be a State employe and at such time becomes a public school employe and a member of the Public School Employes' Retirement Association may restore his or her membership in the State Employes' Retirement Association by repaying to the retirement board on or before the thirty-first day of December one thousand nine hundred [forty-seven] fifty-one the full amount of his or her accumulated deductions at the time of his or her ceasing to be a State employe or any part thereof that may have been heretofore withdrawn Any such accumulated deductions left with or repaid to the retirement board as long as the contributor continues to be a public school employe and a contributor under the Public School Employes' Retirement Act shall be credited with regular interest thereafter

Nothing contained in this section shall limit the right of a State employe who has heretofore separated or shall hereafter separate from his or her service as a State employe to become a public school employe and a member of the Public School Employes' Retirement Association to retain or restore his or her rights as a member as they existed at the time of such separation in the manner provided in this act or to return to service as a State employe at any time and to add to such retained or restored rights by further service and further payroll deductions

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bana,	Hare,	McPherson, Jr.,	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Tools,
Blann,	Lane,	Peeler,	Wade,
Byrne,	Leader,	Probert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Dent,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallory,	Ruth,	Watson,
DiSilvestro,	McCrosch,	Scarlett,	Wolfe,

Fleming,
Freed
Haluska

McGinnis,
McMenamin,

Silvert,
Snowden,

Wood,
Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 400, as follows:

An Act to amend Section 12.1 of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending the time for the retention of membership in the Public School Employes' Retirement Association by any contributor who ceases to be a public school employe and becomes a State employe and a member of the State Employes' Retirement Association

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 12.1 of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as added by the act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1365) is hereby amended to read as follows

Transfer to Service under State Employes' Retirement Association

Section 12.1 Any contributor who ceases to be a public school employe and becomes a State employe and a member of the State Employes' Retirement Association by leaving with the retirement board all of his or her accumulated deductions at the time he or she ceases to be a public school employe may retain his or her membership in the public school employes' retirement system for service for which credit is allowed under the State employes' retirement system and without the right to a disability retirement allowance under the provisions of section thirteen of this act and with final salary equal to the average annual salary earnable by the contributor as a public school employe for the years of service not exceeding ten immediately preceding his or her ceasing to be a public school employe and any person who has heretofore been a contributor and has ceased to be a public school employe and at such time becomes a State employe and a member of the State Employes' Retirement Association may restore his or her membership in the Public School Employes' Retirement Association by repaying to the retirement board on or before the thirty-first day of December one thousand nine hundred [forty-seven] fifty-one the full amount of his or her accumulated deductions at the time of his or her ceasing to be a public

school employe or any part thereof that may have been heretofore withdrawn Any such accumulated deductions left with or repaid to the retirement board as long as the former contributor continues to be a State employe and a contributor under the State Employes' Retirement Act shall be credited with regular interest thereafter

Nothing contained in this section shall limit the right of a public school employe who has heretofore separated or shall hereafter separate from his or her service as a public school employe to become a State employe and a member of the State Employes' Retirement Association to retain or restore his or her rights as a member as they existed at the time of such separation in the manner provided in this act or to return to service as a public school employe at any time and to add to such retained or restored rights by further service and further payroll deductions

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hare,	McPherson, Jr.,	Stevenson,
Bane,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blam,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Probert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Dent,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 548, as follows:

An Act to amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for theft removal or transfer of certificates of inspection

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" is hereby amended by adding after Section 823 thereof a new section to read as follows

* * * * *

Section 823.1 Theft of Certificates of Inspection It shall be unlawful for any person to steal remove or transfer to another such vehicle the official certificate of inspection issued for any motor vehicle trailer or semi-trailer under the provisions of section eight hundred twenty-three (823) of this act or to steal any official certificate of inspection from any garage or from any other source whatsoever

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of not less than fifty dollars (\$50) nor more than one hundred dollars (\$100) and cost of prosecution and in default of the payment thereof undergo imprisonment for thirty (30) days

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.,	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blam,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Probert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Diehm,	Mahany,	Rosenfeld,	Watkins,
Dent,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 647, as follows:

An Act to further amend Section 429 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P L 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by increasing the salaries of the members of the Pennsylvania Securities Commission

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 429 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P L 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as amended by the act approved the twenty-eighth day of April one thousand nine hundred forty-nine (P L 776) is hereby further amended to read as follows

Section 429 Pennsylvania Securities Commission The Pennsylvania Securities Commission shall consist of three members and the Secretary of Banking ex officio

Two members of the commission shall constitute a quorum and no action of the commission shall be valid unless it shall have the concurrence of at least two members A vacancy on the commission shall not impair the right of a quorum to exercise all the powers and perform all the duties of the commission

The Governor shall designate one of the members of the commission as the chairman thereof and the Secretary of Banking with the approval of the Governor shall appoint a secretary who shall receive such salary as the Secretary of Banking with the approval of the Governor shall determine

The chairman of the commission shall receive a salary at the rate of [eight thousand five hundred] eleven thousand five hundred dollars per annum The other members of the commission except the Secretary of Banking shall receive salaries at the rate of [eight thousand] eleven thousand dollars per annum

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McMenamin,	Snowden,
Barr,	Hare,	McPherson, Jr.	Stevenson,
Barrett,	Holland,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Toole,
Byrne,	Lane,	Peelor,	Wade,
Chapman,	Leader,	Probert,	Wagner,
Dent,	Letzler,	Robinson,	Walker,
Diehm,	Mahanay,	Rosenfeld,	Watkins,
DiSilvestro,	Mallery,	Ruth,	Watson,
Fleming,	McCreesh,	Scarlett,	Wolfe,
Freed,	McGinnis,	Silvert,	Wood,

NAYS—1

Yosko,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 671, on third reading, entitled:

An Act to further amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2501) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" by further limiting eligibility for general assistance.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 746, as follows:

An Act requiring water companies supplying water to cities boroughs towns and townships to fluoridate the same under certain conditions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Whenever the governing body of any city borough town or township containing at least two-thirds of the population supplied with water by a water company or whenever the governing bodies of more than one such political subdivision containing a total of at least two-thirds of the population supplied with water by a water company by ordinance or resolution duly enacted de-

termines that the water supply thereof shall be fluoridated it shall be the duty of the water company supplying water to such city borough town or township on receipt of a copy of the ordinance or ordinances or resolution or resolutions thereafter to fluoridate its water in such manner as shall be approved by the State Department of Health and sufficient to produce benefits from such treatment without endangering the public health and safety

And said bill having been read at length the third time, and agreed to.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McMenamin,	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Probert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Dent,	Mahanay,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DISilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freedi,	McPherson, Jr.	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 765, as follows:

An Act to further amend the act approved the fifth day of December one thousand nine hundred thirty-six 1937 P L 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by changing the definition of wages as to the rights and obligations of employers and employees where a successor-in-interest has acquired assets of a predecessor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (1) of Clause (x) of section 4 of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P L 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing pro-

cedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" as last amended by the act approved the twenty-third day of May one thousand nine hundred forty-nine (P L 1738) is hereby further amended to read as follows

Section 4 Definitions The following words and phrases as used in this act shall have the following meanings unless the context clearly requires otherwise

* * * * *

(x) "Wages" means all remuneration (including the cash value of mediums of payment other than cash) paid by an employer to an individual with respect to his employment except that the term "wages" shall not include

(1) The part of the remuneration which is in excess of the first three thousand dollars (\$3,000) paid to an individual by each of his employers during a calendar year Provided That an employer may take credit under this subsection for remuneration which he has paid to an individual in the same calendar year on which contributions have been required and paid by such employer under an unemployment compensation law of another state but no such credit may be taken for remuneration which has been paid by another employer to such individual whether or not contributions have been paid thereon by such other employer under this act or under any state unemployment compensation law If an employer (hereinafter referred to as successor employer) during any calendar year acquires substantially all the property used in a trade or business of another employer (hereinafter referred to as a predecessor) or used in a separate unit of a trade or business of a predecessor and immediately after the acquisition employs in his trade or business an individual who immediately prior to the acquisition was employed in the trade or business of such predecessor then for the purpose of determining whether the successor employer has paid remuneration (other than remuneration referred to in the succeeding paragraphs of this subsection) with respect to employment equal to three thousand dollars (\$3000) to such individual during such calendar year any remuneration (other than remuneration referred to in the succeeding paragraphs of this subsection) with respect to employment paid (or considered under this paragraph as having been paid) to such individual by such predecessor during such calendar year and prior to such acquisition shall be considered as having been paid by such successor employer Remuneration in excess of three thousand dollars (\$3000) excluded from the definition of wages under the provisions of this subsection may not be considered in determining the compensation rights of any individual under this act and in determining such rights the first three thousand dollars (\$3000) of remuneration on which contributions are payable shall be considered as paid only in the calendar quarter or quarters in which such amount was actually paid

Section 2 The provisions of this act shall become effective the first day of July one thousand nine hundred fifty-one

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Haluska,	McMenamin,	Snowden,
Barr,	Hare,	McPherson, Jr.	Stevenson,
Barrett,	Holland,	Meade,	Stiefel,
Berger,	Kephart,	Neff,	Taylor,
Blass,	Kessler,	Pechan,	Toole,
Byrne,	Lane,	Peelor,	Wade,
Chapman,	Leader,	Probert,	Wagner,

DiSilvestro,
Dent,
Diehm,
Fleming,
Freed,

Letzler,
Mahanay,
Mallery,
McCreesh,
McGinnis,

Robinson,
Rosenfeld,
Ruth,
Scarlett,
Silvert,

Walker,
Watkins,
Watson,
Wolfe,
Wood,
Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 788, as follows:

An Act to further amend the act approved the fifth day of May one thousand nine hundred thirty-three (P L 364) entitled "An act relating to business corporations defining and providing for the organization merger consolidation reorganization winding up and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and shareholders prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the second class within the provisions of this act prescribing the terms and conditions upon which foreign business corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas and certain State departments commissions and officers authorizing certain State departments boards commissions or officers to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by requiring the establishment of a permanent lot care fund with corporate trustee of a certain amount by cemetery and burial corporations hereafter organized prior to the sale of burial lots and requiring a fixed percentage of the sale price of burial lots to be added to such fund

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 209 of the act approved the fifth day of May one thousand nine hundred thirty-three (P L 364) entitled "An act relating to business corporations defining and providing for the organization merger consolidation reorganization winding up and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and shareholders prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the second class within the provisions of this act prescribing the terms and conditions upon which foreign business corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas and certain State departments commissions and officers authorizing certain State departments boards commissions or officers to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" is hereby amended to read as follows

Section 209 Cemetery and Burial Corporations In the case of the incorporation of a cemetery or burial corporation as a business corporation the articles shall in addition to the information heretofore required by this article contain a provision (1) that a sum equal to at least one-tenth of the gross amount of the funds arising from the sale of lots in the burial ground or cemetery of the corporation shall be set apart for the perpetual care and preservation of the grounds and the repair and renewal of the buildings and property of such corporation that such sum shall be invested by the board of directors in securities which are legal investments for trustees under the laws of this Commonwealth and that the income arising therefrom shall be applied by the board of directors to the fore-

going purposes (2) that a permanent lot care fund shall be established prior to the disposal or sale of any burial lots as required by Section 209.1 and (3) that a sum equal to at least one-tenth of the gross sales price of each lot sold shall be deposited in the permanent lot care fund

Section 2 Article II of said act is hereby amended by adding immediately after Section 209 a new section to read as follows

Section 209.1 Cemetery and Burial Corporations Permanent Lot Care Fund In addition to the requirements of Section 209 the incorporators of any cemetery or burial corporation hereafter organized as a business corporation before disposing of any burial lot or making any sale thereof shall cause to be deposited in a bank and trust company trust company or national banking association having fiduciary powers a sum of not less than twenty-five thousand dollars (\$25,000) as a permanent lot care fund for the maintenance of burial lots and shall designate such banking institution as trustee of such fund Whenever burial lots are from time to time sold by the corporation it shall add to the permanent lot care fund a sum equal to at least one-tenth of the gross sales price of each lot sold The permanent lot care fund so established shall be invested in securities which are legal investments for trustees under the laws of this Commonwealth and the corporate trustee shall pay semi-annually the net income from the fund to the cemetery or burial corporation for the purposes herein set forth

Every such cemetery or burial corporation shall before disposing of any burial lot or making any sale thereof cause to be filed with the Department of State an affidavit signed by at least a majority of the board of directors stating that it has caused to be deposited at least twenty-five thousand dollars (\$25,000) as a permanent lot care fund as hereinbefore provided to which affidavit shall be attached an acceptance by the banking institution designated as trustee thereof acknowledging its acceptance of the trusteeship

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,
Barr,
Barrett,
Berger,
Blas,
Byrne,
Chapman,
Dent,
Diehm,
DiSilvestro,
Fleming,
Freed,
Haluska,

Hare,
Holland,
Kephart,
Kessler,
Lane,
Leader,
Letzler,
Mahanay,
Mallery,
McCreesh,
McGinnis,
McMenamin,
Meade,
Neff,
Pechan,
Peelor,
Probert,
Robinson,
Rosenfeld,
Ruth,
Scarlett,
Silvert,
Snowden,

McPherson, Jr.
Stevenson,
Stiefel,
Taylor,
Toole,
Wade,
Wagner,
Walker,
Watkins,
Watson,
Wolfe,
Wood,
Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 793, as follows:

An Act to validate and quiet the title to real estate in this Commonwealth held by a foreign corporation not authorized to transact business in Pennsylvania and heretofore conveyed to a citizen or citizens of the United States or a corporation authorized to hold such real estate

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title to any real estate situate in this Commonwealth which may have been held prior to the first day of January one thousand nine hundred fifty-one by any corporation not authorized under the laws of Pennsylvania to transact business in Pennsylvania the title to which real estate has been heretofore conveyed by such foreign corporation incorporated under the laws of this Commonwealth or of any other state or commonwealth in the United States and authorized to hold such real estate is hereby declared to be good and valid and free and clear of any right of escheat by the Commonwealth and such citizen citizens or corporation grantees as aforesaid and his their or its respective heirs successors and assigns shall hold and may convey such title and estate indefeasible as to any right of escheat which the Commonwealth might otherwise have by reason of said unauthorized holding and conveyance by such foreign corporation and all such conveyances heretofore made are hereby ratified and confirmed

Section 2 All acts and parts of acts are hereby repealed in so far as they are inconsistent with the provisions of this act

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.,	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Probert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Dent,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 796, as follows:

An Act prohibiting the occupation of living quarters over or the depositing of foreign substances in any body of water which is the source of water used for human consumption prescribing penalties and authorizing the courts of common pleas to enjoin violations

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Any person who occupies any living quarters or permits another to occupy living quarters owned or under his control in a building over a natural lake or pond or other body of water which is the source at any time during the year of water used for human consumption or who deposits refuse garbage or any other foreign substances in such waters shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of three hundred dollars (\$300) or to undergo imprisonment for six (6) months or both

Section 2 Upon application of the Department of Health

or any person particularly aggrieved the court of common pleas of any county sitting in equity may by injunction enforce the compliance with or restrain the violation of section 1 of this act

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.,	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Probert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Dent,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 808, as follows:

An Act to further amend Section 1201 of the act approved the fourth day of May one thousand nine hundred twenty-seven (P L 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by further providing for the sale of borough property

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1201 of the act approved the fourth day of May one thousand nine hundred twenty-seven (P L 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" as last amended by the act approved the nineteenth day of July one thousand nine hundred fifty-one (Act No. 217) is hereby further amended to read as follows

Section 1201 General Powers A borough may

I Have succession perpetually by its corporate name

II Sue and be sued and complain and defend in the courts of the Commonwealth

III Make and use a common seal and alter the same at pleasure

IV Purchase acquire by gift or otherwise hold lease let and convey by sale or lease such real and personal property as shall be deemed to be to the best interest of the borough Provided That no real estate owned by the borough shall be sold for a consideration in excess of five hundred dollars except to the highest bidder after due notice by advertisement for bids in one newspaper of the county Such advertisement shall be published not less than ten days prior to the date fixed for the opening of bids and such date for opening shall be announced in such advertisement The acceptance of bids shall be made only by public announcement at the meeting at which bids are received All bids shall be accepted on the condition that payment of the purchase price in full shall be made within ten days of the acceptance of bids

No borough personal property shall be disposed of by

sale or otherwise except upon approval of council by ordinance or resolution in cases where council shall approve a sale of such property it shall estimate the sale value of the entire lot to be disposed of if council shall estimate the sale value to be two hundred dollars or more the entire lot shall be advertised for sale once in at least one newspaper of the county not less than ten days prior to the date fixed for the opening of bids and such date for opening bids shall be announced in such advertisement and sale of the property so advertised shall be made to the best responsible bidder

The provisions of this [section] clause shall not be mandatory where borough property is to be traded in or exchanged for new borough property

The provisions of this clause requiring advertising for bids and sale to the highest bidder shall not apply where borough real or personal property is to be sold to a municipality authority pursuant to the Municipality Authorities Act of 1945

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Propert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Dent,	Mahanay,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 809, as follows:

An Act to further amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled An act empowering cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court" by further limiting the maximum rate of certain taxes levied by certain political subdivisions The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The last paragraph of subsection E of Section 1 of the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled "An act empowering cities of the second class cities of the second class A cities of the third class boroughs towns

townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court" as added by the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 898) is hereby amended to read as follows

Section 1

* * * * *

E Limitation on Rates of Specific Taxes No taxes shall be levied by any political subdivision on the following subjects exceeding the rates specified in this subsection

* * * * *

If at any time two political subdivisions shall impose any one of the above taxes on the same person subject business transaction or privilege located within both such political subdivisions during the same year or part of the same year under the authority of this act or any other act then the tax levied by a political subdivision under the authority of this act shall during the time such duplication of the tax exists except as hereinafter otherwise provided be one-half of the rate as above limited and such one-half rate shall become effective by virtue of the requirements of this act from the day such duplication becomes effective without any action on the part of the political subdivision imposed the tax under the authority of this act It is the intent and purpose of this provision to limit rates of taxes referred to in this subsection so that the entire burden of one tax on a person subject business transaction or privilege shall not exceed the limitations prescribed in this subsection Provided however That any two political subdivisions which impose any one of the above taxes on the same person subject business transaction or privilege during the same year or part of the same year may agree among themselves that instead of limiting their respective rates to one-half of the maximum rate herein provided they will impose respectively different rates the total of which shall not exceed the maximum rates as above permitted

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Propert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Dent,	Mahanay,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
DiSilvestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed,	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 810, as follows:

An Act to further amend the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by authorizing townships of the second class to levy assess and collect certain additional taxes subject to maximum limitations for general revenue purposes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection A of Section 905 of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" as reenacted amended and revised by the act approved the tenth day of July one thousand nine hundred forty-seven (P. L. 1481) is hereby further amended by amending the first paragraph thereof and adding thereafter a new clause to read as follows

Section 905 Township and Special Tax Levies A The board of township supervisors may by resolution levy taxes upon all real property and upon all occupations or upon real property alone within the township made taxable for township purposes as ascertained by the last adjusted valuation for county purposes and a per capita tax upon individuals and on sales involving the transfer of title of real property and on admissions to places of amusement athletic events and the like and upon the use or occupancy of house trailers suitable for living quarters for the purposes and at the rates hereinafter specified All taxes shall be collected in cash

.05 An annual tax for general township purposes on any one or more of the subjects authorized by this amending act except that no township shall levy both an occupation tax and a per capita tax for the same period and not exceeding the rates specified in this clause

(a) Per capita poll or other head taxes \$5

(b) On sales involving the transfer of title of real property 1%

(c) On admissions to places of amusement athletic events and the like 10%

(d) On house-trailers suitable for living quarters \$10

If at any time a township and another political subdivision shall impose any one of the above taxes on the same person subject transaction or privilege located within both political subdivisions during the same year or part of the same year then the tax levied by the township under the authority of this act shall during the time such duplication of the tax exists except as hereinafter otherwise provided be one-half of the rate as above limited and such one-half rate shall become effective by virtue of the requirements of this act from the day such duplication becomes effective without any action on the part of the township supervisor imposing the tax under the authority of this act It is the intent and purpose of this provision to limit rates of taxes referred to in this clause so that the entire burden of one tax on a person subject transaction or privilege shall not exceed the limitations prescribed in this clause Provided however That any two political subdivisions which impose any one of the above taxes on the same person subject business transaction or privilege during the same year or part of the same year may agree among themselves that instead of limiting their respective rates to one-half of the maximum rate herein provided they will impose respectively different rates the total of which shall not exceed the maximum rate as above permitted

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Hare,	McPherson, Jr.,	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Probert,	Wagner,
Chapman,	Letzler,	Robinson,	Walker,
Dent,	Mahany,	Rosenfeld,	Watkins,
Diehm,	Mallery,	Ruth,	Watson,
Dislivestro,	McCreesh,	Scarlett,	Wolfe,
Fleming,	McGinnis,	Silvert,	Wood,
Freed	McMenamin,	Snowden,	Yosko,
Haluska,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 815, as follows:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities borough incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing that the Department of Revenue furnish one registration plate for every vehicle

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (a) of Section 501 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and

garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the sixth day of May one thousand nine hundred forty-three (P. L. 172) is hereby further amended to read as follows

Section 501 Registration Plates to be Furnished by Department

(a) The department shall furnish to every owner whose motor vehicle is registered and for each registration applied for by a manufacturer jobber or dealer in motor vehicles trailers or semi-trailers [two registration plates] and to every owner of a registered trailer semi-trailer motorcycle or bicycle with motor attached and for each registration applied for by a manufacturer jobber or dealer in motorcycles or bicycles with motor attached one registration plate

Section 2 Section 503 of said act as amended by the act approved the twenty-seventh day of June one thousand nine hundred thirty-nine (P. L. 1135) is hereby further amended to read as follows

Section 503 How Registration Plates Carried on Motor Vehicles

Every registration plate shall at all times be securely fastened to the rear of the vehicle to which it is assigned or on which its use is authorized lone on the front the other on the rear except that for motorcycles bicycles with motor attached trailers and semi-trailers the single plate shall be on the rear]

No plate shall be attached at a height less than twelve (12) inches from the ground measuring from the bottom of such plate nor shall any plate be obscured

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 3 Subsection (a) of Section 505 of said act is hereby amended to read as follows

Section 505 Lost Defaced or Substituted Registration Plates

(a) In the event of the loss of [one or both] registration plates or if a plate or plates become so defaced that the numerals or letters thereon are illegible it shall be the duty of the owner of the motor vehicle trailer or semi-trailer for which the same were issued to apply to the department for a new [plates] plate within forty-eight (48) hours of his discovery of the loss or defacement of such plate [or plates]

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Bane,	Haluska,	McPherson, Jr.,	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Taylor,
Berger,	Kephart,	Pechan,	Toole,
Blass,	Kessler,	Peelor,	Wade,
Byrne,	Lane,	Probert,	Wagner,
Chapman,	Leader,	Robinson,	Walker,
Dent,	Letzler,	Rosenfeld,	Watkins,
Dishm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Scarlett,	Wolfe,
Fleming,	McCreesh,	Silvert,	Wood,
Freed,	McGinnis,	Snowden,	Yosko,

NAYS—1

McMenamin,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

SECOND READING CALENDAR

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 187, entitled:

An Act to fix the salaries and compensation of the judges of the Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County certain associate judges not learned in the law and repealing certain acts inconsistent herewith

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 441, entitled:

An Act to add Sections 602.1 and 705.1 to further amend Section 802 to add Sections 804.1 and 901.1 to the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth vesting in the State Civil Service Commission and a Personnel Director certain powers and duties providing for classification of positions adoption of compensation schedules and certification of payrolls imposing duties upon certain officers and employees of the Commonwealth authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service defining certain crimes and misdemeanors imposing penalties making certain appropriations and repealing certain acts and parts thereof" by providing that substitutes may hold positions only until employees on military leave return relating to rights of transferred reassigned or promoted employees during probationary periods and providing for employee audits from time to time

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 629, entitled:

An Act to establish a separate orphans' court in and for the county of Beaver.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 634, on second reading, entitled:

An Act to amend the act approved the first day of June one thousand nine hundred fifteen (P. L. 701) entitled "An act regulating the payment of persons in the employ of the Commonwealth" by providing for pay-days every two weeks

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL RECOMMENDED

Mr. WALKER. Mr. President, I move that House Bill No. 683, on second reading, entitled:

An Act to further amend subsection (c) of section nine hundred two of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by removing certain equipment requirements pertaining to motor buses

be recommitted to the Committee on Highways, for the purpose of further study.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILL POSTPONED

Mr. WALKER. Mr. President, I move that Senate Bill No. 730, on second reading, entitled:

An Act to promote the welfare of the people of this Commonwealth creating Port Authorities to function in counties of the second class as bodies corporate and politic with power to plan acquire construct maintain and operate facilities and projects for the improvement and development of the port district and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on the Authorities authorizing the Authorities to enter into contracts with and to accept grants from the Federal government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates and services requiring the approval of the General Assembly for any acquisition of a facility or project by an authority and authorizing the Authorities to collect tolls fares fees rentals and charges for the use of facilities defining the Authorities' powers and duties and defining the port districts

be placed on the Second Reading Postponed Calendar.

Mr. TAYLOR. Mr. President, I second the motion. The motion was agreed to.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 806, on second reading, entitled:

An Act to amend clause (1) of subsection (a) of Section 202 of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employees providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" by exempting from local taxation all property owned by churches and religious groups and used exclusively for religious purposes or as living quarters for religious leaders

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that Senate Bill No. 807, on second reading, entitled:

An Act to amend clause (a) of Section 202 of the act approved the twenty-second day of May one thousand nine hundred thirty-three (P. L. 853) entitled "An act relating to taxation designating the subjects property and persons subject to and exempt from taxation for all local purposes providing for and regulating the assessment and valuation of persons property and subjects of taxation for county purposes and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations amending revising and consolidating the law relating thereto and repealing existing laws" by exempting from local taxation all property owned by churches and religious groups and used exclusively for religious purposes or as living quarters for religious leaders

go over in its order.

The PRESIDENT. Is there objection? The Chair hears

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 811, on second reading, entitled:

An Act to add section 1501.1 to the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by empowering township supervisors to compel connection with and use of sewer systems constructed by municipal authorities to impose penalties to enforce regulations and orders and to connect properties of owners failing or neglecting to make connection.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 829, entitled:

An Act to amend clause (b) of Section 1 of the act approved the thirtieth day of June one thousand nine hundred forty-seven (P. L. 1183) entitled "An act relating to strikes by public employes prohibiting such strikes providing that such employes by striking terminate their employment providing for reinstatement under certain conditions providing for a grievance procedure and providing for hearings before civil service and tenure authorities and in certain cases before the Pennsylvania Labor Relations Board" by requiring panel to be set up within five days after the receipt of a request therefor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 900, entitled:

An Act to further amend section one thousand and twenty-seven of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the requirements that certain vehicles stop at railway grade crossings

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 968, on second reading, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by requiring conformance of buildings transportation and joint schools and departments to county plans for reorganization of school districts.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1123, on second reading, entitled:

An Act to provide for the registration and protection of trademarks and to secure the rights property and interests therein providing for the assignment cancellation and revocation thereof and imposing penalties for violations conferring powers and imposing duties upon the Secretary of the Commonwealth in the administration thereof and to repeal all acts inconsistent therewith

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1171, on second reading, entitled:

An Act to further amend the act approved the first day of June one thousand nine hundred thirty-one (P. L. 299) entitled "An act requiring retail dealers in liquid fuels to state the rate of the liquid fuels tax separately from the price of such liquid fuels on liquid fuel price display signs and imposing a penalty" by requiring the posting of signs on liquid fuels dispensing devices stating the brand quality and price of liquid fuels prohibiting the posting of signs not conforming to prescribed standards and increasing penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1292, on second reading, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for reports of sales of vehicles to nonresidents the transportation of dangerous substances and the inspection of dealers' premises further regulating the administrative powers of the department the licensing suspension and revocation of operators and operating privileges and the operation and equipment of vehicles changing certain fees and powers and jurisdiction of peace officers magistrates aldermen justices of the peace and prescribing additional enforcement and penal provisions and making uniform the interpretation and construction of the law

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1293, entitled:

An Act to amend the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1340) entitled "An act relating to the financial responsibility of operators and owners of motor vehicles and to make uniform the law with reference thereto requiring owners and operators in certain cases to furnish proof of financial responsibility providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases regulating insurance policies which may be accepted as proof of financial responsibility imposing duties upon the Secretary of Revenue the State Treasurer and prothonotaries and prescribing penalties" by clarifying and extending the provisions of the act to include certain vehicles of the tractor type and making editorial changes

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1294, entitled:

An Act to amend the title of and the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1005) entitled "An act relating to and regulating tractors and trailers and their operation providing for their registration and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors and trailers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors and trailers imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by deleting from said act all provisions relating to operators operators' licenses and trailers and further providing for the equipment of tractors

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1324, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims

registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the registration year for commercial motor vehicles motor buses motor omnibuses and trailers and certain exemptions in accordance therewith

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1384, entitled:

An Act to repeal the act approved the thirteenth day of April one thousand eight hundred sixty-eight (P. L. 1017) entitled "An act to provide for the collection of state county poor and military taxes in the county of Bedford" so far as it relates to Bedford County

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1404, entitled

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the addition to the tax duplicates of school districts of the third and fourth class of properties occupied during the fiscal year of the school district in certain cases

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1424, entitled:

An Act to further amend Section 1101 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing

the operator thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the provisions relating to restrictions of the right to use highways

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1427, on second reading, entitled:

An Act to add Article XX-A to the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by authorizing the creation of planning commissions in such townships and prescribing their powers and duties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1477, entitled:

An Act to further amend Section 1 of the act approved the thirtieth day of March one thousand nine hundred fifteen (P. L. 34) entitled "An act to promote the health and efficiency of firemen in cities of the second class by providing for a two-platoon system for firemen in the department of public safety of such cities" by further regulating the hours of duty of firemen in cities of the second class

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1479, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject

matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by requiring certain vehicles and combinations of vehicles to be constructed or equipped to prevent throwing of road surface substances from their rear wheels beyond certain limits

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS SIGNED

The President (Lieutenant-Governor Lloyd H. Wood) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 5, entitled:

An Act to amend the act, approved the eighteenth day of April, one thousand nine hundred forty-nine, (P. L. 512), entitled "An act relating to the administration and distribution of decedents' estates, trust estates, minors' estates and absentees' estates, both as to real and personal property, and the procedure relating thereto; including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases; the appointment, bond, removal and discharge of fiduciaries of such estates, their powers, duties and liabilities; the rights of persons dealing with such fiduciaries, and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees, and containing provisions concerning guardians of the person of minors, the powers, duties and liabilities of sureties and of foreign fiduciaries, the abatement, survival and control of actions and rights of action, and the presumption of death; and also generally dealing with the jurisdiction, powers and procedure of the orphans' court and of the register of wills in all matters relating to fiduciaries," redefining certain words providing the manner in which oaths of fiduciaries may be taken, prescribing the advertisement of grant of letters, clarifying the time in which accounts must be filed and the circumstances under which distribution can be made without liability to claimants who have not given notice of their claims and further defining the powers of foreign fiduciaries.

House Bill No. 74, entitled:

An Act to amend section two thousand five hundred five of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by changing the basis for payments on account of school nurses.

Senate Bill No. 121, entitled:

An Act to further amend the act approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by authorizing the classification of real estate into buildings on land and land exclusive of the buildings for city assessment and tax-levying purposes at separate and different rates.

Senate Bill No. 194, entitled:

An Act to further amend clause (k) of subsection (a) of Section 722 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation for refunds," by including combinations of certain organizations within exemption from fees.

House Bill No. 269, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by providing for the establishment by the Department of Public Instruction of a standardized driver-training program in the public schools and providing for assistance to school districts in certain cases.

House Bill No. 270, entitled:

An Act to add Section 2511.2 to the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 301), entitled "Public School Code of 1949," by providing for payments to school districts and vocational school districts on account of employment of highway safety education instructors.

Senate Bill No. 525, entitled:

An Act to further amend Section 2 of the act, approved the twenty-fifth day of June, one thousand eight hundred ninety-five (P. L. 275), entitled "An act dividing the cities of this State into three classes with respect to their population, and designating the mode of ascertaining and changing the classification thereof in accordance therewith," by providing for the regression in classification of cities upon their decrease in population.

House Bill No. 556, entitled:

An Act to amend Section 625 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "The Penal Code," by authorizing municipalities to grant special permits for the discharge of flobert rifles and other types of firearms in such municipalities for particular purposes.

Senate Bill No. 591, entitled:

An Act to amend subsection (e) of Section 2 of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 626), entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class; creating and prescribing the powers and duties of a Board of Property Assessment, Appeals and Review; imposing duties on certain county and city officers; abolishing the board for the assessment and revision of taxes in such

counties; and prescribing penalties," by permitting members and employees of the board to hold other offices or positions or engage in certain businesses.

Senate Bill No. 604, entitled:

An Act authorizing the conversion into mutual life insurance companies of certain fraternal beneficial societies, orders or associations or certain fraternal benefit societies incorporated under the laws of this Commonwealth; outlining the procedure; and defining the rights of dissenting certificate holders.

Senate Bill No. 618, entitled:

An Act to amend Sections 515 and 525 of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1242) entitled "An act relating to roads streets highways and bridges amending revising consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto" by changing the provisions governing openings in the surface of highways in boroughs incorporated towns and cities

House Bill No. 631, entitled:

An Act to repeal an obsolete act relating to transfer of stock standing in the name of a decedent, or in the joint names of a decedent and one or more other persons, or in trust for a decedent.

Senate Bill No. 638, entitled:

An Act to amend the title and the act approved the third day of May, one thousand nine hundred and nine (P. L. 408), as amended, entitled "An act authorizing the merger and consolidation of certain corporations" by permitting the merger or consolidation of certain domestic corporations or the merger or consolidation of certain foreign and domestic corporations; prescribing the procedure for and the effect of a merger or consolidation; providing for payment of certain fees, taxes, and bonus; and defining the rights, powers and privileges of dissenting stockholders and of the surviving corporation in the case of a merger and of the new corporation in the case of a consolidation.

Senate Bill No. 643, entitled:

An Act to further amend Section 1 of the act, approved the thirteenth day of May, one thousand nine hundred twenty-seven (P. L. 984), entitled "An act relating to transactions between a person acting on his own behalf and the same person acting jointly with others, and to make uniform the law relating thereto," by authorizing the conveyance of his or her interest by one tenant, by the entireties alone, to the other and validating such conveyance heretofore made.

Senate Bill No. 684, entitled:

An Act to further amend Section 7 of the act, approved the eleventh day of May, one thousand nine hundred twenty-five (P. L. 561), entitled "An act to provide for the selection of jurors to serve in the several courts, criminal and civil, of counties of the second class, and defining the qualifications of such jurors; providing for the organizations of a commission for the selection of jurors in such counties, and prescribing its powers and duties, and authorizing it to investigate as to the qualifications of prospective jurors; imposing the expense of maintaining and operating said commission upon said counties, and requiring the county commissioners to provide suitable quarters equipment and supplies; authorizing the employment of the necessary clerks and other employees, and providing for a salary board composed of the commission, the county commissioners, and the controller of said counties, to fix the number and compensation of such employees; requiring county officers and boards to furnish information to

said commission concerning taxables resident in said county as to their eligibility for jury service; repealing inconsistent legislation; and prescribing punishment for the violation hereof," by further regulating the selection of jurors in counties of the second class.

Senate Bill No. 694, entitled:

An Act authorizing cities boroughs towns and townships to accumulate over a period of more than one year monies required to match State grants and further regulating the budget taxation and appropriation powers of such political subdivisions therefor.

Senate Bill No. 715, entitled:

An Act to further amend Section 1 of the act, approved the third day of May, one thousand nine hundred fifteen (P. L. 226), entitled "An act to establish and regulate the fees to be received and charged by the prothonotary of the courts of common pleas of this Commonwealth in counties having over eight hundred thousand, and less than one million five hundred thousand, inhabitants, according to the last preceding United States census," by changing and further fixing the fees to be charged by the prothonotary.

Senate Bill No. 721, entitled:

An Act authorizing and empowering the Pennsylvania Turnpike Commission to combine the turnpike and its extensions now constructed and to be constructed or parts thereof, for financing purposes under the provisions of this act; authorizing the issuance of turnpike revenue bonds of the Commonwealth, notes or other obligations, to pay the cost of such combined turnpike and its extensions; authorizing the commission to refund any bonds, notes or other obligations theretofore issued by the commission under the provisions of any act, including the payments of any redemption premium thereon notwithstanding any limitations or restrictions as to time of refunding or rate of interest contained in any act heretofore approved, whether or not any of the projects in respect of which such securities being refunded were issued are combined; authorizing the commission to fix tolls from time to time for the use of the projects so combined; providing for preliminary or interim financing through the issuance of notes or other obligations, constituting the same legal investments in certain instances and exempting the same from taxation; providing for bonds to be given by each appointed member of the commission and the Secretary and Treasurer thereof, conditioned upon the faithful performance of the duties of his office in the administration of the Pennsylvania Turnpike System; and providing for salaries for the appointed members of the commission in lieu of the salaries heretofore authorized by law.

House Bill No. 801, entitled:

An Act to amend Section 931 of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "General County Law," by providing that certain county roads when abandoned shall become township roads, or borough or city streets as their location shall determine.

House Bill No. 802, entitled:

An Act to add a new section 1309 to the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," by creating a Bureau of Higher Education in the Department of Public Instruction.

House Bill No. 850, entitled:

An Act to amend Section 2001 of the act, approved the tenth day of May, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by changing the name of the Cheyney Training School for Teachers.

House Bill No. 851, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1919," by changing the name of the Cheyney Training School for Teachers.

House Bill No. 859, entitled:

An Act to amend the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "Third Class City Law," by making drivers of fire-fighting apparatus or ambulances for certain volunteer fire companies eligible to the city pension fund.

House Bill No. 881, entitled:

An Act to further amend Clause L of Section 1202 of the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "General Borough Act" by authorizing increase of appropriations for burial ground maintenance.

House Bill No. 946, entitled:

An Act to amend Article X of the Act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by further providing for the appointment and removal of supervisors, their qualifications, term of office, duties, salary and method of filling vacancies.

House Bill No. 951, entitled:

An Act to add Section 11.1 to the act, approved the thirtieth day of March, one thousand nine hundred seventeen (P. L. 21), entitled, "Optometrists Licensure Law," by providing for acceptance of testimony of licensed optometrists by agencies and political subdivisions of the Commonwealth and providing for payment for services of optometrists.

House Bill No. 962, entitled:

An Act authorizing the Supreme Court and the Superior Court to appoint and fix the compensation of reporters of their decisions, and to approve the appointment and compensation of assistants and employees appointed by said reporters; and repealing certain acts.

House Bill No. 966, entitled:

An Act to authorize school districts of the first class to furnish free milk to pupils in the kindergarten and first grade.

House Bill No. 1089, entitled:

An Act fixing the minimum pensions of policemen and firemen in certain cities.

House Bill No. 1098, entitled:

An Act to further amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "First Class Township Law," by authorizing the shade tree commission to require the cutting and removal of trees afflicted with the Dutch elm or other disease which threatens to injure or destroy shade trees, and to levy and collect the cost thereof from the owner of the property by action in assumpsit, or by the filing of a municipal claim therefor.

House Bill No. 1174, entitled:

An Act to repeal the act, approved the twentieth day of May, one thousand eight hundred seventy-one (P. L. 1037), entitled, "An act to limit the power and authority of the borough authorities of the borough of Emporium, in the county of Cameron, over the streets therein, and to authorize the setting out of shade trees along the streets.

House Bill No. 1179, entitled:

An Act to amend Section 330.17 of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "General County Law," by authorizing the assignment of county police to inside or special duties in certain cases and prescribing the manner in which such assignments shall be made.

House Bill No. 1238, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by further regulating reimbursement by the Commonwealth to certain school districts on account of pupil transportation.

House Bill No. 1372, entitled:

An Act to amend Section 308 of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 289), entitled "Nonprofit Corporation Law," by further regulating the method of approval of the borrowing of money and disposition of real estate, by nonprofit corporations, by the members thereof.

Whereupon,

The President (Lieutenant-Governor Lloyd H. Wood) in the presence of the Senate signed the same.

HOUSE BILL No. 1292 CALLED UP

Mr. WALKER. Mr. President, may we revert to the Second Reading Calendar. House Bill No. 1292 was put over in its order temporarily. I would like to call the bill up for consideration at this time.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1292, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for reports of sales of vehicles to nonresidents the transportation of dangerous substances and the inspection of dealers' premises further regulating the administrative powers of the department the licensing suspension and revocation of operators and operating privileges and the operation and equipment of vehicles changing certain fees and powers and jurisdiction of peace officers magistrates aldermen justices of the peace and prescribing additional enforcement and penal provisions and making uniform the interpretation and construction of the law

The first, second, third, fourth, fifth, sixth, seventh, eighth, ninth, tenth, eleventh, twelfth, thirteenth, fourteenth, fifteenth, sixteenth, seventeenth, eighteenth, nineteenth, twentieth, twenty-first, twenty-second, twenty-third, twenty-fourth, twenty-fifth, twenty-sixth, twenty-seventh, twenty-eighth, twenty-ninth, thirtieth, thirty-first, thirty-second, thirty-third, thirty-fourth, thirty-fifth, and thirty-sixth sections were read and agreed to.

The thirty-seventh section was read.

On the question,

Will the Senate agree to the section?

Mr. KEPHART offered the following amendment:

Amend page 71 by striking out all of lines 10 and 11

It was agreed to.

The section was agreed to as amended.

The thirty-eighth section was read.

On the question,

Will the Senate agree to the section?

Mr. KEPHART offered the following amendments:

Amend page 71 by striking out all of lines 12, 13, 14, 15, 16, 17, 18, 19 and 20; Amend page 72 by striking out all of lines 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10.

They were agreed to.

The section was agreed to as amended.

The thirty-ninth section was read.

On the question,

Will the Senate agree to the section?

Mr. KEPHART offered the following amendment:

Amend page 72, line 11 striking out the figure "39" and inserting in lieu thereof: "38."

It was agreed to.

The section was agreed to as amended.

The fortieth section was read.

On the question,

Will the Senate agree to the section?

Mr. KEPHART offered the following amendment:

Amend page 73, line 17 by striking out the figure "41" and inserting in lieu thereof: "39."

It was agreed to.

The section was agreed to as amended.

The forty-first section was read.

On the question,

Will the Senate agree to the section?

Mr. KEPHART offered the following amendment:

Amend page 73, line 17 by striking out the figure "41" and inserting in lieu thereof: "40."

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, and agreed to, as amended,

Ordered, To be transcribed for a third reading.

REPORT FROM COMMITTEE

Mr. BERGER. Mr. President, I ask unanimous consent to make report from committee at this time.

The President. Is there objection? The Chair hears none.

Mr. BERGER from the Committee on Forests and Waters, Game and Fish, House Bill No. 1056, entitled:

An Act to further amend clause (q) of section seven hundred thirty-one of the act, approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225), entitled "The Game Law," by providing additional penalties.

BILL INTRODUCED AND REFERRED

Mr. HOLLAND. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. HOLLAND, WOLFE and McMENAMIN read in place and presented to the Chair Senate Bill No. 820, entitled:

An Act declaring the Communist Party illegal; making membership in the Communist Party or any organization furthering the revolutionary conspiracy by force and violence a felony and providing penalties.

Which was committed to the Committee on Judiciary General.

BILL ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of the bill reported from committee for the first time at today's session.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1538, entitled:

BOND ISSUE, GENERAL STATE AUTHORITY AND STATE HIGHWAY AND BRIDGE AUTHORITY

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto section twenty-two.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Tuesday, August 7, 1951, at 12:00 o'clock, m., Eastern Standard Time.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 3:22 o'clock, p. m., Eastern Standard Time, until Tuesday, August 7, 1951, at 12:00 o'clock, m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, August 6, 1951

The House met at 3:30 p. m. EST.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

O Lord, the strength of all who put their trust in Thee, be with all who are burdened with the responsibility of administering the affairs of the people of this State. Add the illumination of Thy counsel and wisdom to their gifts

that they may see clearly and choose the right. Deliver them from self-love that they may be servants of all. Sustain them in the pressure of daily cares. Give them constancy and stability in the execution of their duties that they may be true leaders of Thy people; through Jesus Christ our Lord. Amen.

JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of Wednesday, August 1, 1951? If not, and without objection, the Journal is approved.

BILLS INTRODUCED AND REFERRED

By Mr. KRATZ.

HOUSE BILL No. 1632.

An Act to further amend Section 7 of the act, approved the ninth day of May, one thousand nine hundred forty-five (P. L. 401) entitled, as amended, "An act defining and providing for the licensing and regulation of private trade schools and classes; conferring powers and imposing duties on the State Board of Private Trade Schools; and prescribing penalties," by providing for refund of license fees in certain cases; and making an appropriation therefor.

Referred to the Committee on Appropriations.

By Mr. FLACK.

HOUSE BILL No. 1633.

An Act providing for a two platoon system for firemen in boroughs and townships and fixing the maximum hours for members of such platoons in any one week with certain exceptions.

Referred to the Committee on Municipal Corporations.

By Mr. THOMAS H. W. JONES. HOUSE BILL No. 1634.

An Act providing for zoning regulations and restrictions for certain areas adjacent to State Parks, State Roadside Rests and certain highways; and the Pennsylvania Turnpike and its extensions; prescribing the rights, obligations and liabilities of owners and users of property within such areas; providing for enforcement thereof; prescribing penalties; creating a State Roadside Zoning Commission; defining its powers and duties; and imposing duties on recorders of deeds, and on officers and agencies of the Commonwealth and of political subdivisions, and providing for judicial review.

Referred to the Committee on Highways.

RESOLUTION INTRODUCED AND REFERRED

By Mr. VAN SANT, Mrs. MARKLEY and

Mr. STIMMEL.

RESOLUTION No. 73.

In the House of Representatives, August 1, 1951.

The Lehigh Art Alliance exhibition entitled "Portrait of a Free Press," sponsored by the Call-Chronicle newspapers of Allentown, Pennsylvania is currently on display in the State Museum.

This exhibition embraces paintings and compositions each of which has as its theme or subject matter some phase of the free "press," i.e., the American newspaper industry. This limitation of subject matter was no handicap to the participating artists, as even a casual viewing proves, for the effect of the entire exhibition is colorful and refreshing.

Altogether, this exhibition is of benefit to the public, which has an opportunity to see what our artists can do with such a theme; to the participating artists who have the chance to display their talents; and to the sponsoring newspapers, for the credit such a success reflects on them, and on the American newspaper industry of which they are a part; now therefore be it

Resolved, (by the House of Representatives), That we hereby congratulate the Lehigh Art Alliance and the sponsoring Call-Chronicle newspapers of Allentown for their combined efforts in producing and exhibiting to the public the excellent art collection "Portrait of a Free Press," which expounds one of America's basic freedoms in a novel and imaginative form, and we urge all Pennsylvanians not to miss the opportunity to see the same; and be it further

Resolved, That copies of this resolution be transmitted to the Lehigh Art Alliance and the Call-Chronicle newspapers of Allentown.

Referred to the Committee on Rules.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILL No. 1182

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, August 3, 1951.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1182, Printer's No. 609, entitled "An Act to further amend Section 20 of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled 'An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth' by prescribing penalties for violations of closed seasons."

JOHN S. FINE.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 950.

An Act to amend section 1 of the act approved the thirtieth day of March one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions of this act and providing for revocation or suspension of licenses given by said board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith" by further defining the practice of optometry and defining "optometrist."

HOUSE BILL No. 1067.

An Act to add Section 1072.1 to and to further amend Section 1073 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the discontinuance of the office of district superintendent in any district of the third class.

HOUSE BILL No. 1104.

An Act to amend subsection (a) of Section 1402 of the act approved the tenth day of March one thousand nine

hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by authorizing the giving of medical and dental examinations to children prior to enrollment in the first grade.

HOUSE BILL No. 1338.

An Act to further amend Section 713 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace and courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing the fee for learner's permits and appropriating the increase for teaching of safe driving of motor vehicles.

HOUSE BILL No. 1373.

An Act to further amend the act approved the second day of May one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by reclassifying chubs as bait-fish.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 624.

An Act to amend subsection (b) and (c) of section one thousand two hundred three of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any

agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" and to add thereto new subsections (d) and (e) so as to except therefrom the transfer of stock not subject to the transfer inheritance tax owned by deceased residents of an area listed by the Department of Revenue as entitled by law to such exemption and stock formerly owned by the entireties by resident spouses one of whom shall have died and to require the Department of Revenue to list such cases.

HOUSE BILL No. 820.

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by permitting certain members to obtain credit for military service who were not eligible members at time of entry into military service.

With the information that the Senate has passed the same without amendment.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. WATKINS asked and obtained permission for the Committee on State Government to meet during the session of the House.

RESOLUTIONS

RECALLING HOUSE BILL No. 1269 FROM THE GOVERNOR

Mr. JOHNSON offered the following resolution which was read, considered and adopted:

In the House of Representatives, August 6, 1951.

Resolved (if the Senate concur), that House Bill No. 1269, Printer's No. 526, entitled "An act to amend Section 15 of the act approved the twenty-second day of April one thousand eight hundred fifty (P. L. 538) entitled 'An act to secure the cities of Pittsburgh and Allegheny and the neighborhood thereof from damage by gun-powder to incorporate an association for the establishment of a house of refuge for western Pennsylvania and relative to the Pennsylvania State Lunatic hospital' by changing the maximum age for the commitment of delinquents to the Pennsylvania Training School at Canonsburg and changing admission requirements relative thereto," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

RECALLING HOUSE BILL No. 1270 FROM THE GOVERNOR

Mr. JOHNSON offered the following resolution which was read, considered and adopted:

In the House of Representatives, August 6, 1951.

Resolved (if the Senate concur), that House Bill No. 1270, Printer's No. 534, entitled "An act providing for the commitment and transfer of certain female juvenile delinquents to the Pennsylvania Training School for Girls or to certain other institutions and imposing duties on the courts of this Commonwealth relative thereto," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 5.

An Act to amend the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 512) entitled "An act relating to the administration and distribution of decedents' estates trust estates minors' estates and absentees' estates both as to real and personal property and the procedure relating thereto including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases the appointment bond removal and discharge of fiduciaries of such estates their powers duties and liabilities the rights of persons dealing with such fiduciaries and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees and containing provisions concerning guardians of the person of minors the powers duties and liabilities of sureties and of foreign fiduciaries the abatement survival and control of actions and rights of action and the presumption of death and also generally dealing with the jurisdiction powers and procedure of the orphans' court and of the register of wills in all matters relating to fiduciaries" redefining certain words providing the manner in which oaths of fiduciaries may be taken prescribing the advertisement of grant of letters clarifying the time in which accounts must be filed and the circumstances under which distribution can be made without liability to claimants who have not given notice of their claims and further defining the powers of foreign fiduciaries

SENATE BILL No. 121.

An Act to further amend the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by authorizing the classification of real estate into buildings on land and land exclusive of the buildings for city assessment and tax-levying purposes at separate and different rates

SENATE BILL No. 194.

An Act to further amend clause (k) of sub-section (a) of Section 722 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are

admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by including combinations of certain organizations within exemptions from fees

SENATE BILL No. 525.

An Act to further amend Section 2 of the act approved the twenty-fifth day of June one thousand eight hundred ninety-five (P. L. 275) entitled "An act dividing the cities of this State into three classes with respect to their population and designating the mode of ascertaining and changing the classification thereof in accordance therewith" by providing for the regression in classification of cities upon their decrease in population

SENATE BILL No. 591.

An Act to amend subsection (e) of Section 2 of the act approved the twenty-first day of June one thousand nine hundred thirty-one (P. L. 626) entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class creating and prescribing the powers and duties of a Board of Property Assessment Appeals and Review imposing duties on certain county and city officers abolishing the board for the assessment and revision of taxes in such counties and prescribing penalties" by permitting members and employees of the board to hold other offices or positions or engage in certain businesses

SENATE BILL No. 604.

An Act authorizing the conversion into mutual life insurance companies of certain fraternal beneficial societies orders or associations or certain fraternal benefit societies incorporated under the laws of this Commonwealth outlining the procedure and defining the rights of dissenting certificate holders

SENATE BILL No. 618.

An Act to amend Sections 515 and 525 of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1242) entitled "An act relating to roads streets highways and bridges amending revising consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto" by changing the provisions governing openings in the surface of highways in boroughs incorporated towns and cities

SENATE BILL No. 638.

An Act to amend the title and the act approved the third day of May one thousand nine hundred and nine (P. L. 408) entitled "An act authorizing the merger and consolidation of certain corporations" by permitting the merger or consolidation of certain domestic corporations or the merger or consolidation of certain foreign and domestic corporations prescribing the procedure for and the effect of a merger or consolidation providing for payment of certain fees taxes and bonus and defining the rights powers and privileges of dissenting stockholders and of the surviving corporation in the case of a merger and of the new corporation in the case of a consolidation

SENATE BILL No. 643.

An Act to further amend Section 1 of the act approved the thirteenth day of May one thousand nine hundred twenty-seven (P. L. 984) entitled "An act relating to transactions between a person acting on his own behalf and the same person acting jointly with others and to make uniform the law relating thereto" by authorizing

the conveyance of his or her interest by one tenant by the entireties alone to the other and validating such conveyance heretofore made

SENATE BILL No. 684.

An Act to further amend Section 7 of the act approved the eleventh day of May one thousand nine hundred twenty-five (P. L. 561) entitled "An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors providing for the organizations of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating said commission upon said counties and requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employees and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employees requiring county officers and boards to furnish information to said commission concerning taxables residents in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violation hereof" by further regulating the selection of jurors in counties of the second class

SENATE BILL No. 694.

An Act authorizing cities boroughs towns and townships to accumulate over a period of more than one year monies required to match State grants and further regulating the budget taxation and appropriation powers of such political subdivisions therefor

SENATE BILL No. 715.

An Act to further amend Section 1 of the act approved the third day of May one thousand nine hundred fifteen (P. L. 226) entitled "An act to establish and regulate the fees to be received and charged by the prothonotary of the courts of common pleas of this Commonwealth in counties having over eight hundred thousand and less than one million five hundred thousand inhabitants according to the last preceding United States census" by changing and further fixing the fees to be charged by the prothonotary

SENATE BILL No. 721.

An Act authorizing and empowering the Pennsylvania Turnpike Commission to combine the turnpike and its extensions now constructed and to be constructed or parts thereof for financing purposes under the provisions of this act authorizing the issuance of turnpike revenue bonds of the Commonwealth notes or other obligations to pay the cost of such combined turnpike and its extensions authorizing the commission to refund any bonds notes or other obligations theretofore issued by the commission under the provisions of any act including the payment of any redemption premium thereon notwithstanding any limitations or restrictions as to time of refunding or rate of interest contained in any act heretofore approved whether or not any of the projects in respect of which such securities being refunded were issued are combined authorizing the commission to fix tolls from time to time for the use of the projects so combined authorizing the commission to construct and finance as a whole or in sections providing for preliminary or interim financing through the issuance of notes or other obligations constituting the same legal investments in certain instances and exempting the same from taxation providing for bonds to be given by each appointed member of the commission and the Secretary and Treasurer thereof conditioned upon the faithful performance of the duties of his office in the administration of the Pennsylvania Turnpike System and providing for salaries for the appointed members of the commission in lieu of the salaries heretofore authorized by law.

HOUSE BILL No. 624.

An Act to amend subsection (b) and (c) of section one thousand two hundred three of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" and to add thereto new subsections (d) and (e) so as to except therefrom the transfer of stock not subject to the transfer inheritance tax owned by deceased residents of an area listed by the Department of Revenue as entitled by law to such exemption and stock formerly owned by the entireties by resident spouses one of whom shall have died and to require the Department of Revenue to list such areas.

HOUSE BILL No. 820.

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by permitting certain members to obtain credit for military service who were not eligible members at time of entry into military service.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 548.

An Act to amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of the Commonwealth providing for the titling

including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing penalties for theft removal or transfer of certificates of inspection.

HOUSE BILL No. 815.

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties and imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing that the Department of Revenue furnish one registration plate for every vehicle.

With the information that the Senate has passed the same without amendment.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1006, entitled:

An Act fixing the minimum salaries for tipstaves in the courts of record in counties of the fourth class.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1329, entitled:

An Act to further amend Section 78 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by changing the law as to who may attend the annual meetings of the state association of controllers.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1628, entitled:

An Act to amend the title and certain sections of and to add new sections to the act approved the thirtieth day of June one thousand nine hundred forty-seven (P. L. 1154) entitled "An act to prohibit the manufacture and sale of oleomargarine or butterine and other similar products when colored in imitation of yellow butter to provide for license fees to be paid by manufacturers wholesale and retail dealers and by proprietors of hotels restaurants dining-rooms and boarding-houses for the manufacture or sale of oleomargarine butterine or other similar products not colored in imitation of yellow butter and prevent and punish fraud and deception in such manufacture sale and advertising as an imitation butter to prescribe penalties and punishment for violation of this act and the means and method of procedure for its enforcement to regulate certain matters of evidence in such procedure and to prescribe certain powers and duties of the Department of Agriculture" by permitting the manufacture and except in certain cases the sale of colored oleomargarine butterine and similar products.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 499, entitled:

An Act to add Section 15.1 to the act, approved the eighth day of July, one thousand nine hundred forty-one (P. L. 298), entitled "An act authorizing the creation of, and providing for, and regulating the maintenance and operation of a county employees' retirement system in counties of the fourth class, imposing certain charges on counties, and fixing penalties," by providing for optional minimum retirement allowances under certain conditions.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 598, entitled:

An Act to further amend Section 10 of the act approved the twenty-ninth day of May one thousand eight hundred eighty-five (P. L. 29) entitled "An act to provide for the incorporation and regulation of natural gas companies" by providing that natural gas companies shall have the right of eminent domain for underground storage of natural gas or manufactured fuel gas and regulating the exercise of such right.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 703, entitled:

An Act authorizing the capture or destruction of birds in any city in certain cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 734, entitled:

An Act to amend sections one and two of the act approved the twentieth day of May one thousand nine hundred forty-nine (P. L. 1511) entitled "An act defining cold storage requiring licenses to operate cold storage warehouses and locker plants requiring records reports marking wrapping protecting limiting time of storage disposition sale return or transfer of foods in cold storage conferring powers on the Department of Agriculture including adoption of rules and regulations special permits for storage of feeding stuffs for animal use and providing penalties for violation of this act" by redefining the term "Cold Storage Warehouse" and reducing the license fee.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, before we proceed with the second reading calendar I would like to make a brief statement.

Is the Majority Leader in the Hall of the House?

The SPEAKER. The gentleman is present.

Mr. ANDREWS. Mr. Speaker, in conference with the Majority Leader—and if I am in error he will correct me—it was agreed that all second reading bills on second reading would be subject to amendment on third reading. Am I correct in that?

Mr. SMITH. Mr. Speaker, that is correct. When the bills are placed on third reading they will be subject to either recommittal or amendment.

Mr. ANDREWS. I thank the gentleman.

Mr. Speaker, as to the third reading calendar, it was not possible to consult with all of the Members. I did have a brief consultation with the Majority Leader. If there happens to be a Member who objects to the consideration of some bill on third reading and I fail to so notify the Majority Leader, I presume the Chair would recognize such Member if he arises to ask that the bill be held over.

The SPEAKER. The Chair will do so.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 185, entitled:

An Act making an appropriation to the Department of Agriculture for the payment of the compensation and expenses of the Expert Tree Crop Advisor and other incidental expenses relative thereto.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 253, entitled:

An Act to further amend clause (2) of Section 12 of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in

which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by further providing for disability retirement allowances of persons able to engage in gainful occupations.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 682, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the registration fee of certain motor buses and motor omnibuses and prohibiting the use of metal or solid rubber or cushion rubber or cushion rubber tires on such vehicles.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 718, entitled:

An Act making a deficiency appropriation to aid certain school districts.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1445, entitled:

An Act to add section three hundred twenty-eight to the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 372) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by making it a crime to falsify a material fact or make fraudulent statements in any matter within the jurisdiction of any department board or commission of the Commonwealth and prescribing penalties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1482, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire by gift suitable ground and buildings to be used by the Department of Welfare as a State training school for female juvenile delinquents.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1500, entitled:

An Act to repeal Section 1 of the act approved the first day of May A D one thousand nine hundred thirteen (P. L. 155) entitled "An act regulating the letting of certain contracts for the erection construction and alteration of public buildings" as to State Authorities.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1505, entitled:

An Act to amend the act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 510) entitled "An act providing for the licensure and regulation of certain private nursing homes and private hospitals conferring certain powers and duties upon the Department of Welfare and providing penalties" by further providing for the licensure and regulation of such nursing homes and hospitals.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1526, entitled:

An Act authorizing the Department of Property and Supplies to exchange certain lands located in Penn Township Snyder County Pennsylvania necessary for the better administration of the Selinsgrove State Colony for Epileptics.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1531, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for essential repairs to buildings of the property at Ambridge Beaver County Pennsylvania known as "Old Economy"

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1533, entitled:

An Act to further amend Section 28 of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 414) entitled "An act relating to vital statistics and to make uniform the law with reference thereto" by further providing for payment of the compensation of local registrars

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1550, entitled:

An Act to further amend Section 1 of the act approved the twenty-fifth day of April one thousand nine hundred twenty-nine (P. L. 723) entitled "An act regulating the investment of funds by administrative departments boards commissions and officers of the State Government" by expanding the investment powers of State administrative departments boards commissions or officers

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1552, entitled:

An Act to amend subsection (d) of section 4 and section 9.1 of the act approved the thirty-first day of March one thousand nine hundred forty-nine (P. L. 372) entitled "An act to promote the welfare of the people of the Commonwealth creating The General State Authority as a body corporate and politic with power to construct improve equip furnish and operate projects and to lease the same and to fix fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds for said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Property and Supplies to grant assign convey or lease to the Authority lands of the Commonwealth and interests therein and to acquire lands therefor granting the right of eminent domain empowering The General State Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act" by authorizing the leasing of wholly or partially completed projects of the General State Authority

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1554, entitled:

An Act to authorize the Secretary of Public Assistance of the Commonwealth of Pennsylvania to apply to the Secretary of Agriculture of the United States for the return of assets of the former Pennsylvania Rural Rehabilitation Corporation to receive deposit and administer such assets for rural rehabilitation or other authorized purposes and to enter into agreements with the Secretary of Agriculture of the United States with respect to the future administration of said assets

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1557, entitled:

An Act to amend clause (h) of Section 9 of the act approved the twenty-fourth day of May one thousand nine hundred forty-five (P. L. 991) entitled "An act to promote elimination of blighted areas and supply sanitary housing in areas throughout the Commonwealth by declaring acquisition sound replanning and redevelopment of such areas to be for the promotion of health safety convenience and welfare creating public bodies corporate and politic to be known as Redevelopment Authorities authorizing them to engage in the elimination of blighted areas and to plan and contract with private corporate or governmental redevelopers for their redevelopment providing for the organization of such authorities defining and providing for the exercise of their powers and duties including the acquisition of property by purchase gift or eminent domain the leasing and selling of property including borrowing money issuing bonds and other obligations and giving security therefor restricting the interest of members and employes of authorities providing for notice and hearing supplying certain mandatory provisions to be inserted in contracts with redevelopers prescribing the remedies of obligees of redevelopment authorities conferring certain duties upon local planning commissions the governing bodies of cities and counties and on certain State officers boards and departments" by clarifying the provisions of said section with respect to the power of Redevelopment Authorities to acquire real property

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1577, entitled:

An Act fixing the salary of the Director of the Legislative Reference Bureau

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1603, entitled:

An Act to further amend Section 4 to amend subsection (d) of Section 4.1 to add Sections 4.2 and 4.3 and to amend paragraph (1) of Section 14 of the act approved the twentieth day of May one thousand nine hundred fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities and all county or other public employes if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" by clarifying the amount of contributions by certain pensioners and the method of computing lesser pensions changing date of completing certain payments and the age to which pension increments may be computed fixing minimum pensions and providing benefits for surviving spouse

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 27, entitled:

An Act relating to the loyalty to the United States and the Commonwealth of Pennsylvania of public officers and employees, including teachers and other employees of the public school system, and officers and employees of State-aided institutions of learning; requiring statements and oaths or affirmations by applicants for public office or employment and by present appointed officers and employees; prohibiting appointment or employment and requiring suspensions and dismissals in certain cases; imposing conditions on the payment of appropriations to State-aided institutions of learning; requiring statements under oath or affirmation of candidates for elective public offices; and imposing duties on State and local appointing authorities and certain other State officers.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMENDED

Mr. WATKINS. Mr. Speaker, I move that this bill be recommitted to the Committee on State Government for the purpose of a public reading.

I would advise the Members of the House, with the sanction of the Committee, that there will be a public hearing on this bill on August 14, 1951 at 10:00 o'clock DST in the new House Caucus Room.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 365, entitled:

An Act to further amend the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 364) entitled "An act relating to business corporations defining and providing for the organization merger consolidation reorganization winding up and dissolution of such corporation conferring certain rights powers duties and immunities upon them and their officers and shareholders prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the second class within the provisions of this act prescribing the terms and conditions upon which foreign business corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas and certain State departments commissions and officers authorizing certain State departments boards commissions or officers to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by permitting the Department of State to copy and destroy or return certain documents permitting directors to fill vacancies in the board of directors resulting from an increase in the number of directors deleting certain requirements as to the appointment compensation and duties or agents providing that meetings of shareholders at which directors are to be elected may be adjourned for periods of fifteen days each fixing the method of cumulative voting in cases where directors are elected separately by the holders of different classes of shares providing that courts having jurisdiction over trustees who are evenly divided as to how shares shall be voted may direct the voting of such shares deleting requirements as to the voting of shares of foreign corporations owned by other corporations providing that articles of incorporation may be amended to eliminate the preemptive rights of shareholders and providing for the purchase of and payment for shares of shareholders must be given providing that shareholders of a parent corporation shall have no right to dissent from a merger or consolidation of such parent and one any shareholders who dissent therefrom specifying cases of merger or consolidation of which sixty days' notice to

or more wholly-owned subsidiaries thereof provided the state of incorporation and relative rights and preferences of the shareholders of the parent corporation are not changed thereby agent to accept service of process in cases arising out of acts further providing for advertising of merger or consolidation by domestic corporations for merger and consolidation of foreign business corporations defining "doing business" by foreign corporations and further providing for service of process on the Secretary of the Commonwealth with respect to such corporations and prescribing procedure for rescinding a certificate of election to dissolve

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 397, entitled:

An Act to further amend Section 11 of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by providing for retroactive service allowance of certain employees

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 418, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and state departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by permitting the Department of State to copy and destroy or return certain documents permitting corporations to borrow money acquire and dispose of real estate and make alter amend and repeal by-laws with the approval of a majority of the members present and entitled to vote thereon permitting a change of registered office pursuant to action of directors permitting directors to fill vacancies in the board of directors resulting from an increase in the number of directors deleting certain requirements as to the appointment compensation and duties of agents providing that meetings of members at which directors are to be elected may be adjourned for periods of fifteen days each fixing the method of cumulative voting in cases where di-

rectors are elected separately by the members of different classes defining "doing business" by foreign corporations and further providing for service of process on the Secretary of the Commonwealth with respect to such corporations

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 508, entitled:

An Act to amend Sections 1 and 2 of the act approved the eighteenth day of April one thousand nine hundred forty-five (P. L. 253 No. 114) entitled "An act relating to suits by shareholders against officers or directors in a corporation domestic or foreign to enforce a secondary right because the corporation refuses to enforce rights which may be asserted by it requiring that plaintiff be a shareholder at the time of the transaction of which he complains or that his shares thereafter devolved upon him by operation of law requiring security for defendant's expenses including attorney's fees and providing for the assessment and recovery of such expenses including attorneys' fees" by extending the provisions thereof to corporations having no capital stock and authorizing corporations to indemnify directors officers and other persons against certain expenses.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

BILLS PASSED OVER

There being no objection

Senate Bill No. 615, Printer's No. 408

Senate Bill No. 653, Printer's No. 407

Senate Bill No. 654, Printer's No. 449

Senate Bill No. 655, Printer's No. 378 and

Senate Bill No. 656, Printer's No. 405

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 733, entitled:

An Act concerning mutual military aid and assistance by and between the Commonwealth of Pennsylvania and other states, in an emergency; and agreeing to, approving, and authorizing and empowering the Governor to enter into, a compact with the State of New Jersey and the State of New York and any other state concurring therein or otherwise approving thereof, for such purpose.

And said bill having been read at length the second and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 739, entitled:

An Act creating Mercy-Douglass State Hospital in Philadelphia County and authorizing the Department of Property and Supplies to sublease said Hospital to Mercy-Douglass Hospital and providing for the management thereof by the Board of Trustees of Mercy-Douglass Hospital

And said bill having been read at length the second and agreed to

Ordered, To be transcribed for third reading.

TIME EXTENDED ON BILLS

Mr. WATERHOUSE. Mr. Speaker, I ask unanimous consent to extend the time five days on House Bill No. 774, Printer's No. 621 on page 22 of today's calendar, bills on second reading postponed.

The SPEAKER. Will the House give its unanimous consent? Is there objection?

Mr. PETROSKY. Mr. Speaker, I do not want to oppose the granting of additional time on House Bill No. 774—and I presume there will also be a request for extension of time on House Bill No. 775.

However, I would like, in deference to not opposing an extension of time if the sponsor would not call this bill up, inasmuch as I have an interest in it, for the communities back home such time as I am not present in the Hall of the House. In the event that he will not grant that courtesy, then I will endeavor to move to recommit at this time.

Mr. WATERHOUSE. In reply to the gentleman from Westmoreland, Mr. Petrosky, I would be very glad to cooperate with him in that respect.

The SPEAKER. The Chair hears no objection and an extension of five days is granted on House Bill 774.

Mr. WATERHOUSE asked and obtained unanimous consent to extend the time five days on House Bill No. 775, Printer's No. 622, on page 22 of today's calendar, bills on second reading postponed.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. McKINNEY asked and obtained permission for the Committee on Judiciary to meet during the session of the House.

BILLS ON FINAL PASSAGE RECALLED FROM GOVERNOR

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 534, as follows:

An Act to further amend Section 1304 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by changing the provisions relating to admission of beginners

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1304 of the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" as amended by the act approved the ninth day of May one thousand nine hundred forty-nine (P. L. 978) is hereby further amended to read as follows

Section 1304 Admission of Beginners [Unless otherwise directed by the board of school directors the period of admission of beginners to the public schools shall be confined to the first two weeks of the school term. Beginners becoming six (6) years of age after the beginning of the school term and before the first day of February of any year shall be admitted during the first two weeks of the school term or during such additional periods for the admission of beginners as the board of school directors

in any school district may fix No beginner shall be less than five (5) years and seven (7) months of age at the time of admission] The admission of beginners to the public schools shall be confined to the first two weeks of the annual school term in districts operating on an annual promotion basis and to the first two weeks of either the first or the second semester of the school term in districts operating on a semi-annual promotion basis Admission shall be limited to beginners who have attained the age of five years and seven months before the first day of September if they are to be admitted in the fall and to those who have attained the age of five years and seven months before the first day of February if they are to be admitted at the beginning of the second semester A beginner who is less than five years and seven months of age may be admitted when such admission is recommended by the county supervisor of special education or by a properly certified public school psychologist The school may refuse to accept or retain beginners who have not attained a mental age of five years as determined by the County Supervisor of Special Education or a properly certificated public school psychologist in accordance with rules and regulations established by the State Council of Education

The term "beginners" as used in this section shall mean any child that should enter the lowest grade of the primary school or the lowest primary class above the kindergarten level

Section 2 The provisions of this act shall become effective on the first day of July one thousand nine hundred fifty-one

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsach,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Pengase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, R. A.,	Whalley,
Fearich,	Leonard, W. O.,	Price, H. W. Jr.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Flip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,

Firmstone,
Flack,
Frost,
Gaffney,
Geer,
Gibson,
Gleason,
Good,

Loftus,
Lopresti,
Lovett,
Lutty,
Lyons,
Madden,
Madigan,
Markley,

Reidenbach,
Relly, J. M.,
Rigby,
Riley, R. L.,
Robertson,
Rose,
Rosen,
Rovaneck,

Wood,
Yeakel,
Yester,
Yetzer,
Young,
Ziegler,
Sorg,
Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 678, entitled:

An Act to further amend Section 1803 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by authorizing by adding subsection (h) to authorize the Department of Forests and Waters to grant certain rights of way to utility companies.

On the question,

Shall the bill pass finally?

RECONSIDERATION OF VOTE

Mr. TOMPKINS. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. HELM. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Cameron, Mr. Tompkins vote on agreeing to the bill on third reading?

Mr. TOMPKINS. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Armstrong, Mr. Helm vote on agreeing to the bill on third reading?

Mr. HELM. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

It was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. TOMPKINS. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Title, page 2, 2nd and 3rd, lines from bottom of title by striking out the words "by adding subsection (h) to authorize"

Amend Sec. 1 (Sec. 1803), page 4, by striking out the word "give" and inserting in lieu thereof: "grant."

Amend Sec. 1 (Sec. 1803), page 4, line 7, by striking out the word "public."

Amend Sec. 1, (Sec. 1803), page 4, line 7, by inserting after the word "highways" the following: "and roads."

Amend Sec. 1, (Sec. 1803), page 4, lines 11 to 17 inclusive by striking out "where such rights of way do not" in line 11 and all of lines 12 to 17 inclusive.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

BILLS ON FINAL PASSAGE

BILLS PASSED OVER

There being no objection

House Bill No. 1356, Printer's No. 837

House Bill No. 1357, Printer's No. 838 and

Senate Bill No. 11, Printer's No. 495

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the consideration on final passage of Senate Bill No. 236 as follows:

An Act to further amend subsection (a) of Section 722 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by including Philippine Pacific War Veterans Navy Club of the United States and the United States Army Ambulance Corps among the organizations exempt from payment of registration fees of vehicles used by such organizations

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (a) of Section 722 of the act approved the first day of May one thousand nine hun-

dred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 822) and the act approved the tenth day of May one thousand nine hundred forty-nine (P. L. 1072) is hereby further amended to read as follows

Section 722 Exemptions from Fees

(a) No fee shall be charged for a certificate of title or registration of motor vehicles fire department equipment trailers and semi-trailers owned by and used exclusively in the performance of the duties of (a) the Federal Government (b) any state other than Pennsylvania which issues titles or registrations to this Commonwealth without charge (c) the Commonwealth of Pennsylvania (d) any city borough incorporated town township county poor or school district of this Commonwealth (e) any duly authorized volunteer fire force in the extinguishment and prevention of fires or in rescue work hospital humane society or anti-cruelty society in this Commonwealth (f) the American Red Cross (g) churches (h) Girl Scouts of America (i) Boy Scouts of America (j) Salvation Army (k) duly chartered post or organization of the American Legion Veterans of Foreign Wars Philippine Pacific War Veterans Navy Club of the United States United States Army Ambulance Corps American Veterans of World War II (AMVETS) the Marine Corps League Military Order of the Purple Heart Jewish War Veterans Catholic War Veterans Inc or United Spanish War Veterans of this Commonwealth or La Societe Des Forty Hommes et Eight Chevaux and organizations and units of the Pennsylvania National Guard (l) mine or industrial ambulances (m) ambassadors ministers foreign consuls general consuls and vice consuls who are nationals of the country appointing them and who are assigned to foreign consulates in this Commonwealth Provided That American consular officers of equal rank who are citizens of the United States and who exercise their official functions at American consulates in such foreign country are granted reciprocal exemptions No fee shall be charged for certificates of title or registration of motor vehicles owned and used by war amputees which were obtained through the Veterans' Administration All such vehicles except those owned and used by the Federal Government shall be titled and registered and shall display registration plates as is now provided for privately owned motor vehicles trailers and semi-trailers

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,

Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Haudenshield,	Metz,	Smith,
Bolton,	Harney,	Mihm,	Snider,
Bombberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsich,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenling,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filo,	Light,	Reagan,	Williams,
Filip,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILL PASSED OVER

There being no objection

Senate Bill No. 636, Printer's No. 498 was passed over at the request of the SPEAKER.

APPROPRIATION BILLS ON THIRD READING

BILL PASSED OVER

There being no objection,

House Bill No. 163, Printer's No. 829 was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 323, as follows:

An Act making an appropriation to the Department of Agriculture for the control of stem rust of wheat oats barley and rye by the eradication of rust spreading barberry bushes and providing for payment thereof to counties making like expenditures of county funds

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of thirty thousand dollars (\$30,000) or as much thereof as may be necessary is hereby appropriated to the Department of Agriculture for the two fiscal years beginning the first day of June one thousand nine hundred fifty-one for the control of stem rust of wheat oats barley and rye by the eradication of rust spreading barberry bushes The moneys hereby appropriated shall be apportioned among and paid to the several counties appropriation and expending from the county treasury a sum equal to that received from the Commonwealth for such purpose

Section 2 The funds appropriated under this act shall be available for payment of salaries and wages purchase of supplies and other necessary and pertinent items in accordance with regulations promulgated by the Department of Agriculture under the provisions of the act approved the twenty-first day of April one thousand nine hundred thirty-seven (P. L. 318) known as "The Pennsylvania Plant Pest Act of 1937"

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bombberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsich,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenling,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filo,	Light,	Reagan,	Williams,
Filip,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1318, as follows:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Clarion State Teachers College to acquire certain tracts of land for the use of Clarion State Teachers College and making an appropriation
The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Clarion State Teachers College is hereby authorized to purchase in the name of the Commonwealth of Pennsylvania for use by the Clarion State Teachers College certain tracts of land in Clarion County together with any buildings or improvements erected thereon located adjacent to the property of the Clarion State Teachers' College in the Borough of Clarion Pennsylvania comprising in the aggregate a triangular-shaped section of land containing all the vacant lots between the following boundaries the college campus Wilson Avenue and Wood Street

Section 2 Said tracts of land when purchased shall be added to the lands of the Clarion State Teachers College The deed of conveyance shall be deposited with the Secretary of Internal Affairs Said land shall not be acquired until the title thereto has been approved by the Department of Justice

Section 3 The sum of nineteen thousand seven hundred dollars (\$19,700) or as much thereof as may be necessary is hereby appropriated to the Department of Property and Supplies for the payment of the purchase price of said tract of land and the expenses incidental thereto including title searches

Section 4 The provisions of this act shall become effective immediately upon final enactment.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,

Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldorney,	Thompson, E. F.,
Clendenen,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Westcott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenster,	Leven,	Readinger,	Williams,
Filip,	Light,	Reagan,	Wilt,
Filo,	Limber,	Reese,	Wood,
Firmstone,	Loftus,	Reidenbach,	Yeakel,
Flack,	Lopresti,	Reilly, J. M.,	Yester,
Frost,	Lovett,	Rigby,	Yetzer,
Gaffney,	Lutty,	Riley, R. L.,	Young,
Geer,	Lyons,	Robertson,	Ziegler,
Gibson,	Madden,	Rose,	Sorg,
Gleason,	Madigan,	Rosen,	Speaker
Good,	Markley,	Rowansek,	

NAYS—1

White.

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1541, as follows:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of the expenses of the Committee to study the water resources of the Delaware River Basin including the Incodel Plan a four-State compact for the distribution among New York New Jersey Delaware and Pennsylvania of the waters of the Delaware River Basin

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of two hundred fifty thousand dollars (\$250,000) or as much thereof as may be necessary is hereby specifically appropriated from the General Fund to the Department of Forests and Waters for the payment of the expenses of the committee members and for the payment of salaries wages or other compensation of engineers attorneys and other employees necessary for the study of the water resources of the Delaware River Basin including the Incodel Plan a four-State compact for the distribution among New York New Jersey Delaware and Pennsylvania of the waters of the Delaware River Basin and for other necessary expenses of the committee for the two fiscal years beginning June 1 1951

Section 2 The provisions of this act shall become effective immediately upon final enactment.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsach,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fehrlich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	Williams,
Filip,	Light,	Reagan,	Wilt,
Filo,	Limper,	Reese,	Wood,
Firmstone,	Loftus,	Reidenbach,	Yeakel,
Flack,	Lopresti,	Reilly, J. M.,	Yester,
Frost,	Lovett,	Rigby,	Yetzer,
Gaffney,	Lutty,	Riley, R. L.,	Young,
Geer,	Lyons,	Robertson,	Ziegler,
Gibson,	Madden,	Rose,	Sorg,
Gleason,	Madigan,	Rosen,	Speaker
Good,	Markley,	Rovansek,	

NAYS—1

White.

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1582, as follows:

An Act making an appropriation to the Department of Property and Supplies and the Thaddeus Stevens Trade School to be used to purchase property in the City of Lancaster Pennsylvania for improvements to such land and for repairs and improvements to buildings on such land

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one hundred and forty thousand dollars (\$140,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Property and Supplies to purchase with the approval of the Governor and the Board of Trustees of Thaddeus Stevens Trade School in the name of the Commonwealth

from the County of Lancaster that plot of ground formerly used as the Childrens' Home of Lancaster County situate in the City of Lancaster Pennsylvania containing approximately 8 and $\frac{3}{4}$ acres and having thereon erected a 3 and $\frac{1}{2}$ story brick dormitory building and two 2 and $\frac{1}{2}$ story brick dwellings and other appurtenances more fully described as follows

Beginning at a point the corner of East End Avenue and South Ann Street and extending South along Ann Street a distance of 524.8 feet to property of William C. Wagner thence East a distance of 150 feet to a point thence South 440 feet to Dauphin Street thence East along Dauphin Street 306 feet to South Marshall Street thence along South Marshall Street North 964.8 feet to East End Avenue thence along East End Avenue West 466 feet to the place of beginning

Section 2 Such plot of land when purchased shall be added to the lands of the Thaddeus Stevens Trade School The deed of conveyance shall be deposited with the Secretary of Internal Affairs Such land shall not be acquired until the title thereto has been approved by the Department of Justice

Section 3 The sum of sixty thousand dollars (\$60,000) or as much thereof as may be necessary is hereby specifically appropriated to the Thaddeus Stevens Trade School for landscaping and other improvements to the plot of land authorized to be purchased pursuant to section one of this act and for repairs and improvements to existing buildings on such land.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsach,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fehrlich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,

Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1605, as follows:

An Act authorizing allocations of the Treasury Department and the Department of the Auditor General from the appropriation to the Department of Public Assistance Act 27-A approved June thirtieth one thousand nine hundred fifty-one for the administrative expenses in auditing and distributing the appropriations made by said act during the month of August one thousand nine hundred fifty-one

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Out of the moneys appropriated by Section one of Act 27-A approved June thirtieth one thousand nine hundred fifty-one there is hereby allocated to the Treasury Department the sum of sixty thousand dollars (\$60,000) and to the Department of the Auditor General the sum of twenty-five thousand dollars (\$25,000) to pay the administrative expenses of said departments in auditing and disbursing the appropriation made by said act during the month of August one thousand nine hundred fifty-one.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstreser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,

Dalrymple,	Kilne,	Penglass,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewics,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Fillip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

YEAS—207

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1611, as follows:

An Act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of eight thousand dollars (\$8,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Welfare for the purpose of administering the provisions of the "Pennsylvania Hospital Survey and Construction Act of 1947" for the two fiscal years beginning June first one thousand nine hundred fifty-one and in addition to said amount all moneys received from the Federal Government and from other sources for such purposes shall be credited to the appropriation made by this act

Section 2 When approved by the Governor the appropriation in the act providing moneys for the purposes herein indicated for the biennium will be reduced by the amount appropriated by this act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstreser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,

Bomberger.	Headlee.	Mikula.	Sollenberger.
Boorse.	Helm.	Miller, H. G.	Spencer.
Bower.	Hersch.	Miller, J. C.	Stank.
Breisch.	Hewitt.	Mills.	Stimmel.
Breth.	Hocker.	Mintess.	Stoner.
Brown.	Hoggard.	Monroe.	Swartz.
Buechlin.	Hunter.	Moore, C. E.	Swope.
Byrne.	Jenkins.	Moore, H. A.	Tahl.
Cella.	Johnson.	Moran.	Taylor.
Clapper.	Jones, G. E.	Muldowney.	Thompson, E. F.
Clendenning.	Jones, J. M.	Munley.	Thompson, R. L.
Cochran.	Jones, P. F.	Murray.	Toll.
Conway.	Jones, T. H. W.	Musto.	Tompkins.
Cooper.	Jump.	Najaka.	Toomey.
Corr.	Kamyk.	Naugle.	VanSant.
Costa.	Keller.	Needham.	Varallo.
Coyle.	Kent.	Olsen.	Varnier.
Dairymple.	Kline.	Penglass.	Verona.
Davis.	Kohl.	Peta.	Wachhaus.
Dennison.	Kolankiewicz.	Petrosky.	Wargo.
Dougherty.	Kornick.	Pettigrew.	Waterhouse.
Dowling.	Kratz.	Pfaff.	Watkins.
DuBois.	Kubacki.	Pichney.	Weidner.
Duffy.	Lafore.	Pitzer.	Welsh.
Dunn.	Lederer.	Polaski.	Wescott.
Erb.	Leisay.	Polen.	Westrick.
Ewing.	Leonard, L.	Price, H. W. Jr.	Whalley.
Fenrich.	Leonard, W. C.	Price, R. A.	Wheeler.
Fenster.	Leven.	Readinger.	Williams.
Filip.	Light.	Reagan.	Wilt.
Filo.	Limper.	Reese.	Wood.
Firmstone.	Loftus.	Reldenbach.	Yeakel.
Flack.	Lopresti.	Reilly, J. M.	Yester.
Frost.	Lovett.	Rigby.	Yetzer.
Gaffney.	Lutty.	Riley, R. L.	Young.
Geer.	Lyons.	Robertson.	Ziegler.
Gibson.	Madden.	Rose.	Sorg.
Gleason.	Madigan.	Rosen.	Speaker
Good.	Markley.	Rovansek.	

NAYS—1

White.

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1612, as follows:

An Act making an appropriation for the payment of expenses incurred by the State Council of Civil Defense The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of forty-five thousand dollars (\$45,000) or as much thereof as may be necessary is hereby appropriated to the State Council of Civil Defense for the payment of salaries wages postage printing and other necessary expenses incurred for the two fiscal years beginning June first one thousand nine hundred fifty-one

Section 2 When approved by the Governor the appropriation in the act providing moneys for the purposes herein indicated for the biennium will be reduced by the amount appropriated by this act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando.	Goodling.	Maxwell.	Royer.
Andrews.	Graybill.	Mazza.	Rubin.
Banker.	Greenwood.	McConnell.	Sarrat.
Barkdoll.	Greer.	McCormack.	Sax.

Baumunk.	Guarnieri.	McCullough.	Scanlon.
Bear.	Gutendorf.	McDermitt.	Schmidt.
Beaver.	Guthrie.	McGee.	Schuster.
Beech.	Hagerty.	McInroy.	Scott.
Berkstresser.	Hall.	McKinney.	Seyler.
Blair.	Hamilton, R. E.	McMillen.	Shoemaker.
Bloom.	Hamilton, W. H.	McNally.	Shotwell.
Boles.	Harney.	Metz.	Smith.
Bolton.	Haudenshield.	Mihm.	Snider.
Bomberger.	Headlee.	Mikula.	Sollenberger.
Boorse.	Helm.	Miller, H. G.	Spencer.
Bower.	Hersch.	Miller, J. C.	Stank.
Breisch.	Hewitt.	Mills.	Stimmel.
Breth.	Hocker.	Mintess.	Stoner.
Brown.	Hoggard.	Monroe.	Swartz.
Buechlin.	Hunter.	Moore, C. E.	Swope.
Byrne.	Jenkins.	Moore, H. A.	Tahl.
Cella.	Johnson.	Moran.	Taylor.
Clapper.	Jones, G. E.	Muldowney.	Thompson, E. F.
Clendenning.	Jones, J. M.	Munley.	Thompson, R. L.
Cochran.	Jones, P. F.	Murray.	Toll.
Conway.	Jones, T. H. W.	Musto.	Tompkins.
Cooper.	Jump.	Najaka.	Toomey.
Corr.	Kamyk.	Naugle.	VanSant.
Costa.	Keller.	Needham.	Varallo.
Coyle.	Kent.	Olsen.	Varnier.
Dairymple.	Kline.	Penglass.	Verona.
Davis.	Kohl.	Peta.	Wachhaus.
Dennison.	Kolankiewicz.	Petrosky.	Wargo.
Dougherty.	Kornick.	Pettigrew.	Waterhouse.
Dowling.	Kratz.	Pfaff.	Watkins.
DuBois.	Kubacki.	Pichney.	Weidner.
Duffy.	Lafore.	Pitzer.	Welsh.
Dunn.	Lederer.	Polaski.	Wescott.
Erb.	Leisay.	Polen.	Westrick.
Ewing.	Leonard, L.	Price, H. W. Jr.	Whalley.
Fenrich.	Leonard, W. C.	Price, R. A.	Wheeler.
Fenster.	Leven.	Readinger.	Williams.
Filip.	Light.	Reagan.	Wilt.
Filo.	Limper.	Reese.	Wood.
Firmstone.	Loftus.	Reldenbach.	Yeakel.
Flack.	Lopresti.	Reilly, J. M.	Yester.
Frost.	Lovett.	Rigby.	Yetzer.
Gaffney.	Lutty.	Riley, R. L.	Young.
Geer.	Lyons.	Robertson.	Ziegler.
Gibson.	Madden.	Rose.	Sorg.
Gleason.	Madigan.	Rosen.	Speaker
Good.	Markley.	Rovansek.	

NAYS—1

White.

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1613, as follows:

An Act making an appropriation to the Department of Public Instruction including proceeds of publications sold for the purpose of revising the curricula of elementarysecondary and vocational schools

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of two thousand five hundred dollars (\$2,500) or as much thereof as may be necessary is hereby appropriated to the Department of Public Instruction for the purpose of revising the elementary secondary and vocational curricula in the public schools of the Commonwealth in accordance with the provisions of Act 551 approved July seven one thousand nine hundred forty-seven (P. L. 1427) for the two fiscal years commencing June first one thousand nine hundred fifty-one

Section 2 All moneys collected from the sale of any publications issued pursuant to said act shall be paid into the General Fund and credited to the foregoing appropriation and are hereby appropriated for the same purposes in addition to the amount hereinbefore appropriated

Section 3 When approved by the Governor the appropriation in the act providing moneys for the purposes herein indicated for the biennium will be reduced by the amount appropriated by this act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Markley,	Rovansek,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. E.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Hall,	Maxwell,	Royer,
Davis,	Kline,	Penglass,	Verona,
Dennison,	Kohl,	Peta,	Wachhaus,
Dougherty,	Kolankiewicz,	Petrosky,	Wargo,
Dowling,	Kornick,	Pettigrew,	Waterhouse,
DuBois,	Kratz,	Pfaff,	Watkins,
Duffy,	Kubacki,	Pichney,	Weldner,
Dunn,	Lafore,	Pitzer,	Welsh,
Erb,	Lederer,	Polaski,	Wescott,
Ewing,	Lelsey,	Polen,	Westrick,
Fenrich,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenster,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Filip,	Leven,	Readinger,	Williams,
Filo,	Light,	Reagan,	Wilt,
Firmstone,	Limper,	Reese,	Wood,
Flack,	Loftus,	Reidenbach,	Yeakel,
Frost,	Lopresti,	Relly, J. M.,	Yester,
Gaffney,	Lovett,	Rigby,	Young,
Geer,	Lutty,	Riley, R. L.,	Ziegler,
Gibson,	Lyons,	Robertson,	Sorg,
Gleason,	Madden,	Rose,	
Good,	Madigan,	Rosen,	Speaker.

NAYS—1

White.

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1614, as follows:

An Act making an appropriation to the State Tax Equalization Board for payment of necessary expenses

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of fifty thousand dollars (\$50,000) or as much thereof as may be necessary is hereby specifically appropriated to the State Tax Equalization Board for the payment of salaries of the members of the Board and its employees for payments to county commissioners under the provisions of Section nine of the Act 447 approved June 27 1947 (P. L. 1046) and for the payment of the costs of supplies equipment and all other necessary expenses incurred in the carrying out of its work during the fiscal biennium beginning the first day of June one thousand nine hundred fifty-one

Section 2 When approved by the Governor the appropriation in the act providing moneys for the purposes herein indicated for the biennium will be reduced by the amount appropriated by this act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. E.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Penglass,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenster,	Leven,	Readinger,	Williams,
Filip,	Light,	Reagan,	Wilt,
Filo,	Limper,	Reese,	Wood,
Firmstone,	Loftus,	Reidenbach,	Yeakel,
Flack,	Lopresti,	Relly, J. M.,	Yester,
Frost,	Lovett,	Rigby,	Young,
Gaffney,	Lutty,	Riley, R. L.,	Ziegler,
Geer,	Lyons,	Robertson,	Sorg,
Gibson,	Madden,	Rose,	
Gleason,	Madigan,	Rosen,	Speaker.
Good,	Markley,	Rovansek,	

NAYS—1

White.

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 1615, Printer's No. 822,
was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1616, as follows:

An Act making an appropriation to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one hundred twenty thousand dollars (\$120,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Mines for the purpose of administering the provisions of "The Coal Mine Sealing Act of 1947" for the two fiscal years beginning June first one thousand nine hundred fifty-one

Section 2 When approved by the Governor the appropriation in the act providing moneys for the purposes herein indicated for the biennium will be reduced by the amount appropriated by this act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Mazza,	Royer,
Andrews,	Graybill,	Maxwell,	Sarra,
Banker,	Greenwood,	McConnell,	Rubin,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, O. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldoney,	Thompson, E. F.,
Clendenen,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dairymple,	Kilne,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,

Ewing,
Fenrich,
Ferster,
Filip,
Flip,
Firmstone,
Flack,
Frost,
Gaffney,
Geer,
Gibson,
Gleason,
Good,

Leonard, L.,
Leonard, W. C.,
Leven,
Light,
Limper,
Loftus,
Lopresti,
Lovett,
Lutty,
Lyons,
Madden,
Madigan,
Markley,

Price, H. W. Jr.,
Price, R. A.,
Readinger,
Reagan,
Reese,
Reidenbach,
Reilly, J. M.,
Rigby,
Riley, R. L.,
Robertson,
Rose,
Rosen,
Rovanssek,

Whalley,
Wheeler,
Williams,
Wilt,
Wood,
Yeakel,
Yester,
Yetzer,
Young,
Ziegler,
Sorg,
Speaker

NAYS—1

White,

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1617, as follows:

An Act making an appropriation for the maintenance repair and improvement of the Port of Philadelphia

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of twenty-five thousand dollars (\$25,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Wharves Docks and Ferries of the City of Philadelphia for the maintenance repair and improvement of the Port of Philadelphia for the two fiscal years beginning June first one thousand nine hundred fifty-one

The moneys so appropriated shall only be expended as authorized and directed by the Council of the City of Philadelphia and shall be drawn from the State Treasury upon warrants drawn by the Auditor General upon requisition by the Director of the Department of Wharves Docks and Ferries of said city

Section 2 When approved by the Governor the appropriation in the act providing moneys for the purposes herein indicated for the biennium will be reduced by the amount appropriated by this act

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,

Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	Williams,
Filip,	Light,	Reagan,	Wilt,
Filo,	Limper,	Reese,	Wood,
Firmstone,	Loftus,	Reidenbach,	Yeakel,
Flack,	Lopresti,	Relly, J. M.,	Yester,
Frost,	Lovett,	Rigby,	Yetzer,
Gaffney,	Lutty,	Riley, R. L.,	Young,
Geer,	Lyons,	Robertson,	Ziegler,
Gibson,	Madden,	Rose,	Sorg,
Gleason,	Madigan,	Rosen,	Speaker
Good,	Markley,	Rovansek,	

NAYS—1

White,

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1618, as follows:

An Act making an appropriation to aid certain school districts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of two thousand dollars (\$2,000) is hereby specifically appropriated to the Department of Public Instruction for the purpose of aiding financially handicapped and distressed school districts in such sums and in such manner as the Superintendent of Public Instruction shall determine and for defraying the necessary cost for the administration thereof for the two fiscal years beginning June first one thousand nine hundred fifty-one

Section 2 When approved by the Governor the appropriation in the act providing moneys for the purposes herein indicated for the biennium will be reduced by the amount appropriated by this act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Maza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,

Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	Williams,
Filip,	Light,	Reagan,	Wilt,
Filo,	Limper,	Reese,	Wood,
Firmstone,	Loftus,	Reidenbach,	Yeakel,
Flack,	Lopresti,	Relly, J. M.,	Yester,
Frost,	Lovett,	Rigby,	Yetzer,
Gaffney,	Lutty,	Riley, R. L.,	Young,
Geer,	Lyons,	Robertson,	Ziegler,
Gibson,	Madden,	Rose,	Sorg,
Gleason,	Madigan,	Rosen,	Speaker
Good,	Markley,	Rovansek,	

NAYS—1

White,

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1619, as follows:

An Act making an appropriation to the Department of Labor and Industry to meet the obligation of the Commonwealth to pay a part of the compensation payable for certain occupational diseases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of forty thousand dollars (\$40,000) or as much thereof as may be necessary is hereby appropriated to the Department of Labor and Industry for the payment of amounts payable from time to time during the two fiscal years beginning June first one thousand nine hundred fifty-one by the Commonwealth as its share of the compensation payable to claimants for certain occupational diseases in accordance with agreements entered into or awards handed down under the provisions of the "Occupational Disease Compensation Act" approved the second day of July one thousand nine hundred thirty-seven (P. L. 2714) or "The Pennsylvania Occupational Disease Act" approved by twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) as the case may be and for the payment of any such amounts whatsoever due and payable prior to May thirty-first one thousand nine hundred fifty-one

Section 2 When approved by the Governor the appropriation in the act providing moneys for the purposes herein indicated for the biennium will be reduced by the amount appropriated by this act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Markley,	Rovansek,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdell,	Greer,	McConnell,	Sarraff,
Baumunk,	Guarnieri,	McCormack,	Sax,
Bear,	Gutendorf,	McCullough,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkstresser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenshield,	Metz,	Smith,
Bomberger,	Headlee,	Mihm,	Snider,
Boorse,	Helm,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Bucchin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendenening,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Cooper,	Jump,	Musto,	Tompkins,
Corr,	Kamyk,	Najaka,	Toomey,
Costa,	Keller,	Naugle,	VanSant,
Coyle,	Kent,	Needham,	Varallo,
Dairymple,	Kline,	Olsen,	Varnier,
Davis,	Kohl,	Penglase,	Verona,
Dennison,	Kolankiewicz,	Peta,	Wachhaus,
Dougherty,	Kornick,	Petrosky,	Wargo,
Dowling,	Kratz,	Pettigrew,	Waterhouse,
DuBois,	Kubacki,	Pfaff,	Watkins,
Dunn,	Lafore,	Pichney,	Weidner,
Erb,	Lederer,	Pitzer,	Welsh,
Ewing,	Lelsey,	Polaski,	Wescott,
Fenrich,	Leonard, L.,	Polen,	Westrick,
Ferster,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Filip,	Leven,	Price, R. A.,	Wheeler,
Filo,	Light,	Readinger,	White,
Firmstone,	Limper,	Reagan,	Williams,
Flack,	Loftus,	Reese,	Wilt,
Frost,	Lopresti,	Reidenbach,	Wood,
Gaffney,	Lovett,	Reilly, J. M.,	Yeakel,
Geer,	Lutty,	Rigby,	Yester,
Gibson,	Lyons,	Riley, R. L.,	Yetzer,
Gleason,	Madden,	Robertson,	Young,
Good,	Madigan,	Rose,	Ziegler,
		Rosen,	Sorg,

Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1620, as follows:

An Act making an appropriation to the Department of Labor and Industry for the payment of additional workmen's compensation in cases of second injuries
The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of two thousand dollars (\$2,000) or as much thereof as may be necessary is hereby appropriated to the Department of Labor and Industry for two fiscal years beginning the first day of June one thousand nine hundred fifty-one for the payment of additional workmen's compensation payable by the Commonwealth in cases of second injuries under the provisions of section three hundred six point one of the workmen's Compensation Law as added by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1186)

Section 2 When approved by the Governor the appropriation in the act providing moneys for the purposes herein indicated for the biennium will be reduced by the amount appropriated by this act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Rosen,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dairymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Dunn,	Lafore,	Pitzer,	Welsh,
Duffy,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rovansek,	Ziegler,
Gleason,	Madigan,	Royer,	Sorg,
Good,	Markley,	Rose,	

Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1621, as follows:

An Act making an appropriation to The Brandywine Battlefield Park Commission for the payment of necessary expenses

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one thousand dollars (\$1,000) or as much thereof as may be necessary is hereby specifically appropriated to The Brandywine Battlefield Park Commission for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the commission and to maintain the lands or structures acquired under the provision of Act 517 approved July 5 1947 (P. L. 1293) for the two fiscal years beginning June 1 1951

Section 2 When approved by the Governor the appropriation in the act providing moneys for the purposes herein indicated for the biennium will be reduced by the amount appropriated by this act

And said bill having been read at length the third time, considered and agreed to.

On the question,

bill pass finally?

According to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,
Andrews,	Graybill,	Mazza,
Banker,	Greenwood,	McConnell,
Barkdoll,	Greer,	McCormack,
Baumunk,	Guarnieri,	McCullough,
Bear,	Gutendorf,	McDermitt,
Beaver,	Guthrie,	McGee,
Beech,	Hagerty,	McInroy,
Berkstresser,	Hall,	McKinney,
Blair,	Hamilton, R. E.,	McMillen,
Bloom,	Hamilton, W. H.,	McNally,
Boles,	Harney,	Metz,
Bolton,	Haudenschild,	Mihm,
Bomberger,	Headlee,	Mikula,
Boorse,	Heim,	Miller, H. G.,
Bower,	Hersch,	Miller, J. C.,
Brelsach,	Hewitt,	Mills,
Breth,	Hocker,	Mintess,
Brown,	Hoggard,	Monroe,
Bucchin,	Hunter,	Moore, C. E.,
Byrne,	Jenkins,	Moore, H. A.,
Cella,	Johnson,	Moran,
Clapper,	Jones, G. E.,	Muldowney,
Clendening,	Jones, J. M.,	Munley,
Cochran,	Jones, P. P.,	Murray,
Conway,	Jones, T. H. W.,	Musto,
Cooper,	Jump,	Najaka,
Corr,	Kamyk,	Naugle,
Coats,	Keller,	Needham,
Coyle,	Kent,	Olsen,
Dairymple,	Kline,	Penglass,
Davis,	Kohl,	Peta,
Dennison,	Kolankiewicz,	Petrosky,
Dougherty,	Kornick,	Pettigrew,
Dowling,	Krats,	Pfaff,
DuBols,	Kubacki,	Pichney,
Duffy,	Lafore,	Pitzer,
Dunn,	Lederer,	Polaski,
Erb,	Leisey,	Polen,
Ewing,	Leonard, L.,	Price, H. W. Jr.,
Fenrich,	Leonard, W. C.,	Price, E. A.,
		Wheeler,

Perster,
Filip,
Filo,
Firmstone,
Flack,
Frost,
Gaffney,
Geer,
Gibson,
Gleason,
Good,

Leven,
Light,
Limper,
Loftus,
Lopresti,
Lovett,
Lutty,
Lyons,
Madden,
Madigan,
Markley,

Readinger,
Reagan,
Reese,
Reidenbach,
Reilly, J. M.,
Rigby,
Riley, R. L.,
Robertson,
Rose,
Rosen,
Rovanssek,

Williams,
Wilt,
Wood,
Yeakel,
Yester,
Yetzer,
Young,
Ziegler,
Sorg,
Speaker

NAYS—1

White.

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

FORMER MEMBERS WELCOMED

The SPEAKER. The Chair is pleased to welcome a very distinguished former Member of the House, now a Judge of the Court of Common Pleas of Allegheny County and a nominee for the Supreme Court of Pennsylvania, the Honorable Michael A. Musmanno.

The Chair is also pleased to welcome another former Member of the House from Allegheny County, Honorable Thomas J. Heatherington.

PERMISSION GRANTED COMMITTEE
TO MEET DURING SESSION

Mr. DENNISON asked and obtained permission for the Committee on Motor Vehicles to meet during the session of the House.

BILLS ON THIRD READING

BILL PASSED OVER

There being no objection

House Bill No. 488 Printer's No. 476 was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1027, as follows:

An Act to amend subsection (b) of Section 4 of the act approved the twenty-third day of May one thousand nine hundred forty-five (P. L. 903) entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employees independently of any pension system or systems existing in such cities" by limiting rights to involuntary retirement and providing for the reinstatement of certain persons to the pension rolls of certain cities

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (b) of Section 4 of the act approved the twenty-third day of May one thousand nine hundred forty-five (P. L. 903) entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employees independently of any pension systems existing in such cities" is hereby amended to read as follows

Section 4

* * * * *

(b) Where an officer or employee shall have served for twelve (12) years or more and shall have attained the age of sixty (60) years and his tenure of office or employment shall be terminated without his voluntary action before the expiration of twenty (20) years of service

he shall in such event during the remainder of his life be entitled to receive such portion of the full compensation as the period of his service up to date of its termination bears to the full twenty-year period of service where an officer or employe shall have served for twelve (12) years or more and shall not have attained the age of sixty (60) years and his tenure of office or employment shall be terminated without his voluntary action before the expiration of twenty (20) years of service he shall in such event during the remainder of his life after attaining the age of sixty (60) years be entitled to receive such portion of the full compensation as the period of his service up to date of its termination bears to the full twenty-year period of service where an officer or employe who has served for twenty (20) years or more and his tenure of office or employment shall be terminated without his voluntary action then he shall be entitled to full compensation for the remainder of his life after attaining age fifty-five and conditioned upon his continuing his contributions into the fund at the same rate as when he was dismissed until he attains age fifty-five

Should an officer or employe however become so permanently disabled as to render him unable to perform the duties of his position or office after fifteen (15) years of service and before attaining the age of fifty-five (55) years he shall be entitled to full compensation during such disability proof of such disability shall consist of the sworn statement of three (3) practicing physicians designated by the board that the employe is in a condition of health which would permanently disable him from performing the duties of his position or office. Such person shall thereafter be subject to physical examination at any reasonable time or times upon order of the board and upon his refusal to submit to any such examination his compensation shall cease

Section 2 Any officer or employe who was receiving a pension under the provisions of the act to which this is an amendment until dropped from the pension rolls as a result of the decision of the Supreme Court of Pennsylvania in the case of Alexander Altieri and others v. Allentown Officers' and Employes' Retirement Board Nos. 137 and 140 January Term 1951 filed June 27, 1951 shall be entitled to reinstatement upon the said pension rolls and shall be entitled to pension payments upon qualifying and complying with the provisions of this law as herein amended

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

NAYS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresmer,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenahield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsach,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,

Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clelending,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Krats,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Fillp,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 1205 Printer's No. 798

was passed over at the request of Mr. JOHNSON.

There being no objection

House Bill No. 1566 Printer's No. 767 and

House Bill No. 1567 Printer's No. 839

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 54, entitled:

An Act to provide for an additional law judge of the court of common pleas in the seventh judicial district

On the question,

Will the House agree to the bill on third reading?

Mr. KELLER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Sec. 2, page 2, line 19, by striking out the word "next."

Amend Sec. 2, page 3, line 1, by striking out "fifty-one" and inserting in lieu thereof: "fifty-three."

Amend Sec. 3, page 3, line 14, by striking out fifty-two" and inserting in lieu thereof: "fifty-four."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 172, entitled:

An Act to amend the act approved the fourth day of June one thousand nine hundred forty-five (P. L. 1388) entitled "An act relating to the practice procedure regulations and adjudications of departments departmental administrative boards and commissions independent administrative boards and commissions officers and other administrative agencies of this Commonwealth and judicial review thereof and preserving equitable jurisdiction in certain cases" by redefining "Regulation" changing provisions governing promulgation of regulations imposing duties on the Department of State requiring all appeals to be taken to the Supreme Court and enumerating the agencies affected and the extent to which they are affected

On th question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. JOHNSON. Mr. Speaker, I move that this bill be recommitted to the Committee on Judiciary for the purpose of further study and passible amendment.

The motion was agreed to.

BILLS PASSED OVER

There being no objection

Senate Bill No. 211 Printer's No. 246 and

Senate Bill No. 303 Printer's No. 144

were passed over at the requested of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 379, as follows:

An Act to add section 4.1 to the act approved the twentieth day of July one thousand nine hundred seventeen (P. L. 1143) entitled "An act relating to free public nonsectarian libraries and branch libraries within this Commonwealth providing for their establishment maintenance and regulation and for the maintenance and regulation of such free public nonsectarian libraries as may have been already established by the several counties cities boroughs towns and townships and providing that all library property and all gifts devises grants or endowments for library purposes shall be exempt from taxation and providing that the several counties cities boroughs towns and townships may levy taxes condemn private property and borrow money for library purposes and imposing penalties for injuring library property and for violations of library regulations and repealing existing laws in relation to the above subjects" by further regulating county libraries permitting cities boroughs towns and townships to withdraw from county library districts and payment of county library tax

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the twentieth day of July one thousand nine hundred seventeen (P. L. 1143) entitled "An act relating to free public nonsectarian libraries and branch libraries within this Commonwealth providing for their establishment maintenance and regulation and for the maintenance and regulation of such free public nonsectarian libraries as may have been already established by the several counties cities boroughs towns and

townships and providing that all library property and all gifts devises grants or endowments for library purposes shall be exempt from taxation and providing that the several counties cities boroughs towns and townships may levy taxes condemn private property and borrow money for library purposes and imposing penalties for injuring library property and for violations of library regulations and repealing existing laws in relation to the above subjects" is hereby amended by adding after section four thereof a new section to read as follows

Section 4.1 Whenever in any city borough town or township there has been or may be established and maintained a separate free public nonsectarian library and there is at the time a county library in existence three per cent of the voters at the last preceding general election in said city borough town or township may petition the county commissioners to place on the ballot the question of whether or not such city borough town or township shall be a part of the county library district and be subject to levy and payment of any taxes levied for the purpose of maintaining or aiding in the maintaining of any county library At the next general election occurring at least sixty days after the filing of the petition but not oftener than once in five years such question shall be placed upon the ballots and submitted to the electors of the city borough town or township as provided by the election laws If a majority of those voting on such question vote in favor of the discontinuance of the county library and tax in said city borough town or township then such city borough town or township shall not thereafter be a part of the county library district and shall not be subject to levy and payment of any taxes levied for the purpose of maintaining or aiding in the maintaining of any county library

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

NAYS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarrafa,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. E.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Botes,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Millis,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cells,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldorney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dairymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Pets,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBols,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,

Ewing,	Leonard, L.	Price, H. W. Jr.	Whalley.
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler
Fenster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams.
Filo,	Limpert,	Reese,	Wilt,
Firmstone,	Loftus,	Reldenbach,	Wood,
Flack,	Lopresti,	Relly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILL PASSED OVER

There being no objection

Senate Bill No. 456 Printer's No. 173 was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 686, entitled:

An Act providing that evidence obtained through illegal search and seizure shall not be admissible in the trial of any person in any criminal prosecution

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. JOHNSON. Mr. Speaker, I move that this bill be recommitted to the Committee on Judiciary for the purpose of further study and possible amendment.

The motion was agreed to.

BILL PASSED OVER

There being no objection

Senate Bill No. 752 Printer's No. 485 was passed over at the request of the SPEAKER.

TIME EXTENDED ON BILL

Mr. JOHNSON asked and obtained unanimous consent to extend the time five days on House Bill No. 732, Printer's No. 405, on page 35 of today's calendar, bills on third reading postponed.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 548:

An Act to amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the

highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the court and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing penalties for theft removal or transfer of certificates of inspection

HOUSE BILL No. 815:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain cost upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing that the Department of Revenue furnish one registration plate for every vehicle

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. WATERHOUSE asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

RESOLUTION

THANKS EXTENDED

Messrs. WATERHOUSE, WESCOTT and READINGER offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, August 6, 1951.

Behind the brilliant facade of any successful public celebration lie the detailed planning and the earnest contribution of many groups who seldom come to the attention and never receive the plaudits of the onlooking crowd.

Not the least conspicuous among these supporting groups at the recent one hundred and seventy-fifth anniversary of the Proclamation of the Declaration of Independence were the Pennsylvania State Police, under

the supervision of Major William Hoffman and Captain Arthur Oldham, and the Philadelphia Highway Patrol, under the direction of Inspector John Rosansky.

Both organizations performed excellent service in conveying distinguished visitors and dignitaries from place to place in Philadelphia during the period of celebration, July 3rd and 4th, 1951.

Their courtesy—unwailing on every occasion—their dependability—under the most trying circumstances, their skill and knowledge concerning all phases of transportation contributed greatly to the smooth and effective commemoration of one of the most significant events in American history. "A stitch in time saves nine" is an ancient saw extolling the virtues of a minute, infinitesimal thing—a stitch. Similarly, were it not for the rapid and the flawless transportation facilities that were always immediately available during the period of celebration the magnificent spectacle that delighted thousands of visitors at the shrine of liberty might well have been obscured or even eclipsed; therefore be it

Resolved, That the House express its grateful thanks to the Pennsylvania State Police and to the Philadelphia Highway Patrol for the highly commendable manner in which they solved all transportation difficulties incident to the one hundred and seventy-fifth anniversary of the Declaration of Independence; and be it further

Resolved, That the House be specially appreciative of the skillful executive direction of Major Hoffman, Captain Oldham, and Inspector Rosansky and the splendid co-operative response by their subordinates to the transportation problems arising from the celebration of the one hundred and seventy-fifth anniversary of the Proclamation of the Declaration of Independence.

RESOLUTION

CONGRATULATIONS

Messrs. McGEE and ROSE offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, August 6, 1951.

Love has fruitlessly pursued Morris Rosen through a life of activity and adventure. For elusive Morris, ever-cautious and retiring, had escaped the artful toils of a pervasive love until he chanced to look upon the fair face of Silvia Summers. Indifference to romance, resolutions on single blessedness, cynicism about marriage—bed in utter confusion from his mind when he first surveyed the endearing charms and the entrancing beauty of Silvia.

His work at the Daroff Clothing Company became his daily happiness as he cut up the fabric into useful garments within the sight of the lovely Silvia and under the spell of their community of interest and purpose.

On July 1, 1951, Rabbi Mathews S. Rosen officially consecrated the martial merger of Morris and Silvia, who amidst the grandeur of the Canadian Rockies and the majestic beauty of Lake Louise began a honeymoon that will reach throughout life itself, therefore be it

Resolved, That this House of Representatives extend to the Honorable Morris Rosen and his wife Silvia its brightest greetings on the occasion of their recent marriage and its sincerest hope that conjugal felicity and domestic bliss will color and characterize their intimate association unto eternity.

REPORTS FROM COMMITTEES

Mr. DOWLING from the Committee on Judiciary, reported as amended, House Bill No. 1559, entitled:

An Act providing that chattel mortgage and conditional sale contracts filed in the prothonotary's office shall be surrendered upon satisfaction of record, to the person causing such satisfaction.

Mr. BOMBERGER from the Committee on Motor

Vehicles, reported as committed, House Bill No. 1170, entitled:

An Act to further amend subsection (a) of Section 1201 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by authorizing the bringing of informations for violations of the summary provisions of this act occurring on a highway dividing two municipalities before the nearest available magistrate in either one of said municipalities.

Mr. WILLIAMS from the Committee on Motor Vehicles, reported as committed, House Bill No. 1556, entitled:

An Act to add section 5.1 to the act approved the first day of June, one thousand nine hundred forty-five (P. L. 1340) entitled "An act relating to the financial responsibility of operators and owners of motor vehicles; and to make uniform the law with reference thereto; requiring owners and operators in certain cases to furnish proof of financial responsibility; providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases; regulating insurance policies which may be accepted as proof of financial responsibility; imposing duties upon the Secretary of Revenue, the State Treasurer and prothonotaries; and prescribing penalties," by adding thereto reciprocity provisions.

Mr. FILO from the Committee on Motor Vehicles, reported as committed, Senate Bill No. 481, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by defining "antique motor vehicle" and authorizing the operation of such vehicles with limitations as to use of lighting equipment in certain cases.

Mr. GRAYBILL from the Committee on Motor Vehicles, reported as committed, Senate Bill No. 708, entitled:

An Act to further amend Section 1207 of the act approved the first day of May one thousand nine hundred twenty-one (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars, trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the disposition of fines and forfeitures.

BILLS ON FIRST READING

Mr. BOMBERGER asked and obtained unanimous consent for House Bill No. 1170 to be read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1170, entitled:

An Act to further amend subsection (a) of Section 1201 of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by authorizing the bringing of informations for violations of the summary provisions of this act occurring on a highway dividing two municipalities before the nearest available magistrate in either one of said municipalities.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Mr. WILLIAMS asked and obtained unanimous consent for House Bill No. 1556 to be read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1556, entitled:

An Act to add section 5.1 to the act approved the first day of June, one thousand nine hundred forty-five (P. L. 1340) entitled "An act relating to the financial responsibility of operators and owners of motor vehicles; and to make uniform the law with reference thereto; requiring owners and operators in certain cases to furnish proof of financial responsibility; providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases; regulating insurance policies which may be accepted as proof of financial responsibility; imposing duties upon the Secretary of Revenue, the State Treasurer and prothonotaries; and prescribing penalties," by adding thereto reciprocity provisions.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Mr. FILO asked and obtained unanimous consent for Senate Bill No. 481 to be read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 481, entitled:

An Act to further amend the act, approved the first day May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth providing for the titling, including, liens, encumbrances, and legal claims, registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by defining "antique motor vehicle" and authorizing the operation of such vehicles with limitations as to the use of lighting equipment in certain cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Mr. GRAYBILL asked and obtained unanimous consent for Senate Bill No. 708 to be read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 708, entitled:

An Act to further amend Section 1207 of the act approved the first day of May one thousand nine hundred twenty-one (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars, trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local

authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the disposition of fines and forfeitures.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

COMMITTEE MEETINGS

Highways, Mr. Royer, Chairman, Room 329, Tuesday, August 7, 1951 at 11:00 a. m., EST.

There will be a Public Hearing before the Committee on State Government on Senate Bill No. 27, August 14, at 10:00 a. m., DST in the new House Caucus Room.

ADJOURNMENT

Mr. HOGGARD. Mr. Speaker, I move that this House do now adjourn until Tuesday, August 7, 1951 at 10:00 a. m. EST.

The motion was agreed to, and (at 4:55 p. m. EST) the House adjourned.

Legislative Journal.

Session 1951.

139th of the General Assembly.

Vol. 32.

HARRISBURG, PA., TUESDAY, AUGUST 7, 1951.

No. 75.

SENATE

TUESDAY, August 7, 1951.

The Senate met at 12:00 o'clock, m., Eastern Standard Time.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

PRAYER

The Chaplain, Rev. EDGAR C. IRWIN, Pastor, First Presbyterian Church, Ford City, Pennsylvania, offered the following prayer:

Our God, Who hast brought us here for such an hour as this, grant unto us Thy guidance in the same so that we may fulfill our purpose. The peoples of this State look here for those decisions under which they shall be ruled, in due consideration for what is right and just and necessary may we act.

Direct and prosper all consultations to the advancement of Thy glory and the welfare of Thy people, that all may be so ordered and settled upon the best and surest foundation. Make us worthy, one by one, of this land where our exiled fathers came flocking to be free, and let no safe prosperity or political expediency be our only consideration with those who have feared neither blood nor sweat nor tears. Amen.

JOURNAL APPROVED

The PRESIDENT pro tempore. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WALKER and Mr. LETZLER, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. WATSON. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on August 7, 1951.

Mr. WOOD. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, August 7, 1951.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

James H. Harkins, Carnegie.

BLAIR COUNTY

John M. Mauro, Altoona.

BUTLER COUNTY

Miss F. G. Miller, Butler.

DAUPHIN COUNTY

Miss Evelyn L. Leo, Susquehanna Twp., Harrisburg.

ERIE COUNTY

Ralph Obert, Union City.

LACKAWANNA COUNTY

Michael A. Restuccia, Scranton.

LANCASTER COUNTY

John W. Butts, Lancaster.

LUZERNE COUNTY

Miss Josephine Lispie, Wilkes-Barre.

NORTHAMPTON COUNTY

Miss Andrea C. Sandercock, Wilson.

PHILADELPHIA COUNTY

Mrs. Mildred F. Green, 4428 Ashburner St. (36)

JOHN S. FINE.

A motion was made by Mr. WATSON and Mr. WOOD, That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Hare,	Meade,	Stiefel,
Barrett,	Holland,	Neff,	Toole,
Berger,	Kephart,	Pechan,	Waide,
Blass,	Kessler,	Peelor,	Wagner,
Byrne,	Lane,	Probert,	Walker,
Chapman,	Leader,	Robinson,	Watkins,
Crowe,	Letzler,	Rosenfeld,	Watson,
Dent,	Mahany,	Ruth,	Wolfe,
Diehm,	Mallery,	Scarlett,	Wood,
DiSilvestro,	McCreesh,	Silvert,	Yosko,
Fleming,	McGinnis,	Snowden,	Taylor,
Freed,	McMenamin,		Presiding Officer

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

BILLS SIGNED

The President pro tempore (M. Harvey Taylor) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 548, entitled:

An Act to amend subsection (c) of Section 823, and to add Section 823.1 and 823.2 to the act, approved, the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "Vehicle Code," by providing that certificates of inspection shall contain a description of the vehicle including manufacturer's serial number and providing penalties for counterfeiting, theft, removal or transfer of certificates of inspection.

House Bill No. 624, entitled:

An Act to amend subsections (b) and (c) of section one thousand two hundred three of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "Fiscal Code," and to add thereto new subsections (d) and (e) so as to except therefrom the transfer of stock not subject to the transfer inheritance tax owned by deceased residents of an area listed by the Department of Revenue as entitled by law to such exemption and stock formerly owned by the entireties by resident spouses, one of whom shall have died, and to require the Department of Revenue to list such areas.

House Bill No. 815, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905) entitled "Vehicle Code," by providing that the Department of Revenue furnish one registration plate for every vehicle.

House Bill No. 820, entitled:

A Supplement to the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "State Employes Retirement Law," by permitting certain members to obtain credit for military service who were not eligible members at time of entry into military service.

House Bill No. 950, entitled:

An Act to amend section 1 of the act, approved the thirtieth day of March, one thousand nine hundred seventeen (P. L. 21), entitled, "Optometrists Licensure Law," by further defining the practice of optometry and defining "optometrist."

House Bill No. 1067, entitled:

An Act to add Section 1072.1 to and to further amend Section 1073 of the act, approved the tenth day of May, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by providing for the discontinuance of the office of district superintendent in any district of the third class.

House Bill No. 1104, entitled:

An Act to amend subsection (a) of Section 1402 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by authorizing the giving of medical and dental examinations to children prior to enrollment in the first grade.

House Bill No. 1338, entitled:

An Act to further amend Section 713 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code," by increasing the fee for learner's permits; and appropriating the increase for teaching of safe driving of motor vehicles.

House Bill No. 1373, entitled:

An Act to further amend the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "Fish Law of 1925," by reclassifying chubs as baitfish.

Whereupon,

The President pro tempore (M. Harvey Taylor) in the presence of the Senate signed the same.

The PRESIDENT pro tempore. The Chair invites the gentleman from Somerset, Mr. Hare, to the rostrum to preside.

The PRESIDING OFFICER (Fred P. Hare) in the Chair.

HOUSE MESSAGES

RESOLUTION RECALLING FROM THE GOVERNOR
HOUSE BILL NO. 1269.

The Clerk of the House of Representatives being introduced presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, August 6, 1951.

Resolved, (If the Senate concur), That House Bill No. 1269, Printer's No. 526, entitled:

An Act to amend Section 15 of the act, approved the twenty-second day of April, one thousand eight hundred fifty (P. L. 538), entitled "An act to secure the cities of Pittsburgh and Allegheny, and the neighborhood thereof, from damage by gun powder; to incorporate an association for the establishment of a house of refuge for western Pennsylvania; and relative to the Pennsylvania State Lunatic-hospital," by changing the maximum age for the commitment of delinquents to the Pennsylvania Training school at Canonsburg, and changing admission requirements relative thereto.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR
HOUSE BILL NO. 1270.

He also presented extract from the Journal of the

House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, August 6, 1951.

Resolved, (If the Senate concur), That House Bill No. 1270, Printer's No. 534, entitled:

An Act providing for the commitment and transfer of certain female juvenile delinquents to the Pennsylvania Training School for Girls, and imposing duties on the courts of this Commonwealth relative thereto. be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL NO. 236 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 236, entitled:

An Act to further amend subsection (a) of Section 722 of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by including Philippine Pacific War Veterans, Navy Club of the United States, and the United States Army Ambulance Corps among the organizations exempt from payment of registration fees of vehicles used by such organizations.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDING OFFICER. The bill as amended will appear on the Calendar.

SENATE BILL NO. 379 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 379, entitled:

An Act to add section 4.1 to the act approved the twentieth day of July one thousand nine hundred seventeen (P. L. 1143) entitled "An act relating to free public non-sectarian libraries and branch libraries within this Commonwealth providing for their establishment maintenance and regulation and for the maintenance and regulation of such free public nonsectarian libraries as may have been already established by the several counties cities boroughs towns and townships and providing that all library property and all gifts devises grants or endowments for library purposes shall be exempt from taxation and providing that the several counties cities boroughs towns and townships

may levy taxes condemn private property and borrow money for library purposes and imposing penalties for injuring library property and for violations of library regulations and repealing existing laws in relation to the above subjects" by further regulating county libraries permitting cities boroughs towns and townships to withdraw from county library districts and payment of county library tax.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDING OFFICER. The bill as amended will appear on the Calendar.

AMENDMENT TO HOUSE BILL NO. 534 RECALLED FROM THE GOVERNOR

He also presented for concurrence, House Bill No. 534, entitled:

An Act to further amend Section 1304 of the act approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "Public School Code of 1949," by changing the provisions relating to admission of beginners.

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

The PRESIDING OFFICER. The bill as amended, will appear on the Calendar.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 323, entitled:

An Act making an appropriation to the Department of Agriculture for the control of stem rust of wheat, oats, barley, and rye by the eradication of rust spreading barberry bushes and providing for payment thereof to counties making like expenditures of county funds

Which was committed to the Committee on Appropriations.

House Bill No. 1027, entitled:

An Act to amend subsection (b) of Section 4 of the act, approved the twenty-third day of May, one thousand nine hundred forty-five (P. L. 903), entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employees independently of any pension system or systems existing in such cities," limiting rights to involuntary retirement.

Which was committed to the Committee on Local Government.

House Bill No. 1318, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Clarion State Teachers College to acquire certain tracts of land for the use of Clarion State Teachers; and making an appropriation.

Which was committed to the Committee on State Government.

House Bill No. 1541, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of the expenses of the Committee to study the water resources of the Delaware River Basin including the Incodel Plan, a four-State compact for the distribution among New York, New Jersey, Delaware, and Pennsylvania, of the waters of the Delaware River Basin.

Which was committed to the Committee on Appropriations.

House Bill No. 1582, entitled:

An Act making appropriations to the Department of Property and Supplies and the Thaddeus Stevens Trade School to be used to purchase property in the City of Lancaster, Pennsylvania for improvements to such land and for repairs and improvements to buildings on such land.

Which was committed to the Committee on Appropriations.

House Bill No. 1605, entitled:

An Act authorizing allocations to the Treasury Department and the Department of the Auditor General from the appropriation to the Department of Public Assistance, Act 27-A, approved June thirtieth, one thousand nine hundred fifty-one, for the administrative expenses in auditing and disbursing the appropriations made by said act during the month of August, one thousand nine hundred fifty-one.

Which was committed to the Committee on Appropriations.

House Bill No. 1611, entitled:

An Act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947."

Which was committed to the Committee on Appropriations.

House Bill No. 1612, entitled:

An Act making an appropriation for the payment of expenses incurred by the State Council of Civil Defense.

Which was committed to the Committee on Appropriations.

House Bill No. 1613, entitled:

An Act making an appropriation to the Department of Public Instruction, including proceeds of publications sold, for the purpose of revising the curricula of elementary, secondary and vocational schools.

Which was committed to the Committee on Appropriations.

House Bill No. 1614, entitled:

An Act making an appropriation to the State Tax Equalization Board for payment of necessary expenses.

Which was committed to the Committee on Appropriations.

House Bill No. 1616, entitled:

An Act making an appropriation to the Department of Mines for the purpose of administering the provisions of "The Coal Mining Sealing Act of 1947."

Which was committed to the Committee on Appropriations.

House Bill No. 1617, entitled:

An Act making an appropriation for the maintenance, repair and improvement of the Port of Philadelphia.

Which was committed to the Committee on Appropriations.

House Bill No. 1618, entitled:

An Act making an appropriation to aid certain school districts.

Which was committed to the Committee on Appropriations.

House Bill No. 1619, entitled:

An Act making an appropriation to the Department of Labor and Industry to meet the obligation of the Commonwealth to pay a part of the compensation payable for certain occupational diseases.

Which was committed to the Committee on Appropriations.

House Bill No. 1620, entitled:

An Act making an appropriation to the Department of Labor and Industry for the payment of additional workmen's compensation in cases of second injuries.

Which was committed to the Committee on Appropriations.

House Bill No. 1621, entitled:

An Act making an appropriation to The Brandywine Battlefield Park Commission for the payment of necessary expenses.

Which was committed to the Committee on Appropriations.

REPORTS FROM COMMITTEES

Mr. CROWE, from the Committee on Mines and Mining reported as committed, House Bill No. 445, entitled:

An Act to amend Section 11 of the act approved the twenty-seventh day of June one thousand nine hundred forty-seven (P. L. 1095) entitled "An act providing for the regulation of mining of anthracite coal by the open pit or strip mining method and for the conservation and improvement of lands affected directly or indirectly by such mining requiring operators to register pay a license fee and secure a permit to engage in strip mining and file a bond conditioned for compliance with this act requiring backfilling of stripping pits and leveling and planting lands affected to prevent erosion and the pollution of waters and to protect public health safety and welfare conferring powers and imposing duties upon the Department of Mines and the Department of Forests and Waters providing for appeals and imposing penalties and making appropriations" by clarifying the requirement for backfilling adjacent to highways.

Mr. FREED, from the Committee on Local Government reported as committed, Senate Bill No. 658, entitled:

An Act authorizing council of cities of the second class to fix the salaries of the mayor and the council members of such cities and to provide for the assessment and retention of fines for absence of councilmen from meetings.

He also, from the Committee on Local Government, reported as amended, Senate Bill No. 753, entitled:

An Act providing for an annual enumeration of persons subject to per capita and occupation taxes, in counties wherein are situate school districts of the second, third and fourth class; placing the expense thereof on taxing districts authorized by law to levy such taxes; conferring powers and imposing duties on boards of school directors of such school districts, county commissioners, and chief county assessors in such counties.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 813, entitled:

An Act to further amend the act approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by further regulating the preparation of the budget and fiscal affairs of counties

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 818, entitled:

An Act to further amend Section 3062 of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-one, (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," by further regulating publication of notice of land subdivision ordinances.

He also, from the Committee on Local Government, re-reported as amended, House Bill No. 213, entitled:

An Act to further amend section one of the act, approved the twenty-eighth day of June, one thousand nine hundred thirty-five (P. L. 477), entitled, as amended "An act providing for the payment of the salary, medical and hospital expenses of policemen and firemen by cities, boroughs, towns, and townships who are injured in the performance of their duty; and providing that absence during such injury shall not reduce any usual sick leave period" by providing disability benefits for in certain cases diseases of the heart and tuberculosis of the respiratory system incurred in active police and firemen service.

He also, from the Committee on Local Government, re-reported as committed, House Bill No. 587, entitled:

An Act providing a method for the reestablishment of townships of the first class from any city to which they have been annexed and regulating the proceedings pertaining thereto and reestablishing the same as separate school districts.

He also, from the Committee on Local Government, reported as amended, House Bill No. 1370, entitled:

An Act to further amend Section 2004 of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by limiting to forty-eight hours the work week of police officers except in emergencies.

He also, from the Committee on Local Government, reported as committed, House Bill No. 1432, entitled:

An Act to further amend Section 1 of the act approved the eleventh day of July one thousand nine hundred twenty-three (P. L. 1032) entitled "An act providing for the abatement of nuisances caused by the improper grading or defective paving or encroaching fences in alleys in cities of the first class for the establishment of lines and grades for and the grading paving or re-

paving of said alleys and the grading of private alleys hereafter laid out and for apportioning the cost and for the filing of liens therefor" by giving property owners a longer period of time in which to abate nuisances.

He also, from the Committee on Local Government, reported as committed, House Bill No. 1470, entitled:

An Act to repeal the act approved the thirteenth day of April one thousand eight hundred sixty-eight (P. L. 1017) entitled "An act to provide for the collection of state county poor and military taxes in the county of Bedford" so far as it relates to Bedford County.

He also, from the Committee on Local Government, reported as committed, House Bill No. 1476, entitled:

An Act to further amend Article III of the act approved the seventh day of March one thousand nine hundred one (P. L. 20) entitled "An act for the government of cities of the second class" by fixing maximum hours of service for patrolmen and providing for compensation for extra services in emergencies.

He also, from the Committee on Local Government, reported as committed, House Bill No. 1535, entitled:

An Act to amend clauses (r) and (s) of subsection B of section four of the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" by clarifying and correcting the provisions of said clauses authorizing Authorities to charge the cost of sewer construction against properties benefitted improved or accommodated thereby and providing for the enforcement of such charges.

He also, from the Committee on Local Government, reported as committed, House Bill No. 1574, entitled:

An Act to further amend the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by changing certain provisions relating to contracts recreation places highways and expense accounts of delegates to conventions

Mr. BLASS, from the Committee on Judiciary General reported as committed, Senate Bill No. 815, entitled:

An Act providing for the payment into Orphans' Court, and the State Treasury of money or other property, due a legatee, devisee, distributee, or beneficiary of a trust, when it appears such person would not have the benefit, use or control of such money or other property

He also, from the Committee on Judiciary General reported as committed, Senate Bill No. 819, entitled:

An Act to further amend the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1358) entitled "An act relating to chattel mortgages on any chattel or chattels of any kind or description, including, but not limited to, livestock, poultry, farm machinery, farm equipment and crops, grown, growing or to be grown; designating the operation and effect of the lien of such mortgages; providing for the filing, index-

ing and docketing of such mortgages and related instruments in prothonotaries' offices; and prescribing prothonotaries' fees; providing for the filing in Pennsylvania of similar lien instruments originally filed or recorded in other states; regulating the assignment, release, satisfaction and extension of the lien of such mortgages; prescribing methods of foreclosure; defining defaults and violations; and fixing penalties," by providing that chattel mortgages may be given as security for principal obligations other than bonds or notes; eliminating the requirement of witnesses; providing additional remedies to mortgagees as against third persons; and providing that the provisions of the act be liberally construed.

He also, from the Committee on Judiciary General reported as committed, House Bill No. 531, entitled:

An Act to further amend Section 1 of the act, approved the eighth day of June, one thousand eight hundred ninety-three (P. L. 344, No. 284), entitled "An act relating to husband and wife, enlarging her capacity to acquire and dispose of property, to sue and be sued, and to make a last will, and enabling them to sue and to testify against each other in certain cases," clarifying the prohibition against a married woman's right to sell real estate without the joinder of her husband.

He also, from the Committee on Judiciary General reported as committed, House Bill No. 532, entitled:

An Act to reenact Section 802 of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 289), entitled "An act relating to nonprofit corporations; defining and providing for the organization, merger, consolidation, and dissolution of such corporations; conferring certain rights, powers, duties, and immunities upon them and their officers and members; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the first class within the provisions of this act; prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, prothonotaries of such courts, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," relating to approval of joint plans of merger or consolidation of nonprofit corporations by the members thereof, in order to clarify effect of prior amendments.

He also, from the Committee on Judiciary General reported as committed, House Bill No. 878, entitled:

An Act to amend the act approved the thirteenth day of June one thousand nine hundred eleven (P. L. 903) entitled "An act to prevent frauds against carriers of passengers for hire within this Commonwealth and prescribing penalties for the breach of the provisions hereof" by changing penalties and defining magistrate.

He also, from the Committee on Judiciary General reported as committed, House Bill No. 1379, entitled:

An Act to authorize the revival of judgments entered in favor of the Commonwealth of Pennsylvania by filing a suggestion of nonpayment.

He also, from the Committee on Judiciary General reported as committed, House Bill No. 1504, entitled:

An Act to amend the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be

made and retained by such fiduciaries" by declaring the obligations of Redevelopment Authorities issued pursuant to the law of Pennsylvania to be legal investments for fiduciaries.

He also, from the Committee on Judiciary General reported as committed, House Bill No. 1578, entitled:

An Act to further amend Section 4 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1019) entitled "An act relating to statutory laws prescribing an enacting clause for statutes fixing the effective date and time of statutes hereafter enacted providing for notice of application for local and special legislation for the correction of errors in statutes and for the printing and publication of statutes prescribing rules for the interpretation of statutes defining certain words and phrases when used in statutes and prescribing rules for the construction and operation of amendments reenactments and repeals of statutes" by changing the effective date of laws in certain cases.

He also, from the Committee on Judiciary General reported as committed, House Bill No. 1512, entitled:

An Act relating to records of governmental departments or agencies or private businesses institutions professions or callings authorizing the reproduction or recording thereof by any photographic photostatic microfilm micro-card miniature photographic or other similar process providing for the admissibility of such reproductions in evidence and the disposition of the original records.

He also, from the Committee on Judiciary General reported as amended, House Bill No. 1133, entitled:

An Act to further amend sections seven, eleven and twenty-one and to add section twenty-one point one to the act, approved the sixth day of August, one thousand nine hundred forty-one (P. L. 861), entitled "An act to create a uniform and exclusive system for the administration of parole in this Commonwealth; establishing the 'Pennsylvania Board of Parole'; conferring and defining its jurisdiction, duties, powers and functions, including the supervision of persons placed on probation in certain designated cases; providing for the method of appointment of its members; regulating the appointment, removal and discharge of its officers, clerks and employees; dividing the Commonwealth in to administrative districts for purposes of parole; fixing the salaries of members of the board and of certain other officers and employees thereof; making violations of certain provisions of this act misdemeanors; providing penalties therefor; and for other cognate purposes, and making an appropriation," by removing the ceiling on salaries of the secretary of the board and of district supervisors, making the amount of such salaries subject to the determination of the Executive Board; and by further defining the jurisdiction, duties, powers and functions of the Pennsylvania Board of Parole.

He also, from the Committee on Judiciary General reported as amended, House Bill No. 792, entitled:

An Act providing for treatment and cure in designated State institutions of persons habitually addicted to the use of opiates and for their admission to and care therein and the payment of the cost thereof and making an appropriation.

He also, from the Committee on Public Health and Welfare, reported as committed, House Bill No. 1108, entitled:

An Act to repeal the act approved the sixth day of June one thousand nine hundred thirteen (P. L. 452) entitled "An act to amend an act 'Providing for the appointment of a board of visitation for institutions societies and associations caring for dependent neglected or delinquent

children' approved the twenty-sixth day of February Anno Domini one thousand nine hundred and three and making it the duty of the board of visitation to visit all institutions within the county which receive their inmates from more than one county and are in whole or in part supported and managed by the Commonwealth and all institutions which are wholly supported and managed by any county city borough or township of the poor district of the Commonwealth and providing for the making of nominations of appointment on the boards of visitation"

He also, from the Committee on Public Health and Welfare, reported as committed, House Bill No. 1209, entitled:

An Act to amend section one of the act approved the nineteenth day of May one thousand eight hundred and ninety-seven (P. L. 77) entitled "An act granting the permission and regulating the establishment and operation of bone boiling establishments and depositories of dead animals in the Commonwealth of Pennsylvania and providing for violations of the provisions of this act" by adding the requirement that permission to erect or operate such establishments in counties which have organized a county department of health or joint-county department of health must be obtained from the county department of health or joint-county department of health.

He also, from the Committee on Public Health and Welfare, reported as committed, House Bill No. 1300, entitled:

An Act to amend sections one two three and five of the act approved the fifth day of June one thousand nine hundred and thirteen (P. L. 433) entitled "An act for the prevention of blindness by requiring the reporting of cases of ophthalmia neonatorum (inflammation of the eyes of infants) by physicians midwives and others and requiring the reporting of results of treatment of each case of said disease and fixing a penalty for violation thereof" by adding county departments of health or joint-county departments of health to the health authorities to which cases of ophthalmia neonatorum must be reported.

He also, from the Committee on Public Health and Welfare, reported as committed, House Bill No. 1301, entitled:

An Act to further amend section fifteen of the act approved the nineteenth day of June one thousand nine hundred thirty-one (P. L. 589) entitled as amended "An act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering regulating barber shops and barber schools and apprentices and students therein regulating compensation for service rendered conferring certain powers and duties on the Department of Public Instruction and providing penalties" by adding counties which have established a county department of health or joint-county department of health to the political subdivisions empowered to regulate barber shops by ordinances or regulations not inconsistent with law.

He also, from the Committee on Public Health and Welfare, reported as committed, House Bill No. 1309, entitled:

An Act to amend sections one and two as amended sections four five six seven and eight and sections nine and ten as amended of the act approved the twenty-eighth day of June one thousand nine hundred and twenty-three (P. L. 888) entitled "An act to safeguard human life and health throughout the Commonwealth by providing for the reporting quarantining and control of diseases declared communicable by this act or by regu-

lation of the Department of Health providing for the prevention of infection therefrom and prescribing penalties" by changing the method of approval of communicable disease regulations by the advisory health board and by adding counties which have established a county department of health or joint-county department of health to the political subdivisions required or empowered to perform certain duties relating to the reporting quarantining and control of diseases declared communicable by law or regulation.

He also, from the Committee on Public Health and Welfare, reported as committed, House Bill No. 1310, entitled:

An Act to improve local health administration throughout the Commonwealth by authorizing the creation establishment and administration of single-county or joint-county departments of health in all counties except counties of the first class exempting certain municipalities from the jurisdiction of single county or joint-county departments of health permitting the dissolution of departments or boards of health in certain municipalities authorizing state grants to counties which establish departments of health and to certain municipalities if they meet prescribed requirements conferring powers and duties upon the State department of health in connection with the creation establishment and administration of single-county or joint-county departments of health and administration of the health laws in parts of certain municipalities not subject to the jurisdiction of single-county or joint-county departments of health and the administration of state grants and repealing an act which confers health powers upon counties of the first class.

He also, from the Committee on Public Health and Welfare, reported as committed, House Bill No. 1311, entitled:

An Act to amend section four hundred forty-seven of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by deleting those provisions which require such counties to cooperate with the State Department of Health and boroughs and first class townships and deleting those provisions which prescribe the appointment of health officers the approval of appointments by the State Department of Health and the powers and duties of appointees.

He also, from the Committee on Public Health and Welfare, reported as committed, House Bill No. 1333, entitled:

An Act to amend sections five and eighteen of the act approved the second day of July one thousand nine hundred and thirty-five (P. L. 589) entitled "An act to safeguard human health and life by providing for the issuance of permits to and regulation of persons and entities selling milk and milk products conferring powers and imposing duties on the Secretary of Health and Advisory Health Board and otherwise providing for the administration of the act and imposing penalties" by adding counties which have established or joined in establishing county departments of health to those municipalities which may be constituted agents of the Secretary of Health for the purpose of issuance of milk permits and by adding county department of health regulations to those municipal ordinances not affected by the act.

He also, from the Committee on Public Health and Welfare, reported as committed, House Bill No. 1334, entitled:

An Act to amend section one of the act approved the seventh day of April one thousand nine hundred and

twenty-seven (P. L. 144) entitled "An act authorizing boards of health to require roving bands or bands of nomads commonly called gypsies declared to be nuisances or menaces to health to leave municipalities and providing penalties" by adding county departments of health and joint-county departments of health as alternate health authorities which may make findings and issue orders under the act.

He also, from the Committee on Public Health and Welfare, reported as committed, House Bill No. 1376, entitled:

An Act to further amend subsection (a) of section two hundred seven and subsection (f) of section four hundred forty-eight and to amend section two thousand one hundred eleven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by prescribing the qualifications for the secretary of health and by reconstituting the Advisory Health Board and further prescribing its powers and duties.

He also, from the Committee on Public Health and Welfare, reported as committed, House Bill No. 1377, entitled:

An Act to amend sections two four five and six of the act approved the second day of June one thousand eight hundred and ninety-five (P. L. 428) entitled "An act to regulate and license public lodging-houses in the different cities in this Commonwealth" by adding county departments of health and joint-county departments of health to the health authorities empowered by the act to render certificates make inspections and adopt rules and regulations.

He also, from the Committee on Public Health and Welfare, reported as committed, House Bill No. 1378, entitled:

An Act providing for the examination licensure and registration of persons firms or corporations engaged in the business or work of plumbing or house and building drainage and prescribing certain rules regulations and requirements for the construction of plumbing house and building drainage and cesspools in cities of the second class second class A and third class and imposing fines penalties and forfeitures for violation thereof and providing for administration of this act by county departments of health or joint-county departments of health in cities of the second class second class A and third class which are within the jurisdiction of such departments of health and repealing certain laws.

He also, from the Committee on Public Health and Welfare, reported as committed, House Bill No. 1380, entitled:

An Act to amend the title and to further amend section four of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2045), entitled "An act relating to the support of indigent persons publicly cared for or assisted; providing for the support of such persons by certain relatives, and for the recovery of public moneys expended for care and assistance from the property and estates of such persons; providing for the arrest and seizure and sale of property of deserters; and providing procedure," by further defining the liability of property for expenses incurred for support, maintenance, assistance and burial.

He also, from the Committee on Public Health and Welfare, reported as committed, House Bill No. 1431, entitled:

An Act providing for the licensure and regulation of commercial boarding homes for the aged conferring certain powers and duties upon the Department of Welfare imposing license fees and providing penalties.

He also, from the Committee on Public Health and Welfare, reported as committed, House Bill No. 1449, entitled:

An Act to amend the act approved the twelfth day of June one thousand nine hundred fifty-one (Act Number 141) entitled "An act relating to mental health including mental illness mental defect epilepsy and inebriety and amending revising consolidating and changing the laws relating thereto" by further defining "qualified physician" and "medical examiner"

He also, from the Committee on Public Health and Welfare, reported as committed, House Bill No. 1463, entitled:

An Act to repeal the act approved the twenty-sixth day of February one thousand nine hundred three (P. L. 8) entitled "An act providing for the appointment of boards of visitation for institutions societies and associations caring for dependents neglected and delinquent children"

He also, from the Committee on Judiciary General, reported as committed, House Bill No. 111, entitled:

An Act to further amend section 506 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" providing for the modification of support orders in bastardy cases

He also, from the Committee on Judiciary General, reported as committed, House Bill No. 228, entitled:

An Act to amend section 733 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by providing for an alternative procedure in desertion and nonsupport cases.

Mr. PEELOR on behalf of Mr. HARE, from the Committee on Finance, reported as committed, House Bill No. 1348, entitled:

An Act to amend Section 1 of the act, approved the eighth day of May, one thousand nine hundred one (P. L. 150) entitled "An act providing for the raising of revenue for State purposes by imposing upon foreign corporations, limited partnerships and joint-stock associations a bonus of one-third of one per centum upon the capital actually employed in Pennsylvania, and requiring the filing of certain reports in the office of the Auditor General, by exempting from the provisions thereof foreign non-profit corporations.

He also, from the Committee on Finance, reported as committed, House Bill No. 1303, entitled:

An Act to provide revenue for State purposes by imposing a property tax, for a limited period of time, on the net incomes derived from sources within the Commonwealth of certain corporations, joint-stock associations, and limited partnerships; excluding certain income, providing for the assessment, collection, settlement and resettlement of taxes, and reviews and appeal therefrom; conferring powers, and imposing duties on certain persons, corporations, joint-stock associations, limited partnerships, State, and county officers, boards, and departments; making an appropriation; and providing penalties.

Mr. CHAPMAN, from the Committee on Appropriations, reported as amended, House Bill No. 1487, entitled:

An Act to provide for the expenses of the Joint State Government Commission of the General Assembly for the two fiscal years beginning June first one thousand nine hundred and fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and fifty-one.

Mr. WAGNER, from the Committee on State Government, reported as amended, House Bill No. 826, entitled:

An Act to further amend the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by redefining the term "final salary" and further providing the manner of computing employees' annuities.

Mr. KESSLER, from the Committee on Education, reported as amended, House Bill No. 745, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by creating the Pennsylvania Library Council prescribing its powers and duties providing for a State librarian and for certification of libraries and librarians and for minimum standards for public library service.

He also, from the Committee on Education, reported as amended, House Bill No. 984, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for exceptions to compulsory attendance.

He also, from the Committee on Education, reported as committed, House Bill No. 576, entitled:

An Act to further amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by permitting certain districts to make their own enumeration for per capita tax purposes.

He also, from the Committee on Education, reported as committed House Bill No. 1068, entitled:

An Act to further amend Section 2405 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments, boards, commissions and officers; fixing the salaries of the Governor, Lieutenant Governor; and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by permitting delivery of unserviceable property to Superintendent of Public Instruction, without charge, for assignment to school districts.

He also, from the Committee on Education, reported as committed, House Bill No. 1346, entitled:

An Act to amend the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by clarifying certain provisions thereof and correcting grammatical and typographical errors therein

He also, from the Committee on Education, reported as committed, House Bill No. 1347, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by making corrections and conforming certain provisions to existing practice

BILLS INTRODUCED AND REFERRED

Messrs. MCGINNIS and BARRETT read in place and presented to the Chair Senate Bill No. 821, entitled:

An Act relating to and regulating the practice of massage, providing for the licensure and for the revocation and suspension of licenses of masseurs and massauses by the Department of Health, conferring powers and imposing duties upon the Department of Health and prescribing penalties.

Which was committed to the Committee on Public Health and Welfare.

Mr. RUTH read in his place and presented to the Chair Senate Bill No. 822, entitled:

An Act to amend clause (7) of Section 2401 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto", by providing for appointment of school auditors to fill vacancies in such office in union school districts.

Which was committed to the Committee on Education.

RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess for ten minutes to permit a meeting of the Committee on Constitutional Changes and Federal Relations.

Mr. SNOWDEN. Mr. President, I second the motion.
The motion was agreed to.

AFTER RECESS

The PRESIDING OFFICER. The time of recess having elapsed the Senate will be in order.

RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess for ten minutes to permit a meeting of the Committee on State Government.

Mr. SNOWDEN. Mr. President, I second the motion.
The motion was agreed to.

AFTER RECESS

The PRESIDING OFFICER. The time of recess having elapsed the Senate will be in order.

REPORTS FROM COMMITTEES

Mr. BLASS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. BLASS, from the Committee on Constitutional Changes and Federal Relations re-reported as committed, Senate Bill No. 290, entitled:

An Act providing for a referendum to determine the will of the electorate in regard to constitutional convention.

He also, from the Committee on Constitutional Changes and Federal Relations, reported as committed, House Bill No. 161, entitled:

A Joint Resolution proposing an amendment to section eight, article five of the Constitution of the Commonwealth of Pennsylvania, authorizing the Court of Common Pleas of Allegheny County to detail one or more of the judges of the County Court to hold the courts of oyer and terminer and the courts of quarter sessions of the peace of said county.

He also, from the Committee on Constitutional Changes, and Federal Relations, reported as committed, House Bill No. 235, entitled:

A Joint Resolution proposing an amendment to section one, article nine of the Constitution of the Commonwealth of Pennsylvania making special provision for the taxation of private forest reserves.

Mr. RUTH. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. RUTH, from the Committee on Agriculture, reported as amended, Senate Bill No. 812, entitled:

An Act to amend the title and certain sections of and to add new sections to the act approved the thirtieth day of June one thousand nine hundred forty-seven (P. L. 1154) entitled "An act to prohibit the manufacture and sale of oleomargarine or butterine and other similar products when colored in imitation of yellow butter to provide for license fees to be paid by manufacturers wholesale and retail dealers and by proprietors of hotels restaurants dining-rooms and boarding-houses for the manufacture or sale of oleomargarine butterine or other similar products not colored in imitation of yellow butter to regulate the manufacture sale and advertising of oleomargarine butterine or other similar products not colored in imitation of yellow butter and prevent and punish fraud and deception in such manufacture sale and advertising as an imitation butter to prescribe penalties and punishment for violation of this act and the means and method of procedure for its enforcement to regulate certain matters of evidence in such procedure and to prescribe certain powers and duties of the Department of Agriculture" by permitting the manufacture and except in certain cases the sale of colored oleomargarine butterine and similar products.

PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President and Members of the Senate, every now and then a great many things appear in the papers that make headlines and other times little interesting articles appear that have a little humor to them. There was a humorous story printed in this morning's Inquirer by that night-riding newspaper reporter, Mr. Miller. I think most of us know Joe, and last night about midnight, or somewhere in that time of the night, Mr. Neff and myself, after being up in my office for a couple of hours, started to walk down the steps of the main entrance to the Capitol, and we saw a little figure come flying up the plaza and there out of breath and all excited, with his glasses in his hand, was our good friend, Joe, and he said, "I caught you this time." Well, for the moment I was afraid I had been caught, because not all of us say what we do at night. There are some things I have done at night that I would not want to be caught at. Anyway, the gentleman from the newspaper said, "You were just over in the Governor's office." I said, "Thanks for the compliment, but don't you have the wrong Senators?" He said, "No, I know you were there because I saw your hat and Senator Neff's hat."

Mr. President, it reminded me of the story I read in one of the books on Abraham Lincoln. It seemed that Abraham Lincoln once had a very important case, and the only bit of evidence in controversy was the evidence of a hat and the ownership of this hat, and Abe Lincoln took the hat and in a side voice, loud enough for the witness to hear, kept looking at the hat and he would pronounce under his breath, but loud enough for the right person to hear, the initials. He would say, "A. B., A. B." Finally, about five minutes later he turned suddenly to the witness and said, "What were the initials in the hat?" The witness said, "A. B." Abe Lincoln took the hat and presented it to the jury, and there were no initials in it. Last night I said to Joe, "How did you know it was my hat?" He said, "I looked at the initials."

Now, Mr. President, the Grand Jury here, the newspaperman on the jury, look at the initials, will you? Needless to say, there are no initials in the hat, Mr. President, and so this morning I discovered that my colleague, my Whip, wears the same kind of a hat, and I looked but there are no initials in his hat either. So, I do not think you were at the Governor's office. At least if you were, you did not tell me.

Now, Mr. President, it does not matter except in this sense. In the last days of the Session of the Legislature there are some very important measures that have come up and some that must come up yet. The one thing that we must have, we must have faith and trust in each other. The Members on this side and the Members on the other side must have some reliance upon each other and upon each other's integrity and upon their word. I do not mind the newspapermen having a little fun. That is all right with me, but I assure Joe Miller, and anyone that writes for the newspaper fraternity, that if they want to ask me, if they want to ask me any questions as to where I was last night, as long as they do not ask me what I was doing, I will tell them. Thank you.

The PRESIDING OFFICER. The remarks of the gentleman will be noted upon the record.

POINT OF INQUIRY

Mr. WALKER. Mr. President, I rise to a point of inquiry.

The PRESIDING OFFICER. The gentleman from Allegheny, Mr. Walker, will state his point of inquiry.

Mr. WALKER. Mr. President, I would like to know if the gentleman is apologizing for being in the Governor's office?

Mr. President, while he is reminiscing about where he is at night and telling about Abraham Lincoln, I wonder if he remembers some years ago when Colgate University had the national champion football team that missed out on the Rose Bowl. They were known as the undefeated, unscored on, uninvited.

Mr. DENT. The Majority Floor Leader has our sympathy.

RECESS

Mr. WALKER. Mr. President, I move that the Senate do now take a recess until three o'clock, p. m., Eastern Standard Time.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDING OFFICER. The time of recess having elapsed the Senate will be in order.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bills of the House, as follows:

House Bill No. 253, entitled:

An Act to further amend clause (2) of Section 12 of the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "State Employees Retirement Law," by further providing for disability retirement allowances of persons able to engage in gainful occupations.

Which was committed to the Committee on State Government.

House Bill No. 718, entitled:

An Act making a deficiency appropriation to aid certain school districts.

Which was committed to the Committee on Education.

House Bill No. 1445, entitled:

An Act to add section three hundred twenty-eight to the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "The Penal Code," by making it a crime to falsify a material fact or make fraudulent statements in any matter within the jurisdiction of any department, board or commission of the Commonwealth; and prescribing penalties.

Which was committed to the Committee on Judiciary General.

House Bill No. 1482, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to acquire by gift, suitable ground and buildings to be used by the Department of Welfare as a State training school for female juvenile delinquents.

Which was committed to the Committee on State Government.

House Bill No. 1505, entitled:

An Act to amend the act approved the twelfth day of June, one thousand nine hundred thirty-one (P. L. 510), entitled "An act providing for the licensure and regulation of certain private nursing homes and private hospitals; conferring certain powers and duties upon the Department of Welfare; and providing penalties," by further providing for the licensure and regulation of such nursing homes and hospitals.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 1526, entitled:

An Act authorizing the Department of Property and Supplies to exchange certain lands located in Penn Township, Snyder County, Pennsylvania, necessary for the better administration of the Selinsgrove State Colony for Epileptics.

Which was committed to the Committee on State Government.

House Bill No. 1531, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for essential repairs to buildings of the property at Ambridge, Beaver County, Pennsylvania, known as "Old Economy."

Which was committed to the Committee on Appropriations.

House Bill No. 1533, entitled:

An Act to further amend Section 28 of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 414), entitled "Uniform Vital Statistics Act" by further providing for payment of the compensation of local registrars.

Which was committed to the Committee on Local Government.

House Bill No. 1552, entitled:

An Act to amend subsection (d) of section 4 and section 9.1 of the act, approved the thirty-first day of March, one thousand nine hundred forty-nine (P. L. 372), entitled "The General State Authority Act of 1949," by authorizing the leasing of wholly or partially completed projects of the General State Authority.

Which was committed to the Committee on State Government.

House Bill No. 1554, entitled:

An Act to authorize the Secretary of Public Assistance of the Commonwealth of Pennsylvania to apply to the Secretary of Agriculture of the United States for the return of assets of the former Pennsylvania Rural Rehabilitation Corporation, to receive, deposit, and administer such assets for rural rehabilitation or other authorized purposes, and to enter into agreements with the Secretary of Agriculture of the United States with respect to the future administration of said assets.

Which was committed to the Committee on Agriculture.

House Bill No. 1577, entitled:

An Act fixing the salary of the Director of the Legislative Reference Bureau.

Which was committed to the Committee on State Government.

House Bill No. 1603, entitled:

An Act to further amend Section 4 to amend subsection (d) of Section 4.1 to add Sections 4.2 and 4.3 and to amend paragraph (1) of Section 14 of the act approved the twentieth day of May one thousand nine hundred fifteen (P. L. 566), entitled "An act requiring cities of the first class to establish a pension fund for employees of said cities and all county or other public employees if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" by clarifying the amount of contributions by certain pensioners and the method of computing lesser pensions changing date of completing certain payments and the age to which pension increments may be computed fixing minimum pensions and providing benefits for surviving spouse.

Which was committed to the Committee on Local Government.

House Bill No. 1615, entitled:

An Act making an appropriation to the State Veterans' Commission for the expenses of the commission, furnishing certain assistance to needy Pennsylvania veterans of any war or their dependents, for participation in certain defense activities, for the rehabilitation and care of veterans, including the acquisition of land by purchase, condemnation or gift, and construction of buildings for such purpose.

Which was committed to the Committee on Appropriations.

HOUSE CONCURS IN SENATE BILL NO. 508.

He also returned to the Senate, Senate Bill No. 508, entitled:

An Act to amend Sections 1 and 2 of the act, approved the eighteenth day of April, one thousand nine hundred forty-five (P. L. 253, No. 114), entitled "An act relating to suits by shareholders against officers or directors in a corporation, domestic or foreign, to enforce a secondary right because the corporation refuses to enforce rights, which may be asserted by it, requiring that plaintiff be a shareholder at the time of the transaction of which he complains, or that his shares thereafter devolved upon him by operation of law; requiring security for defendant's expenses, including attorneys' fees; and providing for the assessment and recovery of such expenses, including attorneys' fees," by extending the provisions thereof to corporation having no capital stock; and authorizing corporations to indemnify directors, officers and other persons against certain expenses.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL NO. 733.

He also returned to the Senate, Senate Bill No. 733, entitled:

An Act concerning mutual military aid and assistance by and between the Commonwealth of Pennsylvania and other states, in an emergency; and agreeing to, approving, and authorizing and empowering the Governor to enter into, a compact with the State of New Jersey and the State of New York and any other state concurring therein or otherwise approving thereof, for such purpose.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL NO. 739.

He also returned to the Senate, Senate Bill No. 739, entitled:

An Act creating Mercy-Douglass State Hospital in Philadelphia County and authorizing the Department of Property and Supplies to sublease said Hospital to Mercy-Douglass Hospital, and providing for the management thereof by the Board of Trustees of Mercy-Douglass Hospital.

with the information that the House has passed the same without amendments.

SENATE BILL NO. 418 RETURNED WITH AMENDMENTS.

He also returned to the Senate, Senate Bill No. 418, entitled:

An Act to further amend the act approved the fifth day of May, one thousand nine hundred thirty-three

(P. L. 289), entitled "An act relating to nonprofit corporations; defining and providing for the organization, merger, consolidation, and dissolution of such corporations; conferring certain rights, powers, duties and immunities upon them and their officers and members; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the first class within the provisions of this act; prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, prothonotaries of such courts, recorders of deeds, and certain State departments, commissions and officers; authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," by permitting the Department of State to copy and destroy or return certain documents; permitting corporations to borrow money, acquire and dispose of real estate, and make, alter, amend, and repeal by-laws with the approval of a majority of the members present and entitled to vote thereon; permitting a change of registered office pursuant to action of directors; permitting directors to fill vacancies in the board of directors resulting from an increase in the number of directors; deleting certain requirements as to the appointment, compensation and duties of agents; providing that meetings of members at which directors are to be elected may be adjourned for periods of fifteen days each; fixing the method of cumulative voting in cases where directors are elected separately by the members of different classes; providing that foreign corporations which shall have done business in Pennsylvania without procuring a certificate of authority to do so shall be conclusively presumed to have appointed the Secretary of the Commonwealth their agent to accept service of process in cases arising out of acts of omissions of such corporation in the Commonwealth, and specifying the duties of the Secretary upon receipt of such process.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDING OFFICER. The bill as amended will appear on the Calendar.

AMENDMENT TO HOUSE BILL NO. 678 RECALLED FROM THE GOVERNOR

He also presented for concurrence, House Bill No. 678, entitled:

An Act to further amend Section 1803 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," as amended by adding subsection (h) to authorize the Department of Forests and Waters to grant certain rights of way to utility companies.

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

The PRESIDING OFFICER. The bill as amended, will appear on the Calendar.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 190, as follows:

An Act relating to the change of corporate names of churches or religious corporations as a result of the union merger or consolidation of the national or international church body of which such corporation is an affiliate subsidiary or component part providing for the filing of a certificate of change of name by such corporations with the Department of State and the recording thereof in the county of incorporation and the effect thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Notwithstanding the provisions of the Non-profit Corporation Law the Corporation Act of 1874 or of any other law general special or local any church or religious corporation which desires to change its corporate name because of or as a result of a union merger or consolidation of the national or international church body with which such church or religious corporation is an affiliate subsidiary or component part such corporation is hereby authorized to file a certificate of change of name with the Department of State which certificate shall set forth the name and registered office of the corporation and the name the corporation intends to assume under the provisions of this act If the Department of State finds that the proposed name is available for corporate use it shall register the name and shall issue to the corporation or its representative a certificate that the proposed change of name has been duly registered after registration of the certificate of change of name by the Department of State the corporation shall cause the same to be recorded in the office of the recorder of deeds of the county where it had been incorporated

Section 2 Upon registration of the certificate of change of name by the Department of State and the recording of such certificate as herein provided such church or religious corporation shall thereafter be known as and bear the name set forth in its certificate of change of name but such change of name shall not in any respect change the identity of or affect abate defeat alter or amend any of the powers rights privileges property duties liabilities or obligations of any such church or religious corporation all of which shall remain in full force and effect as though its name had not been so changed

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL NO. 190.

Mr. WALKER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 190.

Mr. McPHERSON. Mr. President, I second the motion. On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Holland,	Neff,	Taylor,
Barrett,	Kephart,	Pechan,	Toole,
Berger,	Kessler,	Peelor,	Wade,
Blass,	Lane,	Probert,	Wagner,
Byrne,	Leader,	Robinson,	Walker,

Chapman,	Letzler,	Rosenfeld,	Watkins,
Crowe,	Mahany,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Hare,
Freed,	McPherson, Jr.		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

THIRD READING CALENDAR

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 187, as follows:

An Act to fix the salaries and compensation of the judges of the Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County certain associate judges not learned in the law and repealing certain acts inconsistent herewith

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 That from and after the effective date of this act the judges of the Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County shall receive the compensation hereinafter provided

Section 2 The annual salary of the Chief Justice of the Supreme Court shall be twenty-six thousand dollars (\$26,000) and the annual salary of each of the associate judges of said court shall be twenty-five thousand five hundred dollars (\$25,500)

Section 3 The annual salary of the President Judge of the Superior Court shall be twenty-four thousand dollars (\$24,000) and the annual salary of each of the associate judges of said court shall be twenty-three thousand five hundred dollars (\$23,500)

Section 4 The annual salary of each of the judges of the courts of common pleas of the first and fifth judicial districts shall be eighteen thousand nine hundred seventy-five dollars (\$18,975)

With the exception of the judges of the courts of common pleas of Dauphin County the annual salary of each of the judges of the courts of common pleas learned in the law in judicial districts having a population of more than two hundred and fifty thousand and less than one million inhabitants shall be sixteen thousand one hundred dollars (\$16,100) in judicial districts having a population of one hundred thousand and more but less than two hundred fifty thousand inhabitants shall be sixteen thousand one hundred dollars (\$16,100) in judicial districts having a population of sixty-five thousand or more and less than one hundred thousand inhabitants shall be thirteen thousand eight hundred dollars (\$13,800) in judicial districts having a population of less than sixty-five thousand inhabitants twelve thousand six hundred fifty dollars (\$12,650) The amount of the salaries to be paid under this paragraph in the several judicial districts shall be determined and fixed according to the population of such districts as ascertained by reference from time to time to the last preceding decennial United States census

Section 5 The judges of the courts of common pleas of Dauphin County and the judges of the orphans' court of Dauphin County shall each receive twenty thousand seven hundred dollars (\$20,700) annually

Section 6 In any county where a separate orphans' court is established the annual salary of each judge of the said orphans' court shall be the same as is paid to the judge or judges of the court or courts of common pleas in such county

Section 7 The annual salary of the President Judge of the Municipal Court of Philadelphia shall be fourteen thousand three hundred seventy-five dollars (\$14,375) and the annual salary of each of the other judges of said court shall be thirteen thousand eight hundred dollars (\$13,800)

Section 8 The annual salary of the President Judge of the County Court of Allegheny County shall be fourteen thousand three hundred seventy-five dollars (\$14,375) and the annual salary of each of the other judges of said court shall be thirteen thousand eight hundred dollars (\$13,800)

Section 9 When any judge learned in the law is called in as now provided by law to assist the judge or judges of any other judicial district such judge so called in shall be entitled to receive for each day he is actually engaged in the performance of such duty the sum of twenty dollars (\$20) per day and actual traveling expenses not in excess of ten cents (10c) for each mile traveled to and from the place of holding court in such district

Section 10 The salaries or compensation of the associate judges not learned in the law of the courts of this Commonwealth shall be as follows each such associate judge shall receive six dollars (\$6) per day for every day he may be employed in the discharge of his official duties Provided That the salary of no such associate judge shall be less than one thousand two hundred dollars (\$1,200) annually each of said judges shall continue to be entitled to mileage as now provided by existing law

Section 11 The annual salaries and the compensation of the associate judges not learned in the law hereinbefore provided for shall be paid monthly by warrant of the Auditor General on the State Treasurer

Section 12 The act approved the seventh day of July one thousand nine hundred forty-seven (P. L. 1410) entitled "An act to fix the salaries and compensation of the judges of the Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County certain associate judges not learned in the law and repealing certain acts inconsistent herewith" and the amendments thereto are hereby repealed

Section 13 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Haluska,	McPherson, Jr.	Stevenson,
Barr,	Holland,	Meade,	Stiefel,
Barrett,	Kephart,	Neff,	Taylor,
Berger,	Kessler,	Pechan,	Toole,
Blass,	Lane,	Peelor,	Wade,
Byrne,	Leader,	Propert,	Walker,
Chapman,	Letzler,	Robinson,	Watkins,
Crowe,	Mahany,	Rosenfeld,	Watson,
Dent,	Mallery,	Ruth,	Wood,
Diehm,	McCreesh,	Scarlett,	Yosko,
DiSilvestro,	McGinnis,	Silvert,	Wagner,
Fleming,	McMenamin,	Snowden,	Hare,
Freed,			Presiding Officer

NAYS—1

Wolfe.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 441 as follows:

An Act to add Sections 602.1 and 705.1 to further amend Section 802 to add Sections 804.1 and 901.1 to the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth vesting in the State Civil Service Commission and a Personnel Director certain powers and duties providing for classification of positions adoption of compensation schedules and certification of payrolls imposing duties upon certain officers and employees of the Commonwealth authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service defining certain crimes and misdemeanors imposing penalties making certain appropriations and repealing certain acts and parts thereof" by providing that substitutes may hold positions only until employees on military leave return relating to rights of transferred reassigned or promoted employees during probationary periods and providing for employee audits from time to time

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 602.1 and 705.1 are hereby added to the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth vesting in the State Civil Service Commission and a Personnel Director certain powers and duties providing for classification of positions adoption of compensation schedules and certification of payrolls imposing duties upon certain officers and employees of the Commonwealth authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service defining certain crimes and misdemeanors imposing penalties making certain appropriations and repealing certain acts and parts thereof" to read as follows

Section 602.1 Substitutes During Military Leave Whenever an employee in the classified service is granted military leave the position so vacated shall be filled only by substitute appointment or promotion and the employee so appointed or promoted shall vacate the position upon return of the employee from military leave any such substitute employee when required to vacate such position upon the return of the regular employee shall have the right to return to his previous civil service position and status

Such substitute appointments or promotions shall be made from lists certified by the State Civil Service Commission in keeping with the provisions of this act

Section 705.1 Further Rights of Transferred Employees Any classified employee transferred reassigned or promoted from one position to any other position in the same or another classification and remaining in the position through a period of time equivalent to the accepted probationary period for that position shall be deemed to have vacated the position from which he was transferred reassigned or promoted and to have acquired status in the position to which he was transferred reassigned or promoted Provided that during such period of time he shall retain reemployment rights in the former position

A position so vacated shall be filled by appointment or promotion from eligible lists certified by the commission

Section 2 Section 802 of said act as last amended by the act approved the twenty-first day of June one thousand nine hundred forty-seven (P. L. 835) is hereby further amended to read as follows

Section 802 Furlough In case a reduction in force is necessary in the classified service no employee shall be furloughed while any probationary or provisional em-

ployee is employed in the same classification and no probationary employee shall be furloughed while a provisional employee is employed in the same classification An employee shall be furloughed only if at the time he is furloughed he is within the lowest quarter among all employees of the employer in the same classification on the basis of their last regular service ratings and within this quarter he shall be furloughed in the order of seniority Provided That the appointing authority may limit the application of this provision in any particular instance to employees in the same classification with headquarters at a particular municipality county or administrative district of the Commonwealth

A furloughed employee shall have the right to return to any classification and civil service status which is previously held provided such classification is contained in the current classification plan of the agency or to any classification and civil service status in the same or lower grade provided that he meets the minimum qualifications given in the classification plan of the agency [provided that in both instances there is a vacancy with the same appointing authority] The appointing authority shall promptly report to the director the names of employees furloughed together with the date the furlough of each is effective and the character of his services Under the rules a permanent employee furloughed shall for a period of one year be given preference for reemployment in the same class of position in the department from which he was furloughed and shall be eligible for appointment to a position of a similar class in other agencies under this act provided that in case of a promotion of another employee such preference shall not be effective if it necessitates furloughing such other employee

Section 3 Sections 804.1 and 901.1 are hereby added to said act to read as follows

Section 804.1 Rights of Promoted Employee During Probationary Period If the probationary period has resulted from a promotion such removal shall not be from the classified service A classified employee so removed during a probationary period resulting from promotion shall have the right to and shall be returned to the position or classification held immediately prior to such promotion without necessity of appeal or hearing

Section 901.1 Commission to Make Periodic Audits of Employees The commission is hereby authorized to and is held responsible for conducting audits of changes in employment and promotions of employees in the various departments bureaus and agencies under its jurisdiction to assure strict compliance with this act and the commission rules and regulations

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane.	Haluska.	Meade.	Stiefel.
Barr.	Holland.	Neff.	Taylor.
Barrett.	Kephart.	Pechan.	Toole.
Berger.	Kessler.	Peelor.	Wade.
Blass.	Lane.	Proppert.	Wagner.
Byrne.	Leader.	Robinson.	Walker.
Chapman.	Letzler.	Rosenfeld.	Watkins.
Crowe.	Mahany.	Ruth.	Watson.
Dent.	Mallery.	Scarlett.	Wolfe.
Diehm.	McCreesh.	Silvert.	Wood.
DiSilvestro.	McGinnis.	Snowden.	Yosko.
Fleming.	McMenamin.	Stevenson.	Hare.
Freed.	McPherson, Jr..		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS POSTPONED

Mr. WALKER. Mr. President, I move that House Bill No. 629, on third reading, entitled:

An Act to establish a separate orphans' court in and for the county of Beaver.

be placed on the Third Reading Postponed Calendar.

Mr. CROWE. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 671, on third reading, entitled:

An Act to further amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pension for the blind old age assistance and the State Emergency Relief Board" by further limiting eligibility for general assistance

be placed on the Third Reading Postponed Calendar.

Mr. WOLFE. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 829, as follows:

An Act to amend clause (b) of Section 1 of the act approved the thirtieth day of June one thousand nine hundred forty-seven (P. L. 1183) entitled "An act relating to strikes by public employes prohibiting such strikes providing that such employes by striking terminate their employment providing for reinstatement under certain conditions providing for a grievance procedure and providing for hearings before civil service and tenure authorities and in certain cases before the Pennsylvania Labor Relations Board" by requiring panel to be set up within five days after the receipt of a request therefor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (b) of Section 1 of the act approved the thirtieth day of June one thousand nine hundred forty-seven (P. L. 1183) entitled "An act relating to strikes by public employes prohibiting such strikes providing that such employes by striking terminate their employment providing for reinstatement under certain conditions providing for a grievance procedure and providing for hearings before civil service and tenure authorities and in certain cases before the Pennsylvania Labor Relations Board" is hereby amended to read as follows

Section 1 As used in this act

* * * * *

(b) The word "strike" means the failure to report for duty the wilful absence from one's position the stoppage of work or the abstinence in whole or in part from the full faithful and proper performance of the duties of employment for the purpose of inducing influencing or coercing a change in the conditions or compensation or the rights privileges or obligations of employment Provided however That nothing contained in this act shall be construed to limit impair or affect the right of any public employe to the expression or communication of a view grievance complaint or opinion on any matter related to the conditions or compensation of public employment or the betterment thereof so long as the same is not designed to and does not interfere with the full faithful and proper performance of the duties of employment nor to limit impair or affect the right of any such employe to attend meetings conferences or hearings relating to such matters so long as such attendance is not designed to interfere with the full faithful and proper performance of the duties of employment for the further purpose of equitably carrying out the provisions of this act In order to avoid or minimize any possible controversies by making available full and adequate governmental facilities for the adjustment of grievances the governmental agency involved at the request of the public employes shall set up within five days after the receipt of such request a panel of three members one to be selected by the employes one by the governmental agency and the two so selected to select a third member The members of the panel shall be compensated for all necessary expenses by the Commonwealth or the political subdivision thereof or the authority involved The panel shall meet within fifteen (15) days If the grievance can be adjusted through negotiation and informal conferences between the various parties it shall be so adjusted if the conference negotiations do not result in rulings satisfactory to all parties concerned the panel shall afford the public employes and the governmental agency a full hearing after which the panel shall make their findings copy of which shall be sent to the Governor to the General Assembly and to the head of the agency or political subdivision involved Upon receipt of the findings of the panel the Governor or the head of the State agency or political subdivision involved may take administrative measures to remedy the complaints If the Governor or the head of the State agency or political subdivision finds that the situation complained of can only be remedied by legislative action the Governor may refer the matter to the Legislature for correction or the head of the State agency or political subdivision may refer the matter to the proper law-making body If the members of the panel decide that legal counsel is necessary they may with the approval of the Attorney General engage local counsel to advise them on the questions involved

Provided however That in the case of grievances or controversies involving employes of the public school system of the Commonwealth the school board or Board of Public Education at the request of the employes shall set up a panel of three members one an employe of the school district to be selected by the employes one a member of the board of school directors or Board of Public Education to be selected by such body and the third shall be the State Superintendent of Public Instruction or his nominee The members of the panel shall serve without compensation but shall receive all necessary traveling expenses which shall be paid by the school district or Board of Public Education involved

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,
Barr,

Holland,
Kephart,

Meade,
Neff,

Stiefel,
Taylor,

Barrett,	Kessler,	Pechan,	Toole,
Berger,	Lane,	Peelor,	Wade,
Blass,	Haluska,	Probert,	Wagner,
Byrne,	Leader,	Robinson,	Walker,
Chapman,	Letzler,	Rosenfeld,	Watkins,
Crowe,	Mahany,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Hare,
Freed,	McPherson, Jr.,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 900, as follows:

An Act to further amend section one thousand and twenty-seven of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of naimals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fine forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the requirements that certain vehicles stop at railway grade crossings

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand and twenty-seven of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the sixteenth day

of July one thousand nine hundred and thirty-five (P. L. 1056) is hereby further amended to read as follows

Section 1027 Certain Vehicles to Stop at Railway Grade Crossings All motor buses and motor omnibuses engaged in the transportation of passengers for compensation and all motor vehicles used in the transportation of school children either on contract with the school district authorities or owned by school districts and vehicles transporting explosives or flammable liquids as a cargo or part of a cargo shall come to a complete stop immediately before crossing a railway grade crossing except where there is a physical disconnection of the rails a physical barrier across the tracks or other definite evidence of abandonment of the crossing

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Holland,	Neff,	Taylor,
Barrett,	Kephart,	Pechan,	Toole,
Berger,	Kessler,	Peelor,	Wade,
Blass,	Lane,	Probert,	Wagner,
Byrne,	Leader,	Robinson,	Walker,
Chapman,	Letzler,	Rosenfeld,	Watkins,
Crowe,	Mahany,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Hare,
Freed,	McPherson, Jr.,		Presiding Officer

NAYS—0

A majority of all Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1292, on third reading, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for reports of sales of vehicles to nonresidents the transportation of dangerous substances and the inspection of dealers' premises further regulating the administrative powers of the department the licensing

suspension and revocation of operators and operating privileges and the operation and equipment of vehicles changing certain fees and powers and jurisdiction of peace officers magistrates aldermen justices of the peace and prescribing additional enforcement and penal provisions and making uniform the interpretation and construction of the law

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1293, as follows:

An Act to amend the act approved the first day of June one thousand nine hundred forty-five (P. L. 1340) entitled "An act relating to the financial responsibility of operators and owners of motor vehicles and to make uniform the law with reference thereto requiring owners and operators in certain cases to furnish proof of financial responsibility providing for the suspension of operator's license and motor vehicle registration certificates in certain cases regulating insurance policies which may be accepted as proof of financial responsibility imposing duties upon the Secretary of Revenue the State Treasurer and prothonotaries and prescribing penalties" by clarifying and extending the provisions of the act to include certain vehicles of the tractor type and making editorial changes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The definition of "motor vehicle" in Section 1 of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1340) entitled "An act relating to the financial responsibility of operators and owners of motor vehicles and to make uniform the law with reference thereto requiring owners and operators in certain cases to furnish proof of financial responsibility providing for the suspension of operator's license and motor vehicle registration certificates in certain cases regulating insurance policies which may be accepted as proof of financial responsibility imposing duties upon the Secretary of Revenue the State Treasurer and prothonotaries and prescribing penalties" is hereby amended to read as follows

Section 1 Definitions The following words and phrases when used in this act shall for the purposes of this act have the meanings respectively ascribed to them in this section except in those instances where the context clearly indicates a different meaning

* * * * *

"Motor Vehicle" Every self-propelled vehicle which is designed for use upon a highway or which may be used upon a highway including trailers and semi-trailers designed for use with such vehicles and including vehicles of the tractor type (except traction engines road rollers [farm tractors] tractor cranes [power shovels] and well drillers)

Section 2 Sections 4 5 and 32 of said act as amended by the act approved the twelfth day of May one thousand nine hundred forty-nine (P. L. 1279) are hereby further amended to read as follows

Section 4 Additional Information Required in Accident Reports Effect of Failure to Report Accidents In addition to the information required by "The Vehicle Code" in the report of a motor vehicle accident such report shall contain information to be prescribed by the secretary to enable [the secretary] him to determine whether the requirements for the deposit of security under section five of this act are inapplicable by reason of the existence of insurance or other exceptions specified in this act

The secretary shall suspend the license or any non-resident's operating privilege of any person who wilfully fails refuses or neglects to make report of a motor vehicle

accident as required by the laws of this State until such report has been filed and for such further period as may be determined in accordance with the provisions of section five of this act

Section 5 Security Required Unless Evidence of Insurance When Security Determined Suspension Exceptions (a) If twenty (20) days after the receipt of a report of a motor vehicle accident within this State which has resulted in bodily injury or death or damage to the property of any one person in excess of one hundred dollars (\$100.00) the secretary does not have on file evidence satisfactory to him that the person who would otherwise be required to file security under subsection (b) of this section has (1) been released from liability or (2) has been finally adjudicated not to be liable or (3) has executed a warrant for confession of judgment payable in such installments as the parties have agreed to or (4) has executed a duly acknowledged written agreement providing for the payment of an agreed amount in installments with respect to all claims for injuries or damages resulting from the accident the secretary except as otherwise hereinafter provided shall determine the amount of security which in his judgment shall be sufficient to satisfy any judgment or judgments that may be recovered against each operator or owner for damages resulting from such accident

(b) The secretary shall within sixty (60) days after the receipt of such report of a motor vehicle accident suspend the license of each operator and all registrations of each owner of a motor vehicle in any manner involved in such accident and if such operator is a nonresident the privilege of operating a motor vehicle within this State and if such owner is a nonresident the privilege of the use within this State of any motor vehicle owned by him unless such operator or owner or both shall deposit security in the sum so determined by the secretary Notice of such suspension shall be sent by the secretary to such operator and owner not less than ten (10) days prior to the effective date of such suspension and shall state the amount required as security When erroneous information is given the secretary with respect to the matters set forth in clauses (1) (2) or (3) of subsection (c) of this section he shall take appropriate action as hereinbefore provided within sixty (60) days after receipt by him of correct information with respect to such matters

(c) This section shall not apply under the conditions stated in section six or to any of the following

(1) To such operator or owner if such owner had in effect at the time of such accident an automobile liability policy with respect to the motor vehicle involved in such accident

(2) To such operator if not the owner of such motor vehicle if there was in effect at the time of such accident an automobile liability policy or bond with respect to his operation of motor vehicles not owned by him

(3) To such operator or owner if the liability of such operator or owner for damages resulting from such accident is in the judgment of the secretary covered by any other form of liability insurance policy or bond or

(4) To any person qualifying as a self-insurer under section thirty-four

(d) No such policy or bond shall be effective under this section unless issued by an insurance company or surety company authorized to do business in this State except that if such motor vehicle was not registered in this State or was a motor vehicle which was registered elsewhere than in this State at the effective date of the policy or bond shall not be effective under this section unless the insurance company or surety company if not authorized to do business in this State shall execute a power of attorney authorizing the secretary to accept service on its behalf of notice or process in any action upon such policy or bond arising out of such accident provided however every such policy or bond is subject if the accident has resulted in bodily injury or death to a limit exclusive of interest and costs of not less than five thousand dollars (\$5000.00) because of bodily injury to or death of one person in any one accident and subject to said limit for one person to a limit of not less than ten thousand dollars (\$10,000.00) because of bodily injury to or death of two or

more persons in any one accident and if the accident has resulted in injury to or destruction of property to a limit of not less than one thousand dollars (\$1000.00) because of injury to or destruction of property of others in any one accident

Section 32 Other Violations Penalties (a) Any person whose license or registration or nonresident's operating privilege has been suspended or revoked under this act and who during such suspension or revocation drives any motor vehicle upon any highway or knowingly permits any motor vehicle owned by such person to be operated by another upon any highway except as permitted under this act shall be fined not more than five hundred dollars (\$500) or imprisonment not exceeding six (6) months or both in the discretion of the court

(b) Any person wilfully failing to return license or registration as required in section thirty-one shall be fined not more than five hundred dollars (\$500) or imprisoned not to exceed thirty (30) days or both in the discretion of the court

(c) Any person who gives information required by section four of this act in a report of a motor vehicle accident knowing or having reason to believe that such information is false or who [shall] forge or without authority [sign] signs any evidence of proof of financial responsibility or who files or offers for filing any such notice or evidence of proof knowing or having reason to believe that it is forged or signed without authority shall be fined not more than one thousand dollars (\$1,000.00) or imprisoned not more than one (1) year or both in discretion of the court

(d) Any person who shall violate any provision of this act for which no penalty is otherwise provided shall be fined not more than five hundred dollars (\$500) or imprisoned not more than ninety (90) days or both in the discretion of the court

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Holland,	Neff,	Taylor,
Barrett,	Kephart,	Pechan,	Toole,
Berger,	Kessler,	Peelor,	Wade,
Blass,	Lane,	Propert,	Wagner,
Byrne,	Leader,	Robinson,	Walker,
Chapman,	Letzler,	Rosenfeld,	Watkins,
Crowe,	Mahany,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silver,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McPherson, Jr.,	Stevenson,	Hare,
Freed,	McMenamin,		Presiding Office

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1294, entitled:

An Act to amend the title of and the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1005) entitled "An act relating to and regulating tractors and trailers and their operation providing for

their registration and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors and trailers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors and trailers imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by deleting from said act all provisions relating to operators operators' licenses and trailers and further providing for the equipment of tractors

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

BILL OVER IN ORDER

Mr. HOLLAND. Mr. President, Senator Lane is off the floor at the moment, therefore I ask unanimous consent that House Bill No. 1294, on final passage, go over in its order, temporarily.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1324, as follows:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the registration year for commercial motor vehicles motor buses motor omnibuses and trailers and certain exemptions in accordance therewith

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 413 and 510 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for

the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the eighteenth day of May one thousand nine hundred forty-nine (P. L. 1412) are hereby further amended to read as follows

Section 413 Expiration of Registration All registrations for passenger motor vehicles tractors motorcycles and dealers shall be issued for a registration year commencing on April first of one year and expiring March thirty-first of the year following All registrations for commercial motor vehicles motor buses motor omnibuses and trailers for the registration year one thousand nine hundred fifty-one shall expire May thirty-first one thousand nine hundred fifty-two and commencing with the registration year one thousand nine hundred fifty-two and thereafter registrations for such vehicles shall be issued for a registration year commencing on June first of one year and expiring May thirty-first of the year following Registrations shall also expire when suspended for cause by the secretary and immediately upon the transfer of ownership or the destruction of the vehicle Registrations for the succeeding year may at the option of their holders be used on and after [March fifteenth of the current year] the fifteenth day of the month immediately preceding the beginning of the current registration year

Section 510 The Expiration of Registration Plates

(a) All registration plates for passenger motor vehicles tractors motorcycles and dealers shall be issued for a registration year commencing on April first of one year and expiring March thirty-first of the year following All registration plates for commercial motor vehicles motor buses motor omnibuses and trailers for the registration year one thousand nine hundred fifty-one shall expire May thirty-first one thousand nine hundred fifty-two and commencing with the registration year one thousand nine hundred fifty-two and thereafter registration plates for such vehicles shall be issued for a registration year commencing on June first of one year and expiring May thirty-first of the year following Registration plates shall also expire when suspended for cause by the secretary Registration plates for the succeeding year may at the option of the owner be used on and after [March fifteenth of the current year] the fifteenth day of the month immediately preceding the beginning of the current registration year

(b) No motor vehicle trailer or semi-trailer shall be operated with registration plates which have expired nor without registration plates on the claim by the owner or operator that registration plates for the current year have been applied for but not received

Penalty Any person violating any of the provisions of subsection (b) of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10.00) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 2 Subsection (f) of section 722 of said act as amended by the act approved the twenty-sixth day of June one thousand nine hundred thirty-nine (P. L. 1102) is hereby further amended to read as follows

Section 722 Exemptions from Fees

(f) No fee shall be charged for transfer of registration for the succeeding year when such transfer has been

received and completed by the department prior to [April first of such succeeding year] the first day of such succeeding registration year

Section 3 The purpose and intent of this act is to change the registration year for commercial motor vehicles motor buses motor omnibuses and trailers from the period of April first to March thirty-first to the period June first to May thirty-first To accomplish that end registrations and registration plates issued for the registration year one thousand nine hundred fifty-one for commercial motor vehicles motor buses motor omnibuses and trailers shall be valid until May thirty-first one thousand nine hundred fifty-two

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Bane,	Haluska,	McPherson, Jr.	Stiefel,
Barrett,	Holland,	Meade,	Taylor,
Berger,	Kephart,	Neff,	Toole,
Blass,	Kessler,	Pechan,	Wade,
Byrne,	Lane,	Peelor,	Wagner,
Chapman,	Leader,	Probert,	Walker,
Crowe,	Letzler,	Robinson,	Watkins,
Dent,	Mahany,	Rosenfeld,	Watson,
Diehm,	Mallery,	Ruth,	Wolfe,
DiSilvestro,	McCreesh,	Scarlett,	Wood,
Fleming,	McGinnis,	Silver,	Yosko,
Freed,	McMenamin,	Snowden,	Hare,
		Stevenson,	Presiding Officer

NAYS—1

Barr,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1384, as follows:

An Act to repeal the act approved the thirteenth day of April one thousand eight hundred sixty-eight (P. L. 1017) entitled "An act to provide for the collection of state county poor and military taxes in the county of Bedford" so far as it relates to Bedford County

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the thirteenth day of April one thousand eight hundred sixty-eight (P. L. 1017) entitled "An act to provide for the collection of state county poor and military taxes in the county of Bedford" is hereby repealed in so far as it relates to Bedford County

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Holland,	Neff,	Taylor,
Barrett,	Kephart,	Pechan,	Toole,

Berger,	Kessler,	Peelor,	Wade,
Blass,	Lane,	Probert,	Wagner,
Byrne,	Leader,	Robinson,	Walker,
Chapman,	Letzler,	Rosenfeld,	Watkins,
Crowe,	Mahany,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Hare,
Freed,	McPherson, Jr.		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1404, as follows:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by providing for the addition to the tax duplicates of school districts of the third and fourth class of properties occupied during the fiscal year of the school district in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the tenth day of March one thousand nine hundred forty-nine (Pamphlet Laws 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" is hereby amended by adding after Section 677 a new section to read as follows

Section 677.1 Additions to Duplicates Whenever in third and fourth class school districts five or more family units are occupied in new housing developments after September first and such units are not included in the tax duplicate of the school district the board of school directors may notify the authority responsible for assessments in the city or county of the boards desire to place such properties on the tax duplicate Such authority shall direct the assessor in the district to inspect and assess subject to the right of appeal and adjustment provided by the act of Assembly under which assessments are made all taxable property in the district not included in the duplicate and to give notice of such assessments within ten days to the authority responsible for assessments the school district and the property owner Such property shall then be added to the duplicate and shall be taxable for school purposes for that proportionate part of the fiscal year of the school district during which the property was occupied Any occupancy during the month shall be computed as though the property had been occupied on the first of the month A certified copy of the additions to the duplicate shall be furnished by the board of school directors to the tax collector for the district and within ten days thereafter the tax collector shall notify the owner of the property of the taxes due the school district

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Holland,	Neff,	Taylor,

Barrett,	Kephart,	Pechan,	Toole,
Berger,	Kessler,	Peelor,	Wade,
Blass,	Lane,	Probert,	Wagner,
Byrne,	Leader,	Robinson,	Walker,
Chapman,	Letzler,	Rosenfeld,	Watkins,
Crowe,	Mahany,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Hare,
Freed,	McPherson, Jr.		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1424, as follows:

An Act to further amend Section 1101 of the act approved the first day of May one thousand nine hundred twenty-nine (Pamphlet Laws 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the provisions relating to restrictions of the right to use highways

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1101 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the fifth day of June one thousand nine hundred thirty-seven (P. L. 1718) and the act approved the twenty-ninth day of June one thousand nine hundred

thirty-seven (P. L. 2329) is hereby further amended to read as follows

Section 1101 When Authorities May Restrict Right to Use Highways

(a) The Secretary of Highways of this Commonwealth and local authorities may by ordinance or resolution or ruling prohibit the operation of vehicles upon any highway or impose restrictions as to the weight of vehicles and their loads [for a total period not to exceed ninety (90) days in any one (1) calendar year] when operated upon any highway under the jurisdiction of and for the maintenance of which the Secretary of Highways of this Commonwealth or local authorities are responsible whenever any said highway by reason of deterioration rain snow or other climatic conditions [will] may be seriously damaged or destroyed unless the use of vehicles thereon is prohibited or the permissible weights thereof reduced. The Secretary of Highways of this Commonwealth and local authorities enacting or making any such ordinance or resolution or rule shall erect or cause to be erected and maintained official signs designating the provisions of the ordinance or resolution or rule at each end of that portion of any highway affected thereby and at intersections thereof and the ordinance of resolution or rule shall not be effective until or unless such official signs are erected and maintained except that local authorities shall have no power or authority to prohibit the operation of vehicles upon a State highway without first obtaining the consent of the Secretary of Highways

(b) Whenever necessary for the protection of any highway or the safety of traffic thereon the Secretary of Highways of this Commonwealth or local authorities may also by ordinance or resolution or rule prohibit the operation of motor vehicles trailers or semi-trailers on designated highways as to the weights and loads thereon which prohibitions and limitations shall be designated by official signs placed on such highways [and] at their intersections with highways on which heavier loads are permitted except that local authorities shall have no power or authority to prohibit the operation of vehicles upon a State highway without first obtaining the consent of the Secretary of Highways

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Holland,	Neff,	Taylor,
Barrett,	Kephart,	Pechan,	Toole,
Berger,	Kessler,	Peelor,	Wade,
Blass,	Lane,	Probert,	Wagner,
Byrne,	Leader,	Robinson,	Walker,
Chapman,	Letzler,	Rosenfeld,	Watkins,
Crowe,	Mahanay,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Hare,
Freed,	McPherson, Jr.		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1477, as follows:

An Act to further amend Section 1 of the act approved the thirtieth day of March one thousand nine hundred fifteen (P. L. 34) entitled "An act to promote the health and efficiency of firemen in cities of the second class by providing for a two-platoon system for firemen in the department of public safety of such cities" by further regulating the hours of duty of firemen in cities of the second class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 of the act approved the thirtieth day of March one thousand nine hundred fifteen (P. L. 34) entitled "An act to promote the health and efficiency of firemen in cities of the second class by providing for a two-platoon system for firemen in the department of public safety of such cities" as last amended by the act approved the fifth day of May one thousand nine hundred thirty-one (P. L. 93) is hereby further amended to read as follows

Section 1 Be it enacted &c That the head of the department of public safety or of the department having charge of or supervision over the fire department or bureau in each city of the first second and third class shall from and after the first day of January one thousand nine hundred twenty divide the officers and members of companies of the uniformed fire force in the employ of such cities or in the case of a volunteer fire department the firemen and drivers regularly employed and paid by the city excepting the chief engineer and assistant chiefs into two shifts bodies or platoons one to perform day service and the other to perform night service The hours of day service shall not exceed ten commencing at eight o'clock in the morning the hours of night service shall not exceed fourteen commencing at six o'clock in the afternoon In cases of riot serious conflagration or other such emergency the chief engineer of the bureau of fire or the assistant chief deputy or chief officer in charge at any fire shall have the power to assign all the members of the fire force to continuous duty or to continue any member thereof on duty if necessary No member of either of said shifts bodies or platoons shall be required to perform continuous day service or continuous night service for a longer consecutive period than two weeks nor be kept on duty continuously longer than ten hours in the day shift body or platoon or fourteen hours in the night shift body or platoon excepting as may be necessary to equalize the hours of duty and service and also excepting in cases of riot serious conflagration or other such emergency as above provided Provided however That this act shall not apply to employees who are employed subject to call in any consecutive period of two weeks no member of either of said shifts bodies or platoons in any city of the second class shall be kept on duty for a total period which shall average over sixty hours in any one week of the consecutive period of two weeks

Section 2 The act approved the thirty-first day of July one thousand nine hundred forty-one (P. L. 750) entitled "An act relating to members of the bureau of fire in cities of the second class providing subject to the approval of the electors for a three-platoon system for such members with certain exceptions providing for an election on such question and regulating hours of service hours of rest and annual vacations" is hereby repealed

Section 3 The provisions of this act shall become effective the first day of January one thousand nine hundred fifty-two

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Holland,	Neff,	Taylor,

Barrett,	Kephart,	Pechan,	Toole,
Berges,	Kessler,	Peelor,	Wade,
Blass,	Lane,	Propert,	Wagner,
Byrne,	Leader,	Robinson,	Walker,
Chapman,	Letzler,	Rosenfeld,	Watkins,
Crowe,	Mahany,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Hare,
Freed,	McPherson, Jr.,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the ouse of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1479, as follows:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by requiring certain vehicles and combinations of vehicles to be constructed or equipped to prevent throwing of road surface substances from their rear wheels beyond certain limits

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" is hereby amended by adding immediately following section eight hundred twenty thereof a new

section to read as follows

Section 820.1 Every commercial motor vehicle and every combination of a commercial motor vehicle and trailer or of a truck tractor and semi-trailer when used on a highway shall be so constructed or equipped as to bar water or other road surface substances thrown from the rear wheels of such vehicle or combination at tangents exceeding twenty-two and one-half (22½) degrees measured from the road surface from passing in a straight line to the rear of such vehicle or combination

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more five (5) days

Section 2 This act shall become effective the first day of the registration year commencing in one thousand nine hundred fifty-two

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Holland,	Neff,	Taylor,
Barrett,	Kephart,	Pechan,	Toole,
Berger,	Kessler,	Peelor,	Wade,
Blass,	Lane,	Propert,	Wagner,
Byrne,	Leader,	Robinson,	Walker,
Chapman,	Letzler,	Rosenfeld,	Watkins,
Crowe,	Mahany,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Hare,
Freed,	McPherson, Jr.,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

HOUSE BILL No. 1173 CALLED UP FROM
THIRD READING POSTPONED CALENDAR

Mr. WALKER. Mr. President, I call up from the Third Reading Postponed Calendar House Bill No. 1173 for consideration at this time.

BILL ON THIRD READING AND FINAL
PASSAGE

Agreeably or order,

The Senate proceeded to the third reading and consideration of House Bil No. 1173, as follows:

An Act to amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changig the law relating thereto" by authorizing the Pennsylvania Game Commission to issue special permits to certain disabled veterans with service connected disabilities and permitting them to hunt under commission regulations from automobiles

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four hundred one of the act approved

the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" is hereby amended to read as follows

Section 401 Commission Empowered to Grant Permits Under the conditions and limitations hereinafter precreation to citizens of the United States who unless otherwise specified shall be residents of the Commonwealth and twenty-one years old or over which permits shall be in such form as the commission may determine and shall expire on May thirty-first of each year and which may be revoked or suspended at any time at the discretion of the commission Such permits shall not be transferable Such permits may be issued

(a) To any person of known scientific attainment in ornithology or mammalogy or to any agent of any public museum in this Commonwealth

(b) To any person desiring to practice taxidermy who shall have served a regular taxidermy apprenticeship for a minimum of four months under the supervision of a museum of recognized standing or under the supervision of a qualified and licensed taxidermist and to any person holding a taxidermy license which expires on the thirty-first day of May one thousand nine hundred and thirty-seven Provided The commission may by resolution set up a system of examinations to determine the fitness of all applicants for such permits including the establishment of appropriate fees covering the cost of such examinations

(c) To fur dealers or their authorized employees operating from their place of business purchasing or receiving raw furs for commercial purposes

(d) To any person within the Commonwealth desiring to propagate game in captivity for commercial purposes

(e) To any person desiring to operate regulated shooting grounds

(f) To any person desiring to possess propagate or sell ferrets or the European member of the ferret family known as the fitch

(g) To any person within the Commonwealth desiring to propagate fur-bearing animals for commercial purposes

(h) To any person within the Commonwealth desiring to maintain a roadside menagerie for the purpose of exhibition or attracting trade [and]

(i) To a disabled veteran who served in the active military or naval forces of the United States and who is suffering from paraplegia and has permanent paralysis of both legs and lower parts of the body or who is suffering from hemiplegia and has permanent paralysis of one leg and one arm or either side of the body resulting from traumatic injury to the spinal cord or brain or who has suffered amputation of both feet or one hand and one foot sustained through enemy action or accident while in such active military or naval service permitting them to hunt under commission regulations from automobiles and

The commission also may issue permits under other articles of this act as therein provided for and such other permits with or without charge as it may find essential to control the taking or possession of wild birds or wild animals or any part thereof

No person so long as he is legally acting under the authority of a permit issued by the commission shall be liable to any of the penalties provided for in this act

Section 2 The said act is hereby amended by adding between sections four hundred eighteen and four hundred nineteen a new section to read as follows

(i) Permits to Certain Disabled Veterans with Service Connected Disabilities

Section 418.1 The Pennsylvania Game Commission is hereby authorized to issue to a disabled veteran who served in the active military or naval forces of the United States and who is suffering from paraplegia and has permanent paralysis of both legs and lower parts of the body or who is suffering from hemiplegia and

has permanent paralysis of one leg and one arm or either side of the body resulting from traumatic injury to the spinal cord or brain or who has suffered amputation of both feet or one hand and one foot sustained through enemy action or accident while in such active military or naval service and who qualify for a hunting license under the provisions of Article III of this act a special permit permitting said persons to hunt while using an automobile or vehicle The commission shall prescribe rules and regulations requiring applicants for this permission to submit reasons in connection with their service connected disabilities for granting of this request and shall require said persons if permission is granted to carry said permits upon their persons while hunting

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Holland,	Neff,	Taylor,
Barrett,	Kephart,	Pechan,	Toole,
Berger,	Kessler,	Peelor,	Wade,
Blass,	Lane,	Probert,	Wagner,
Byrne,	Leader,	Robinson,	Walker,
Chapman,	Letzler,	Rosenfeld,	Watkins,
Crowe,	Mahany,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DiSilvestro,	McGinnis,	Snowden,	Yosko,
Fleming,	McMenamin,	Stevenson,	Hare,
Freed,	McPherson, Jr.		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

SECOND READING CALENDAR

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 634, on second reading, entitled:

An Act to amend the act approved the first day of June one thousand nine hundred fifteen (P. L. 701) entitled "An act regulating the payment of persons in the employ of the Commonwealth" by providing for pay-days every two weeks

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS POSTPONED

Mr. WALKER. Mr. President, I move that Senate Bill No. 806, on second reading, entitled:

An Act to amend clause (1) of subsection (a) of Section 202 of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough

town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employees providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" by exempting from local taxation all property owned by churches and religious groups and used exclusively for religious purposes or as living quarters for religious leaders

be placed on the Second Reading Postponed Calendar.

Mr. ROBINSON. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I move that Senate Bill No. 807, on second reading, entitled:

An Act to amend clause (a) of Section 202 of the act approved the twenty-second day of May one thousand nine hundred thirty-three (P. L. 853) entitled "An act relating to taxation designating the subjects property and persons subject to and exempt from taxation for all local purposes providing for and regulating the assessment and valuation of persons property and subjects of taxation for county purposes and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations amending revising and consolidating the law relating thereto and repealing existing laws" by exempting from local taxation all property owned by churches and religious groups and used exclusively for religious purposes or as living quarters for religious leaders

be placed on the Second Reading Postponed Calendar.

Mr. LETZLER. Mr. President, I second the motion.

The motion was agreed to.

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 811, on second reading, entitled:

An Act to add section 1501.1 to the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by empowering township supervisors to compel connection with and use of sewer systems constructed by municipal authorities to impose penalties to enforce regulations and orders and to connect properties of owners failing or neglecting to make connection

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 968, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating

and changing the laws relating thereto" by requiring conformance of buildings transportation and joint schools and departments to county plans for reorganization of school districts

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WALKER. Mr. President, I ask unanimous consent that House Bill No. 1056, on second reading, entitled:

An Act to further amend clause (q) of section seven hundred thirty-one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by providing additional penalties

go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably or order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1123, entitled:

An Act to provide for the registration and protection of trademarks and to secure the rights property and interests therein providing for the assignment cancellation and revocation thereof and imposing penalties for violations conferring powers and imposing duties upon the Secretary of the Commonwealth in the administration thereof and to repeal all acts inconsistent therewith

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably or order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1171, entitled:

An Act to further amend the act approved the first day of June one thousand nine hundred thirty-one (P. L. 299) entitled "An act requiring retail dealers in liquid fuels to state the rate of the liquid fuels tax separately from the price of such liquid fuels on liquid fuel price display signs and imposing a penalty" by requiring the posting of signs on liquid fuels dispensing devices stating the brand quality and price of liquid fuels prohibiting the posting of signs not conforming to prescribed standards and increasing penalties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. WALKER. Mr. President, I move that House Bill No. 1427, on second reading, entitled:

An Act to add Article XX-A to the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the

second class and amending revising consolidating and changing the law relating thereto" by authorizing the creation of planning commissions in such townships and prescribing their powers and duties

be recommended to the Committee on Local Government.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably or order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1538, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto section twenty-two

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

SENATE CONCURRENT RESOLUTION REFERRED TO COMMITTEE

URGING THE REDUCTION IN THE SPEED LIMIT ON THE PENNSYLVANIA TURNPIKE

Mr. HOLLAND offered the following resolution which was twice read and referred to the Committee on Highways:

In the Senate, August 7, 1951.

The Pennsylvania Turnpike was thoughtfully conceived not only as a convenience and as a boom to motorists in their trans-State auto trips, but especially as a safety precaution and instrumentality against the banked curves, the rail and bus crossings, the steep inclines, and the intersections with crossroads that abound in a heavily traveled section of the country.

It is truly regrettable and not entirely understandable why—in spite of the most recent engineering advances and precautions that have been incorporated into the design and the execution of the Turnpike—an increasing number of fatalities resulting from automobile accidents is defeating the very purpose for which the road was laid and is making a mockery of the prudent foresight and accomplishments of our most effective, safety-conscious engineers.

The obvious answer is speed—the maniacal speed of the irrational and carefree tourist and the calloused indifferent speed of the blasé and insensate truck driver. Human indifference and carelessness in thus nullifying the finest engineering techniques and practices indicate an urgency for the consideration and the application of remedial principles at once; therefore be it

Resolved (if the House concur), That the maximum allowable speed by vehicles operated on the highways under the supervision and control of the Turnpike Commission be lowered to sixty miles an hour; and be it further

Resolved, That trucks and vehicles other than touring cars be prohibited from passing vehicles moving in the same direction, unless adequate warning be given; and be it further

Resolved, That trucks on the Turnpike be required to maintain safe operating distances between one another; and be it further

Resolved, That trucks be prohibited from moving at excessive speeds on hills and declines; and be it further

Resolved, That the highways under the supervision and control of the Turnpike Commission be adequately and effectively patrolled at all times; and be it further

Resolved, That the aforesaid modification of the maximum speed and other admonitory directions be printed on the tickets tendered upon entering the Turnpike.

REPORT FROM COMMITTEE

Mr. MAHANY. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. MAHANY, from the Committee on State Government, reported as amended, Senate Bill No. 789, entitled:

An Act to further amend clause (b) of Section 507 and clause (c) of Section 2403 of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by making special provision for the purchase of coal for use in any State hospital or any other State institution.

PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President and Members of the Senate, I think the Senate has reached that stage where the stalemate is beginning to tell upon all of us. As I see it, there are honest differences of opinion. I would suggest to the Senate that perhaps if we recessed for a period of three or four weeks, or the necessary time that is needed to correlate our thoughts and to get the information, the practical factual information from the Auditor General's Department, the Treasury Department will have had at least three months of tax collections and perhaps we can then decide between us, or resolve rather, the differences between the estimates given by Doctor Logan and the estimates that some of the Senators, including myself, have given, and determine definitely the amount of money that the Legislature is going to appropriate over the budget, decide how much money is really needed to carry the governmental services forward for this biennium, and then come back with a fresh start, with a calmer and a more poised viewpoint of the situation, and I do sincerely believe that at that time, within a short period we can resolve this Session of the Legislature and adjourn sine die.

Mr. President, all of us agree it would be a serious mistake to attempt a sine die adjournment under the present conditions, but I for one, speaking for those Members that I have talked to on our side of the Senate, think that a recess is the proper method by which we can accomplish the desired end. The action of the Committee on Finance today leaves no doubt in the minds of most of us that the income tax, for all intents and purposes, is dead. Most of us realize, too, at this stage, with

the legislation that is upon the books and that which is in the process of being passed, that new and additional revenues may be required, and, therefore, with the factual accounting for three months tax collections, we can arrive at a more practical figure on what the revenues will amount to in the next two years.

Mr. President, I think that the proper thing for this Senate to do would be to recess until the week following Labor Day, which would give the departments plenty of time to gather the figures, will give the Members of the General Assembly plenty of time to go home and talk to their constituents, and to find in their conversations, perhaps, a solution that seems to have gotten beyond the limits of our own abilities to solve. I for one have always believed that in the end the people know best. I do not hesitate to say that I will go back and search for guidance, because the problem is one that seems to have the Membership of the Senate stumped. I would suggest in all sincerity to the Members of the Senate that they consider a recess at this time.

PERMISSION TO ADDRESS SENATE

Mr. WALKER asked and obtained unanimous consent to address the Senate.

Mr. WALKER. Mr. President, I want to say to the gentleman from Westmoreland that the matter of a recess has already been discussed, and it was the consensus of opinion of the Majority that the matter probably could be solved more expeditiously if the Senate would remain in Session. The House has already committed itself to a course of conduct which requires them to be here next week, and in the light of the action taken by the Finance Committee of the Senate today, perhaps a clearer course of conduct might be charted by the group who are desirous of solving the problem to the best interests of the people of the Commonwealth.

Mr. President, I therefore want to say to my distinguished colleague from Westmoreland that at this point it is the determination of the Majority that there will be no recess.

REPORT FROM COMMITTEE

BILL RE-REFERRED

Mr. MALLERY. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. MALLERY, from the Committee on Corporations, reported as committed, House Bill No. 356, entitled:

An Act to further amend the act, approved the second day of May, one thousand nine hundred forty-five (P. L. 382), entitled "Municipality Authorities Act of 1945," by extending the provisions thereof to school districts for limited purposes; changing provisions for incorporation, withdrawal from and joinder in authorities, amendment of articles of incorporation, boards of Authorities and citizenship of members thereof; and providing for extensions of corporate existence, transfers of existing facilities to Authorities, and conveyance of projects upon termination or assumption of liabilities.

which was re-referred to the Committee on Education.

HOUSE BILL No. 1294 CALLED UP

Mr. WALKER. Mr. President, I call up for consideration at this time House Bill No. 1294, which was passed over in its order on final passage.

BILL ON FINAL PASSAGE

Agreeably to order,

The Senate resumed consideration of House Bill No. 1294, as follows:

An Act to amend the title of and the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1005) entitled "An act relating to and regulating tractors and trailers and their operation providing for their registration and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors and trailers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors and trailers imposing penalties imposing certain costs upon counties providing for the disposition of fine forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by deleting from said act all provisions relating to operators operators' licenses and trailers and further providing for the equipment of tractors

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1005) entitled "An act relating to and regulating tractors and trailers and their operation providing for their registration and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors and trailers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors and trailers imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" is hereby amended to read as follows

An Act

Relating to and regulating tractors [and trailers] and their operation providing for their registration [and the licensing of certain operators] by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors [and trailers] providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors [and trailers] imposing penalties imposing certain costs upon counties providing for the disposition

of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds

Section 2 Section 102 of said act as amended in part by the acts approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 815) the sixth day of May one thousand nine hundred forty-three (P. L. 198) and the eighteenth day of May one thousand nine hundred forty-nine (P. L. 1456) is hereby further amended to read as follows

Section 102 Definitions The following words and phrases when used in this act shall for the purpose of this act have the meanings respectively ascribed to them in this section except in those instances where the context clearly indicates a different meaning

"Cleat" Any projection block stud flange or any other protuberance of any material other than rubber which projects beyond the outside surface of the periphery of the wheels of a tractor

"Dealer" Any person firm corporation or association engaged in the business of manufacturing or in the purchase and sale of tractors [or trailers] and who has an established place of business

"Department" The Department of Revenue of this Commonwealth

"Guide Band" Any flange affixed to the center line of the outside surface of the periphery of the front or guiding wheels of a tractor

"Highway" Every way or place of whatever nature open to the use of the public as a matter of right for purposes of vehicular travel The term "highway" shall not be deemed to include a roadway or driveway upon grounds owned by private persons colleges universities or other institutions

"Magistrate" A mayor burgess magistrate alderman justice of the peace or other officer having the powers of a committing magistrate

"Operator" Every person who is in actual physical control of a tractor

"Operator's License" The license issued to any person to operate a tractor

"Owner" A person who is the legal owner of a tractor [or trailer] or in the event the tractor [or trailer] is subject to an agreement for the conditional sale or lease thereof or other like agreement with the right of purchase upon performance of the conditions stated in the agreement and with an immediate right of possession vested by the conditional vendee or lessee shall be deemed the owner for the purpose of this act

"Peace Officer" A sheriff deputy sheriff constable member of the Pennsylvania State Police State Highway Patrolman or other police officer vested with authority of arrest

"Person" Every natural person firm copartnership association or corporation

"Secretary" The Secretary of Revenue of this Commonwealth

"State" A State territory organized or unorganized or district of the United States of America

"Trailer" Every vehicle wagon or truck drawn by a tractor for hauling material or freight of any kind except- water and fuel tanks road-graders stone-crushers sawmills concrete mixers and agricultural equipment not self-propelled Provided however That a wagon or truck drawn by a tractor for the transportation of the agricultural products of the owner of such wagon or truck or returning from such transportation shall not be included within such definition and no fee shall be required to operate such vehicle on the public highways

"Tractor" Every vehicle of the tractor type which is self-propelled [originally constructed under a distinctive name make model or type by a general recognized manufacturer] designed and used for drawing other vehicles and not so constructed as to carry a load thereon either independently or any part of the weight of a vehicle or load so drawn excepting road rollers ditch diggers or vehicles used exclusively upon stationary rails or tracks In the case of motor vehicles as defined in the

Vehicle Code which cannot be used as motor vehicles the secretary may determine in each case whether or not such motor vehicles is of the tractor type and in making such determination the secretary shall consider the purpose for which such motor vehicle shall be used

"Farm Tractor" Every vehicle of the tractor type which is self-propelled designed and used primarily as a farm implement for drawing plows mowing machines and other implements of husbandry

"Vehicle" Every device in upon or by which any person or property is or may be transported or drawn or which may draw devices upon a highway excepting devices used exclusively upon stationary rails or tracks

Section 3 Section 201 of said act as last amended by the act approved the twenty-fifth day of April one thousand nine hundred forty-five (P. L. 303) is hereby further amended to read as follows

Section 201 Registration of Tractors [and Trailers] Required Except as hereinafter provided no tractor [or trailer] shall be operated or driven upon any highway of this Commonwealth until the said tractor [or trailer] shall have been registered with the department as hereinafter provided and the registration plate that has been issued for the vehicle for the current year is received and displayed as required by this act

Tractors [and trailers] including farm wagons and agricultural equipment drawn by tractors [with or without a trailer] used exclusively by any person upon the farm or farms he owns or operates or upon highways connecting by a direct route any farms or portions of farms under the ownership or operation of such person to any other farm or to any garage for the purpose of having the same repaired shall be exempt from registration

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecutions and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 4 Section 202 of said act as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 815) is hereby further amended to read as follows

Section 202 Application for Registration and Duplicates

(a) Application for registration of a tractor shall be made upon a form prescribed and furnished by the department and shall contain the make manufacturers' number character of the motive power weight and such other information as the department may require

[Application for registration of a trailer shall be made upon a form prescribed and furnished by the department and shall contain the make and the combined weight of the chassis and body if so constructed or the gross weight of the trailer exclusive of the load to be transported and such other information as the department may require]

The application shall be sworn to before a notary public or other officer empowered to administer oaths and shall contain the full name and the actual or bona fide address of the owner or owners The application shall be signed by the owner if a natural person and in the case where the owner is a corporation copartnership or association by an executive officer thereof or some person specifically authorized by said corporation copartnership or association to sign the same

(b) Upon receipt of the application and the fee provided in this act the secretary shall register the tractor [or trailer therein] described and the owner thereof in suitable books or in index cards maintaining suitable records of all registration issued

(c) The secretary upon registering a tractor [or trailer] shall issue to the owner a registration card which shall bear thereon the registration number assigned to the owner and to the tractor [or trailer] the name and address of the owner also a description of the vehicle and such other statement of facts as may be determined by the secretary The owner upon receiving the registration card

shall sign the usual signature or name of such owner with pen and ink in the space provided

(d) In the event of a lost destroyed or illegible registration card application shall be made to the department within forty-eight (48) hours of the discovery of the loss of such registration card for a duplicate registration card upon a form furnished by the department and accompanied by the fee provided in this act Thereupon the department shall issue a duplicate registration card to the owner

(e) No owner or operator of a tractor [or trailer] shall be subject to a fine for the reason that registration card is missing if the owner or operator makes affidavit that the same was lost or stolen within the period of twenty (20) days preceding and that application for new registration card was made within forty-eight (48) hours as required in this section

(f) The registration card issued for a tractor [or trailer] required to be registered shall at all times while the vehicle is being operated upon a highway be in the possession of the operator thereof or carried in the tractor [or trailer]

Penalty Any person violating any of the provisions of subsection (c) (d) or (f) of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of five (5) dollars and cost of prosecution and in default of the payment thereof shall undergo imprisonment for not more than three (3) days

Section 5 Sections 204 205 206 and subsections (a) and (d) of section 207 of said act are hereby amended to read as follows

Section 204 Registration of Dealers

(a) Tractors [or trailers] owned or kept by dealers shall be exempt from individual registration if said dealer registers with the department in the "Dealer's Class"

(b) Application for such registration shall be made to the department upon a form furnished by the department The application shall contain the full name and business address of the applicant and such other information as the department shall require Upon receipt of the application accompanied by the fee provided in this act for each registration card and registration plate desired the department shall issue to the applicant as many registration cards and registration plates as may have been applied for

(c) No tractor [or trailer] shall under any circumstances be operated under the dealer's registration unless the registration card for the registration plate displayed is carried by the operator and bears the signature of the dealer to whom issued

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of five dollars (\$5) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than three (3) days

Section 205 Registration by Nonresidents Nonresidents of this Commonwealth except as otherwise provided in this act will be exempt from the provisions of this act as to the registration of tractors [and trailers] for the same time and to the same extent as like exemptions are granted residents of this Commonwealth under the laws of the foreign country or State residence relative to the registration of tractors [and trailers] and shall conspicuously display the registration plates as required thereby and have in their possession the registration card issued for such tractor [or trailer]

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 206 Registration Shall be Refused The department shall not accept an application for the registration of a tractor [or trailer] in any of the following events

1 When the applicant therefor is not entitled thereto under the provisions of this act

2 When the applicant has neglected or refused to furnish the department with the information required in the appropriate official form or reasonable additional information required by the department

3 When the fees required therefor by law have not been paid

4 When the vehicle is not constructed or equipped as required by this act

Section 207 Registration Suspended

(a) The secretary may suspend any registration with or without a hearing before the secretary or his representative in any of the following cases

1 When tractor [or trailer] is unsafe or unfit for operation or is not equipped as required by this act

2 When the owner shall make or permit to be made any unlawful use of a tractor [or trailer] or registration plate or permit the use thereof by a person not entitled thereto

3 When the owner has been convicted of using a false or fictitious name or giving a false or fictitious address in any application or form required under the provisions of this act or knowingly making a false statement or knowingly concealing a material fact or otherwise committing a fraud in any application

4 Upon certification or request or order of any court authorized under the laws of this Commonwealth and empowered by such laws to make such certifications requests or orders

5 When check submitted in payment of any registration is returned to the department because of insufficient funds or is not paid on demand

* * * * *

(d) No tractor [or trailer] the registration of which has been suspended shall be operated on the highway during the period of suspension

Section 6 Subsection (a) of section 208 of said act as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 815) is hereby further amended to read as follows

Section 208 Transfer of Registration

(a) Upon transfer of ownership or the destruction of any tractor [or trailer] the registration shall expire

Section 7 Subsections (a) and (c) of section 301 of said act as amended by the act approved the sixth day of May one thousand nine hundred forty-three (P. L. 174) are hereby further amended to read as follows

Section 301 Registration Plates to be Furnished by Department

(a) The department shall furnish to every owner whose tractor [or trailer] has been registered and for each registration issued to a dealer one (1) registration plate

* * * * *

(c) The registration plate shall be kept reasonably clean and shall not be defaced in any manner and shall be displayed conspicuously on the front or rear of the tractor [and on the rear of the trailer] in such a way that [they] it may be easily read

Section 8 Section 302 and 303 and subsections (a) and (d) of section 304 of said act are hereby amended to read as follows

Section 302 Use of Dealer's Registration Plates Registration plate issued under dealer's registration may be used on any tractor [or] [trailer] owned by such dealer and operated by such dealer or the amplaye of such dealer when such tractor [or trailer] is used (a) in the tractor [or trailer] business of such dealer (b) for testing tractors [or trailers] in the possession of such dealer (c) for demonstrating tractors [or trailers] in the possession of such dealer and such tractors [and trailers] may be operated by a prospective purchaser when licensed as an operator and when accompanied by the dealer or an employe of such dealer

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the

payment thereof shall undergo imprisonment for not more than five (5) days

Section 303 Use of Registration Plates Restricted

(a) No person shall operate a tractor [or trailer] under any other registration plates than that of its own registration

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of twenty-five (\$25) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than ten (10) days

Section 304 Lost or Defaced Registration Plates

(a) In the event of the loss of registration plate or if a plate becomes so defaced that the numbers thereon are illegible it shall be the duty of the owner of the tractor [or trailer] for which the same were issued to apply to the department for new registration plate within forty-eight (48) hours of his discovery of the loss or defacement of such plate

* * * * *

(d) No owner or operator of a tractor [or trailer] shall be subject to a fine for the reason that registration plate is missing if he makes affidavit that the same was lost or stolen within the period of twenty (20) days preceding and that application for new plate was made within forty-eight (48) hours as required herein

Section 9 Section 305 of said act as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 815) is hereby further amended to read as follows

Section 305 Transfer of Registration Plate

Upon the transfer of ownership or destruction of any tractor [or trailer] the owner shall remove the registration plate therefrom

(b) In the event of the transfer of registration plate to a tractor [or trailer] of the same classification as that originally registered the owner shall be assigned the registration plate previously issued to him unless such registration plate has been lost or destroyed

(c) If transfer of registration plate is from tractor classification to trailer classification or from trailer classification to tractor classification the owner shall be issued a new registration plate Upon receipt of new registration plate the original registration plate shall be returned to the department immediately for cancellation unless such registration plate has been destroyed or lost

Penalty Any person violating any of the provisions of subsections (a) or (b) of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 10 Sections 306 307 and 308 of said act are hereby amended to read as follows

Section 306 Temporary Use of Registration Plate Pending Transfer of Registration After the transfer of registration plate from a tractor [or trailer] to another tractor [or trailer] owned by the same owner the owner or operator shall not for a period of twenty (20) days be subject to a fine for operation of the latter tractor [or trailer] without the proper transfer registration card provided he shall have made application to the department as required in this act for transfer of the registration and provided he shall upon prosecution made an affidavit or testify under oath to that effect

Section 307 Illegal Transfer of Registration Plate No person shall give or lend tractor [or trailer] or dealer's registration plate to another

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of twenty-five (\$25) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than ten (10) days

Section 308 Return of Dealer's Registration Plate Registration plate or plates and registration card or cards issued in the dealer's class shall be returned to the

department for cancellation when the dealer discontinues tractor [or trailer] business

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of fifty (\$50) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than ten (10) days

Section 11 Subsection (b) of section 309 of said act as amended by the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 851) is hereby further amended to read as follows

Section 309 Expiration of Registration Plates

* * * * *

(b) No tractor [or trailer] shall be operated on any highway with registration plates which have expired nor within registration plate on claim by the owner or operator that registration plate for the current year has been applied for but not received

Section 11.1 Section 401 of said act is hereby amended to read as follows

Section 401 Operators Must Be Licensed [No person except those expressly exempted under this act shall operate any tractor upon a highway in this Commonwealth unless such person upon application has been licensed or authorized to operate tractor under the laws of this Commonwealth or is licensed as an operator under the provisions of this act]

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days All persons operating tractors on the highways must be licensed as operators in accordance with relevant provisions of the act known as "The Vehicle Code" and its amendments

Section 12 Sections 402 403 404 405 406 407 408 409 410 411 412 413 414 415 416 417 118 and 502 of said act and their amendments are hereby repealed

Section 13 Section 503 of said act is hereby amended to read as follows

Section 503 Dealers The fee shall be twenty-five (\$25) dollars for the first annual registration and two (\$2) dollars for each additional annual registration issued to persons registered as dealer in tractors [or trailers]

Section 14 Section 504 of said act is hereby repealed

Section 15 Section 505 of said act as amended by the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 851) is hereby further amended to read as follows

Section 505 Reduction of Registration Fees in Certain Cases The fee for registration of a tractor [or trailer] when registration is issued on or after the beginning of the seventh month of the registration year but prior to the beginning of the tenth month of the registration year shall be one-half ($\frac{1}{2}$) of the fee for annual registration The fee for registration of any tractor [or trailer] when registration is issued on or after the beginning of the tenth month of the registration year shall be one-fourth ($\frac{1}{4}$) of the fee for annual registration herein specified

Section 16 Section 506 of said act as last amended by the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 851) is hereby repealed

Section 17 Section 507 of said act is hereby amended to read as follows

Section 507 Replacement of Registration Plates The fee for replaced tractor [trailer] or dealer's registration plate shall be one (\$1) dollar

Section 18 Section 508 subsections (a) and (b) as relettered of section 512 and section 513 of said act as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 815) are hereby further amended to read as follows

Section 508 Transferring Registration The fee for transfer of registration shall be two (\$2.00) dollars when tractor [or trailer] is of equal or less classification than that originally registered or upon payment of a fee of

two (\$2) dollars and the difference between the fee originally paid and that due if the tractor [or trailer] be properly registerable in a higher classification.

Section 512 Exemptions from Fees

(a) No fee shall be charged for the registration of tractors [and trailers] owned and used by (a) the Federal Government (b) any State other than Pennsylvania which issues registrations to this Commonwealth without charge (c) the Commonwealth of Pennsylvania (d) any city borough incorporated town township county poor or school district of the Commonwealth (e) hospital or any duly authorized volunteer fire force but all such vehicles except those owned and used by the Federal Government shall be registered and shall display registration plates as this act provides for privately owned tractors [and trailers]

(b) No fee shall be required for replacement or substitution of registration card registration plate [or operator's license] when satisfactory proof is furnished the secretary of loss of same in the mails

Section 513 No Other Taxes or Fees to be Imposed No city borough incorporated town township or county shall require or collect any registration [or operator's license] fee or tax for any tractor [trailer or license from any operator thereof]

Section 19 Section 601 of said act is hereby amended to read as follows

Section 601 Lights

(a) Every tractor upon a highway within this Commonwealth during the period from one (1) hour after sunset to one (1) hour before sunrise and at any time when there is not sufficient light to render clearly discernible any person on the highway at a distance of two hundred (200) feet ahead shall be equipped with two (2) headlamps and no less at the front of and on opposite sides of the tractor and shall also carry at the rear a lamp which exhibits a red light plainly visible to the rear [except that tractors of the first class may display a white light in front and a white or red light in the rear]

[(b) Every trailer attached to a tractor shall during the time specified in subsection (a) of this section exhibit a white or red light to the rear of said trailer]

(c) Whenever a tractor [or trailer] is parked or stopped upon a highway whether attended or unattended during the time when lights are required by this act it shall display a white light in front and a [white or] red light in rear visible under normal atmospheric conditions from a distance of five hundred (500) feet to the front and to the rear of such tractor [or trailer]

Penalty Any person violating any of the provisions of subsection (a) of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of two (\$2) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than one (1) day

[Any person violating any of the provisions of subsection (b) of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than three (3) days]

Section 20 Subsections (a) and (f) of section 602 of said act as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 815) are hereby further amended to read as follows

Section 602 Cleats Guide Bands Grousers Chains and Tires

(a) It shall be unlawful for any person to operate or move or for the owner to cause to knowingly permit to be moved on any highway any tractor [or trailer] which is not so constructed or equipped as required in this act

(f) Every tractor [or trailer] equipped with rubber tires moved on any highway shall have rubber on its entire traction surface at least one (1) inch thick above the edge of the flange of the entire periphery It shall be permissible to use tire chains consisting of not less

than five (5) cross chains or which do not project more than one (1) inch upon the outside surface of the periphery of the wheel on any tractor when required for safety because of snow ice or other conditions tending to cause a tractor to slide or skid

Section 21 Section 604 of said act is hereby amended to read as follows

Section 604 Red Light Visible from in Front of Tractor [or Trailer] No person shall operate or move any tractor [or trailer] upon a public highway with a red light displayed on the front thereof

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 22 Section 607 of said act as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 815) is hereby further amended to read as follows

Section 607 Size of Vehicles and Load

(a) No tractor except street sweeper road grades and snow removal equipment shall exceed a total maximum width including any load thereon of one hundred and ten (110) inches

[(b) No trailer except fire department equipment shall exceed a total maximum width including load thereon of ninety-six (96) inches except that the limitations as to size of trailers in this act shall not apply to such vehicles loaded with hay or straw in bulk]

(c) No tractor [or trailer] except fire department equipment shall exceed a total maximum length including load thereon of three hundred and ninety-six (396) inches and no combination of vehicles coupled together shall exceed a total maximum length of seventy (70) feet

1 No tractor [of the second class] shall be operated upon any highway drawing or having attached thereto more than one (1) other vehicle

2 The draw-bar or other connection between a tractor or [trailer] other vehicles shall not exceed fifteen (15) feet in length from tractor to the [trailer] other vehicle Whenever the connection consists of a chain rope bar or cable there shall be displayed upon such connection a flag not less than twelve (12) inches both in length and width

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 23 Section 608 of said act as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 815) and in part by the act approved the thirty-first day of May one thousand nine hundred forty-seven (P. L. 374) is hereby further amended to read as follows

Section 608 Weight of Tractor [Trailer] and Load

(a) Tractors shall not be operated or moved upon any highway with gross weight in excess of thirty-thousand pounds if of the two axle type and forty thousand (40,000) pounds if of the three axle type

(b) The width of tires on the wheels of tractors [or trailers] shall be sufficient so that including the load on the tractor [or trailer] the weight shall not be in excess of eight hundred (800) pound on any wheel for each nominal inch of width of tire on each wheel

[(c) Trailers shall not be operated or moved upon any highway with gross weight exceeding those specified for the several classes as follows]

Two-Wheeled Class	Trailer Weight in Pounds	[Maximum Gross Weight In Pounds]
A..Less than 1000		3,000
B..1000 and over but less than 2000		6,000
C..2000 and over but less than 3000		10,000

D..3000 and over but less than 4000	12,000
E..4000 and over but less than 5000	14,000
F..5000 and over but less than 6000	16,000
G..6000 and over	18,000
Four-Wheeled (2 Axles) Trailer	
Class	Weight in Pounds
A..Less than 1000	3,000
B..1000 and over but less than 2000	6,000
C..2000 and over but less than 3000	10,000
D..3000 and over but less than 4000	16,000
E..4000 and over but less than 5000	20,000
F..5000 and over but less than 6000	24,000
G..6000 and over	26,000]
Six-Wheeled (3 Axles) Trailer	
Class	Weight in Pounds
AZ..Less than 3000	12,000
BZ..3000 and over but less than 4000	15,000
CZ..4000 and over but less than 5000	20,000
DZ..5000 and over but less than 6000	26,000
EZ..6000 and over but less than 7000	30,000
FZ..7000 and over but less than 9000	34,000
GZ..9000 and over	36,000]

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of fifty (\$50) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than ten (10) days

Section 24 Section 609 of said act is hereby amended to read as follows

Section 609 Officers May Weigh Tractors [and Trailers] Any peace officer who shall be in uniform and shall exhibit his badge or other sign of authority having reason to believe that the weight of a tractor [or trailer] and it or its load is unlawful is authorized to weigh the same either by means of portable or stationary scales or may require to such vehicle be driven to the nearest stationary scales in the event such scales are within a distance of two (2) miles The peace officer may then require the operator to unload immediately such portion of the load as may be necessary to decrease the gross weight of such vehicles to the maximum gross weight specified in this act except is herein provided for special hauling permits And further provided That no arrests shall be made in cases where the maximum gross weights provided in this act are not exceeded by more than ten (10) per centum thereof

Penalty Any person refusing to unload excess weight when so ordered shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 25 Section 610 of said act as last amended by the act approved the thirteenth day of May one thousand nine hundred forty-nine (P. L. 1322) is hereby further amended to read as follows

Section 610 Permits for Excessive Size and Weight The Secretary of Highways of this Commonwealth and local authorities in their respective jurisdiction may at their discretion upon application in writing accompanied by the fee provided in this act and good cause being shown therefor issue special permits in writing authorizing the applicant to operate or move upon any highway under the jurisdiction of and for the maintenance of which the authorities granting the permit are responsible (a) a tractor [or trailer] of a size and weight exceeding the maximum specified in this act every such permit shall be issued for a single trip and shall designate the route to be traversed (b) any heavy piece of quarry equipment or machinery of a size and weight exceeding the maximum specified by this act across any highway from one part of a quarry to another or upon the highways connecting by the most direct route any quarries or portion of

quarries under the single ownership or operation of such permit to be issued for the license year as provided by this act no such permit shall be issued for the movement of such equipment or machinery for a distance greater than one-half mile (c) any over-size self-propelled combine up to one hundred fifty (150) inches in width every such permit shall be issued for the period between the fifteenth day of June and the fifteenth day of November both inclusive for the movement of such equipment during the daylight hours within a radius of ten (10) miles from the owner's home or farm At other times a permit for the movement of such equipment shall be granted as otherwise herein provided Any of the above permits shall be subject to such rules and regulations and any other conditions or restrictions including the obligation on the part of the permittee to restore or replace any section of highway or bridge damaged as a result of such movement whether or not the same was attributable to negligence on the part of the permittee as shall be deemed necessary by the authorities granting such permit Every such permit shall be carried in the vehicle to which it refers shall be open to inspection by any peace officer or person having collision with the tractor [or trailer] and shall be revocable at any time at the discretion of the official who issued the same

Section 26 Section 612 of said act is hereby amended to read as follows

Section 612 Regulating Weight of Tractors [and Trailers] on Bridges Where any bridge causeway or viaduct owned or maintained whether owned in whole or in part by this Commonwealth or local authorities other than interstate bridges as now provided by law shall have a sign properly posted in a conspicuous place at the entrance thereto stating the gross maximum weight permitted thereon it shall be unlawful for any person to drive or cause to be driven upon any such bridge causeway or viaduct any tractor [or trailer] which together with its load shall be of greater maximum weight than is mentioned in such sign Provided however That restrictions as to maximum weight mentioned in such signs shall not apply for a period exceeding one (1) year from the date of posting of such signs unless a further extension of time is authorized by the Secretary of Highways of this Commonwealth

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten (\$10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 27 Subsection (b) of section 703 and section 708 of said act as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 815) are hereby further amended to read as follows

Section 703 Arrests on View or With Warrant

* * * * *

(b) If the defendant is unable to give bail as provided in this act for a hearing or for his appearance at court the magistrate shall accept as bail any article of sufficient value or if the defendant is the owner thereof shall hold in custody the tractor [or trailer] found in his possession and the court or magistrate after the trial of the defendant or when bail according to law has been given shall make such order as to the disposition of such tractor [or trailer] or other articles accepted as bail as shall seem just and proper

Section 708 Civil Actions for Damages All civil actions for damages arising from the use and operation of any tractor [or trailer] may at the discretion of the plaintiff be brought before any magistrate alderman or justice of the peace in the county wherein the alleged damages were sustained if the plaintiff has had said damages repaired and shall produce a receipted bill for the same properly sworn to by the party making such repairs or his agent or said action may be brought in the court of common pleas of said county and service of process in either case may be made by the sheriff of the county where the suit is brought deputizing the sheriff of the

county wherein the defendant or his registered agent resides or where service may be had upon him under the existing laws of this Commonwealth in like manner as process may now be served in the proper county No action involving more than one hundred (\$100.00) dollars shall be brought before any magistrate alderman or justice of the peace

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bane,	Haluska,	Meade,	Stiefel,
Barr,	Holland,	Neff,	Taylor,
Barrett,	Kephart,	Pechan,	Toole,
Berger,	Kessler,	Peclor,	Wade,
Blase,	Lane,	Probert,	Wagner,
Byrne,	Leader,	Robinson,	Walker,
Chapman,	Letzler,	Rosenfeld,	Watkins,
Crowe,	Mahany,	Ruth,	Watson,
Dent,	Mallery,	Scarlett,	Wolfe,
Diehm,	McCreesh,	Silvert,	Wood,
DISlivestro,	McGinnis,	Snowden,	Yoako,
Fleming,	McMenamin,	Stevenson,	Hare,
Freed,	McPherson, Jr.,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

MOTION TO READ BILLS FOR THE FIRST TIME

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. FREED. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. McMENAMIN. Mr. President, I object to the reading for the first time of House Bill No. 587. This bill has more lives than a cat. It would allow a township to secede from the City of Scranton.

Mr. WALKER. Mr. President, may I inquire of the gentleman from Lackawanna, Senator McMEnamin, the status of the bill at the time it left the Calendar?

Mr. BARR. Mr. President, the bill was not read for the first time when it was reported to the floor. It appeared on the First Reading Calendar and then was re-committed.

Mr. McMENAMIN. Mr. President, it was recommitted without first reading.

The PRESIDING OFFICER. The Chair hears objection to reading House Bill No. 587 for the first time.

Mr. WALKER. Mr. President, we have no objection to a First Reading Calendar.

The PRESIDING OFFICER. This bill will appear on the First Reading Calendar.

PARLIAMENTARY INQUIRY

Mr. BARR. Mr. President, I rise to a point of parliamentary inquiry.

The PRESIDING OFFICER. The Gentleman from Allegheny, Mr. Barr, will state his point of parliamentary inquiry.

Mr. BARR. Am I in order if I make a motion at this time?

The PRESIDING OFFICER. Will the Gentleman from Allegheny, Mr. Barr, yield until the Clerk reads the bills reported from committee for the first time?

Mr. BARR. I will, Mr. President.

BILLS ON FIRST READING

Mr. WALKER. Mr. President, I move that the Senate do now proceed to the first reading of bills reported from committees for the first time at today's session with the exception of House Bill No. 587.

Mr. FREED. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 111, entitled:

An Act to further amend section 506 of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," providing for the modification of support orders in bastardy cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 161, entitled:

A Joint Resolution proposing an amendment to section eight article five of the Constitution of the Commonwealth of Pennsylvania authorizing the Court of Common Pleas of Allegheny County to detail one or more of the judges of the County Court to hold the courts of oyer and terminer and the courts of quarter sessions of the peace of said county

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 228, entitled:

An Act to amend section 733 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend ad revise the penal laws of the Commonwealth" by providing for an alternative procedure in desertion and nonsupport cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 235, entitled:

A Joint Resolution proposing an amendment to section one article nine of the Constitution of the Commonwealth of Pennsylvania making special provision for the taxation of private forest reserves.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 445, entitled:

An Act to amend Section 11 of the act approved the twenty-seventh day of June one thousand nine hundred forty-seven (P. L. 1095) entitled "An act providing for the regulation of mining of anthracite coal by the open pit or strip mining method and for the conservation and improvement of lands affected directly or indirectly by such mining requiring operators to register pay a license fee and secure a permit to engage in strip mining and file a bond conditioned for compliance with this act requiring backfilling of stripping pits and leveling and planting lands affected to prevent erosion and the pollution of waters and to protect public health safety and welfare conferring powers and imposing duties upon the Department of Mines and the Department of Forests and Waters providing for appeals and imposing penalties and making appropriations" by clarifying the requirement for backfilling adjacent to highways.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 531, entitled:

An Act to further amend Section 1 of the act approved the eighth day of June one thousand eight hundred ninety-three (P. L. 334, No. 284) entitled "An act relating to husband and wife enlarging her capacity to acquire and dispose of property to sue and be sued and to make a last will and enabling them to sue and to testify against each other in certain cases" clarifying the prohibition against a married woman's right to sell real estate without the joinder of her husband.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 532, entitled:

An Act to reenact Section 802 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" relating to approval of joint plans of merger or consolidation of nonprofit corporations by the members thereof in order to clarify effect of prior amendments

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 576, entitled:

An Act to further amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private

and parochial schools amending revising consolidating and changing the laws relating thereto" by permitting certain districts to make their own enumeration for per capita tax purposes.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 658, entitled:

An Act authorizing council of cities of the second class to fix the salaries of the mayor and the council members of such cities and to provide for the assessment and retention of fines for absence of councilmen from meetings.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 745, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by creating the Pennsylvania Library Council prescribing its powers and duties providing for a State librarian and for certification of libraries and librarians and for minimum standards for public library service.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 753, entitled:

An Act providing for an enumeration of persons subject to per capita and occupation taxes in counties wherein are situate school districts of the second third and fourth class placing the expense thereof on taxing districts authorized by law to levy such taxes conferring powers and imposing duties on boards of school directors of such school districts county commissioners and chief county assessors in such counties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 789, entitled:

An Act to further amend clause (b) of Section 507 and clause (c) of Section 2403 of the act, approved the

ninth day of April, one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by making special provision for the purchase of coal for use in any State hospital or any other State institution.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 792, entitled:

An Act providing for treatment and cure in designated State institutions of persons habitually addicted to the use of opiates and for their admission to and care therein and the payment of the cost thereof and making an appropriation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 812, entitled:

An Act to amend the title and certain sections of and to add new sections to the act approved the thirtieth day of June one thousand nine hundred forty-seven (P. L. 1154) entitled "An act to prohibit the manufacture and sale of oleomargarine or butterine and other similar products when colored in imitation of yellow butter to provide for license fees to be paid by manufacturers wholesale and retail dealers and by proprietors of hotels restaurants dining-rooms and boarding-houses for the manufacture or sale of oleomargarine butterine or other similar products not colored in imitation of yellow butter to regulate the manufacture sale and advertising of oleomargarine butterine or other similar products not colored in imitation of yellow butter and prevent and punish fraud and deception in such manufacture sale and advertising as an imitation butter to prescribe penalties and punishment for violation of this act and the means and method of procedure for its enforcement to regulate certain matters of evidence in such procedure and to prescribe certain powers and duties of the Department of Agriculture" by permitting the manufacture and except in certain cases the sale of colored oleomargarine butterine and similar products.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 813, entitled:

An Act to further amend the act approved the second day of May, one thousand nine hundred twenty-nine (P. L.

1278) entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by further regulating the preparation of the budget and fiscal affairs of counties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 815, entitled:

An Act providing for the payment into Orphans' Court, and the State Treasury of money or other property, due a legatee, devisee, distributee, or beneficiary of a trust, when it appears such person would not have the benefit, use or control of such money or other property.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 818, entitled:

An Act to further amend Section 3062 of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," by further regulating publication of notice of land subdivision ordinances.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 819, entitled:

An Act to further amend the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1358) entitled "An act relating to chattel mortgages on any chattel or chattels of any kind or description, including, but not limited to, livestock, poultry, farm machinery, farm equipment and crops, grown, growing or to be grown; designating the operation and effect of the lien of such mortgages; providing for the filing, indexing and docketing of such mortgages and related instruments in prothonotaries' offices; and prescribing prothonotaries' fees; providing for the filing in Pennsylvania of similar lien instruments originally filed or recorded in other states; regulating the assignment, release, satisfaction and extension of the lien of such mortgages; prescribing methods of foreclosure; defining defaults and violations; and fixing penalties," by providing that chattel mortgages may be given as security for principal obligations other than bonds or notes; eliminating the requirement of witnesses; providing additional remedies to mortgagees as against third persons; and providing that the provisions of the act be liberally construed.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 826, entitled:

An Act to further amend the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contribut-

ing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by redefining the term "final salary" and further providing the manner of computing employees' annuities.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 878, entitled:

An Act to amend the act approved the thirteenth day of June one thousand nine hundred eleven (P. L. 903) entitled "An act to prevent frauds against carriers of passengers for hire within this Commonwealth and prescribing penalties for the breach of the provisions hereof" by changing penalties and defining magistrate.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 984, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for exceptions to compulsory attendance.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1068, entitled:

An Act to further amend Section 2405 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards commissions and officers defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain department boards and commissions shall be determined" by permitting delivery of unserviceable property to Superintendent of Public Instruction without charge for assignment to School districts

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1108, entitled:

An Act to repeal the act approved the sixth day of June one thousand nine hundred thirteen (P. L. 452) entitled "An act to amend an act "Providing for the appointment of a board of visitation for institutions societies and associations caring for dependent neglected or delinquent children" approved the twenty-sixth day of February Anno Domini one thousand nine hundred and three and making it the duty of the board of visitation to visit all institutions within the county which receive their inmates from more than one county and are in whole or in part supported and managed by the Commonwealth and all institutions which are wholly supported and managed by any county city borough or township of the poor district of the Commonwealth and providing for the making of nominations of appointment on the boards of visitation."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1133, entitled:

An Act to further amend sections seven eleven and twenty-one and to add section twenty-one point one to the act approved the sixth day of August one thousand nine hundred forty-one (P. L. 861) entitled "An act to create a uniform and exclusive system for the administration of parole in this Commonwealth establishing the 'Pennsylvania Board of Parole' conferring and defining its jurisdiction duties powers and functions including the supervision of persons placed upon probation in certain designated cases providing for the method of appointment of its members regulating the appointment removal and discharge of its officers clerks and employees dividing the Commonwealth into administrative districts for purposes of parole fixing the salaries of members of the board and of certain other offices and employees thereof making violations of certain provisions of this act misdemeanors providing penalties therefor and for other cognate purposes and making an appropriation" by removing the ceiling on salaries of the secretary of the board and of district supervisors making the amount of such salaries subject to the determination of the Executive Board and by further defining the jurisdiction duties powers and functions of the Pennsylvania Board of Parole

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1290, entitled:

An Act to amend section one of the act approved the nineteenth day of May one thousand eight hundred and ninety-seven (P. L. 77) entitled "An act granting the permission and regulating the establishment and operation of bone boiling establishments and depositories of dead animals in the Commonwealth of Pennsylvania and providing for violations of the provisions of this act" by adding the requirement that permission to erect or operate such establishments in counties which have organized a county department of health or joint-county department of health must be obtained from the county department of health or joint-county department of health.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1300, entitled:

An Act to amend sections one two three and five of the act approved the fifth day of June one thousand nine hundred and thirteen (P. L. 433) entitled "An act for the prevention of blindness by requiring the reporting of cases of ophthalmia neonatorum (inflammation of the eyes of infants) by physicians midwives and others and requiring the reporting of results of treatment of each case of said disease and fixing a penalty for violation thereof" by adding county departments of health or joint-county departments of health to the health authorities to which cases of ophthalmia neonatorum must be reported.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1301, entitled:

An Act to further amend section fifteen of the act approved the nineteenth day of June one thousand nine hundred thirty-one (P. L. 589) entitled as amended "An act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering regulating barber shops and barber schools and apprentices and students therein regulating compensation for service rendered conferring certain powers and duties on the Department of Public Instruction and providing penalties" by adding counties which have established a county department of health or joint-county department of health to the political subdivisions empowered to regulate barber shops by ordinances or regulations not inconsistent with law.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1303, entitled:

An Act to provide revenue for State purposes by imposing a property tax, for a limited period of time, on the net incomes derived from sources within the Commonwealth of certain corporations, joint-stock associations, and limited partnerships; excluding certain income; providing for the assessment, collection, settlement and re-settlement of taxes, and reviews and appeal therefrom; conferring powers, and imposing duties on certain persons, corporations, joint-stock associations, limited partnerships, State, and county officers, boards, and departments; making an appropriation; and providing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1309, entitled:

An Act to amend sections one and two as amended sections four five six seven and eight and sections nine and ten as amended of the act approved the twenty-eighth day of June one thousand nine hundred and twenty-three (P. L. 888) entitled "An act to safeguard human life and health throughout the Commonwealth by providing for the reporting quarantining and control of diseases declared communicable by this act or by regulation of the Department of Health providing for the prevention of infection therefrom and prescribing penalties" by changing the method of approval of communicable disease regulations by the advisory health board and by adding counties which have established a county department of health or joint-county department of health to the political subdivisions required or empowered to perform certain duties relating to the reporting quarantining and con-

trol of diseases declared communicable by law or regulation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1310, entitled:

An Act to improve local health administration throughout the Commonwealth by authorizing the creation establishment and administration of single-county or joint-county departments of health in all counties except counties of the first class exempting certain municipalities from the jurisdiction of single-county or joint-county departments of health permitting the dissolution of departments or boards of health in certain municipalities authorizing State grants to counties which establish departments of health and to certain municipalities if they meet prescribed requirements conferring powers and duties upon the State Department of Health in connection with the creation establishment and administration of single-county or joint-county departments of health the administration of the health laws in parts of certain municipalities not subject to the jurisdiction of single-county or joint-county departments of health and the administration of State grants and repealing an act which confers health powers upon counties of the first class.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1311, entitled:

An Act to amend section four hundred forty-seven of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by deleting those provisions which require such counties to cooperate with the State Department of Health and boroughs and first class townships and deleting those provisions which prescribe the appointment of health officers the approval of appointments by the State Department of Health and the powers and duties of appointees.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1333, entitled:

An Act to amend sections five and eighteen of the act approved the second day of July one thousand nine hundred and thirty-five (P. L. 589) entitled "An act to safeguard human health and life by providing for the issuance of permits to and regulation of persons and entities selling milk and milk products conferring powers and imposing duties on the Secretary of Health the Advisory Health Board and otherwise providing for the administration of the act and imposing penalties" by adding counties which have established or joined in establishing county departments of health to those municipalities which may be constituted agents of the Secretary of Health for the purpose of issuance of milk permits and by adding county department of health regulations to those municipal ordinances not affected by the act.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1334, entitled:

An Act to amend section one of the act approved the seventh day of April one thousand nine hundred and twenty-seven (P. L. 144) entitled "An act authorizing boards of health to require roving bands or bands of nomads commonly called gypsies declared to be nuisances or menaces to health to leave municipalities and providing penalties" by adding county departments of health and joint-county departments of health as alternate health authorities which may make findings and issue orders under the act.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1346, entitled:

An Act to amend the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees; defining the uses and purposes thereof, and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by clarifying certain provisions thereof and correcting grammatical and typographical errors therein.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1347, entitled:

An Act to amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by making corrections and conforming certain provisions to existing practice.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1348, entitled:

An Act to amend Section 1 of the act approved the eighth day of May one thousand nine hundred one (P. L. 150) entitled "An act providing for the raising of revenue for State purposes by imposing upon foreign corporations limited partnership and joint-stock associations a bonus of one-third of one per centum upon the capital actually employed in Pennsylvania and requiring the filing of certain reports in the office of the Auditor General" by exempting from the provisions thereof foreign non-profit corporations

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1370, entitled:

An Act to further amend Section 2004 of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by limiting to forty-eight hours the work week of police officers except in emergencies.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1376, entitled:

An Act to further amend subsection (a) of section two hundred seven and subsection (f) of section four hundred forty-eight and to amend section two thousand one hundred eleven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by prescribing the qualifications for the secretary of health and by reconstituting the Advisory Health Board and further prescribing its powers and duties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1377, entitled:

An Act to amend sections two four five and six of the act approved the second day of July one thousand eight hundred and ninety-five (P. L. 428) entitled "An act to regulate and license public lodging-houses in the different cities in this Commonwealth" by adding county departments of health and joint-county departments of health to the health authorities empowered by the act to render certificates make inspections and adopt rules and regulations.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1378, entitled:

An Act providing for the examination licensure and registration of persons firms or corporations engaged in the business or work of plumbing or house and building drainage and prescribing certain rules regulations and requirements for the construction of plumbing house and

building drainage and cesspools in cities of the second class second class A and third class and imposing fines penalties and forfeitures for violation thereof and providing for administration of this act by county departments of health or joint-county departments of health in cities of the second class second class A and third class which are within the jurisdiction of such departments of health and repealing certain laws.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1379, entitled:

An Act to authorize the revival of judgments entered in favor of the Commonwealth of Pennsylvania by filing a suggestion of nonpayment.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1380, entitled:

An Act to amend the title and to further amend section four of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2045), entitled "An act relating to the support of indigent persons publicly cared for or assisted; providing for the support of such persons by certain relatives, and for the recovery of public moneys expended for care and assistance from the property and estates of such persons; providing for guardians of the person and property of such persons; providing for the arrest and seizure and sale of the property of deserters; and providing procedure," by further defining the liability of property for expenses incurred for support, maintenance, assistance and burial.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1431, entitled:

An Act providing for the licensure and regulation of commercial boarding homes for the aged conferring certain powers and duties upon the Department of Welfare imposing license fees and providing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1432, entitled:

An Act to further amend Section 1 of the act approved the eleventh day of July one thousand nine hundred twenty-three (P. L. 1032) entitled "An act providing for the abatement of nuisances caused by the improper grading or defective paving or encroaching fences in alleys in cities of the first class for the establishment of lines and grades for and the grading paving or repaving of said alleys and the grading of private alleys hereafter laid out and for apportioning the cost and for the filing of liens therefor" by giving property owners a longer period of time in which to abate nuisances.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1449, entitled:

An Act to amend the act, approved the twelfth day of June, one thousand nine hundred fifty-one (Act Number 141), entitled "An act relating to mental health including mental illness, mental defect, epilepsy and inebriety and amending, revising, consolidating and changing the laws relating thereto," by further defining "qualified physician" and "medical examiner."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1463, entitled:

An Act to repeal the act approved the twenty-sixth day of February one thousand nine hundred three (P. L. 8) entitled "An act providing for the appointment of boards of visitation for institutions societies and associations caring for dependent neglected and delinquent children."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1470, entitled:

An Act to repeal the act approved the thirteenth day of April one thousand eight hundred sixty-eight (P. L. 1017) entitled "An act to provide for the collection of state county poor and military taxes in the county of Bedford" so far as it relates to Bedford County.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1476, entitled:

An Act to further amend Article III of the act approved the seventh day of March one thousand nine hundred one (P. L. 20) entitled "An act for the government of cities of the second class" by fixing maximum hours of service for patrolman and providing for compensation for extra services in emergencies.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1487, entitled:

An Act to provide for the expenses of the Joint State Government Commission of the General Assembly beginning June first one thousand nine hundred and fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and fifty-one.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1504, entitled:

An Act to amend the act approved the twenty-sixth day of May one thousand nine hundred forty-nine (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries"

ciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" by declaring the obligations of Redevelopment Authorities issued pursuant to the law of Pennsylvania to be legal investments for fiduciaries.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1512, entitled:

An Act relating to records of governmental departments or agencies or private businesses institutions professions or callings authorizing the reproduction or recording thereof by any photographic photostatic microfilm micro-card miniature photographic or other similar process providing for the admissibility of such reproductions in evidence and the disposition of the original records.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1535, entitled:

An Act to amend clauses (r) and (s) of subsection B of section four of the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of "Authorities" for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" by clarifying and correcting the provisions of said clauses authorizing Authorities to charge the cost of sewer construction against properties benefited improved or accommodated thereby and providing for the enforcement of such charges.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1574, entitled:

An Act to further amend the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by changing certain provisions relating to contracts recreation places highways and expense accounts of delegates to conventions.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1578, entitled:

An Act to further amend Section 4 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1019) entitled "An act relating to statutory laws prescribing an enacting clause for statutes fixing the effective date and time of statutes hereafter enacted providing for notice of application for local and special legislation for the correction of errors in statutes and for the printing and publication of statutes

prescribing rules for the interpretation of statutes defining certain words and phrases when used in statutes and prescribing rules for the construction and operation of amendments reenactments and repeals of statutes" by changing the effective date of laws in certain cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

PERMISSION TO ADDRESS SENATE

Mr. BARR asked and obtained unanimous consent to address the Senate.

Mr. BARR. Mr. President, I am about to make a motion, but before doing so I would like to make a brief statement.

The PRESIDING OFFICER. The gentleman from Allegheny, Mr. Barr, may proceed.

Mr. BARR. Mr. President, this morning the Democratic Members of the Senate met in Caucus in regard to the Committee on Finance and while we were out, naturally there were no Democrats at the meeting on Local Government at that time, and House Bill No. 587 was reported out. This was done once before, Mr. President, and the bill was recommitted.

MOTION THAT HOUSE BILL No. 587 BE RECOMMITTED

Mr. BARR. Mr. President, I move that House Bill No. 587, on first reading, entitled:

An Act providing a method for the reestablishment of townships of the first class from any city to which they have been annexed and regulating the proceedings pertaining thereto and reestablishing the same as separate school districts

be recommitted to the Committee on Local Government

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. WALKER. Mr. President, I must say in deference to the gentleman from Allegheny, of course, I am not a Member of the Committee on Local Government and naturally I have no information as to what transpired there. I think it would be in keeping if the gentleman would make his motion Monday when we have a full Senate and when the matter can be discussed. The bill then can be handled properly. It will then be on the Calendar and be before us squarely for action.

Mr. BARR. Mr. President, what I am objecting to is the system that was used today to put the bill on the Calendar as it is now. My motion is to recommit the bill today.

Mr. WALKER. Mr. President, I will therefore have to ask the gentlemen of the Senate to vote the motion down.

Mr. DENT. Mr. President, before the Members of the Senate vote on this motion, I wish they would take time and read that bill. That is one of the reasons I suggested a recess. We are now beginning to get to the point in this Legislative Session where punitive legislation is taking preference. This bill is a piece of unsound legislation with nothing but political implications in it. It has no business on the Calendar at any Session of the Legislature, and especially at this late date. I do not think we will ever work out any situation here that is serious if we are going to take this type of legislation and put it on the legislative books.

Mr. President, I ask for a roll call and ask the decent Members of the Senate to send House Bill No. 587 back to committee.

Mr. WALKER. Mr. President, once more we are involved in the delightful process of discussing a bill and acting on a bill that is not properly before us. We are not discussing the merits of the bill. I am merely suggesting to the gentleman from Allegheny, Senator Barr, who made the motion, that time is of the essence, and perhaps it would be better when the bill is before us to make such a motion. Now, the bill was reported from committee. As I explained very carefully to the gentleman, I am not a member of the committee and therefore cannot speak as to what happened in committee. May I say to him in all seriousness, it is not a question of the merits of the bill. It will be on Monday's First Reading Calendar, and I say to the gentleman, in all seriousness, the time to consider it is then. Now, it is not being read for the first time and the status of the bill will not be changed one iota between now and Monday afternoon when the Senate reconvenes. Due to the fact that the bill was reported from committee, the gentleman leaves me no other alternative but to ask the Members of the Senate to vote against the motion, in order to preserve the integrity of the Committee until the bill is properly before us. Now, due to what happened last week, I am in a rather embarrassing position. I would like to point out to the gentleman that under the rules of the Senate you cannot properly consider a bill unless it is before us. Now, repeatedly that same question has been raised on the Majority side when the printer is a little late, and I want to say to the gentleman that I do not want to start becoming technical in August, and I would seriously suggest to the gentleman that he permit our action on this bill to be deferred until Monday when it is properly before the Senate.

Mr. HALUSKA. Mr. President, I thought there would be a time when I would have the opportunity of answering Senator Walker. The bill is not before us and only last week the same procedure took place on Doctor Chapman's bill. It came out of committee and the gentleman from Allegheny rose in place and made a motion to send it back. This is exactly the same procedure right now, identically.

Mr. WALKER. Mr. President, that is correct. I am not raising the question of parliamentary procedure. I refuse to raise that question. I am not raising the question of parliamentary procedure, and I said very carefully that I am embarrassed because of what happened last week, and, therefore, I will not raise the question of parliamentary procedure. Is that clear?

Mr. HALUSKA. Fine.

Mr. BARR. Mr. President, I agree with Senator Walker. The bill is not properly before us.

The PRESIDING OFFICER. The only thing before the Senate is the matter of the roll call on the motion to recommit.

Mr. FREED. Mr. President, in re-reporting that bill out and having been handed to me, I wish to call attention to a few of the Democratic Members that they were coming in the door or were better than twenty minutes late in that particular meeting, and that it was definitely held up for those twenty minutes to see if more were

coming into that particular meeting, and it was definitely in order the way it was reported out.

And the question recurring,

Will the Senate agree to the motion?

Mr. DENT. Mr. President, I ask for a roll call.

(During the calling of the roll the following occurred:)

Mr. WALKER. Mr. President, I apologize for interrupting the roll call, but while the roll call is being called may I suggest that we have a tight and slow roll call. I would not want any Member of the Senate inadvertently put on this roll call who might not be on the floor at the time the roll is called.

The yeas and nays were required by Mr. DENT and were as follows, viz:

YEAS—13

Barr,	Holland,	McMenamin,	Silvert,
Byrne,	Lane,	Neff,	Stiefel,
Dent,	McGinnis,	Ruth,	Yosko,
Haluska,			

NAYS—24

Bliss,	Kephart,	Peelor,	Wagner,
Chapman,	Kessler,	Probert,	Walker,
Crowe,	Letzler,	Robinson,	Watkins,
Diehm,	Mahany,	Stevenson,	Wolfe,
Fleming,	McPherson, Jr.,	Taylor,	Wood,
Freed	Meade,	Wade,	Hare,
			Presiding Officer

So the question was determined in the negative.

The PRESIDING OFFICER. The bill will appear on the First Reading Calendar.

PERMISSION TO ADDRESS SENATE

Mr. BARR asked and obtained unanimous consent to address the Senate.

Mr. BARR. Mr. President, hearing the answer to Senator Dent by Senator Walker, he says the determination of the Majority side was that we would not recess. I gathered only one thing from that, that you do not want cooperation on our tax program from the Members of the Minority Party. Therefore, I think that anyone on this side should be excused from reporting to the Senate until the Republicans have a tax program, because they do not want our cooperation. The Majority Leader has said the determination of the problem is theirs, and they will see it through.

PERMISSION TO ADDRESS SENATE

Mr. WALKER asked and obtained unanimous consent to address the Senate.

Mr. WALKER. Mr. President, if my distinguished colleague from Allegheny will have the Official Reporter read back what I said, he will find that nowhere directly or indirectly did I say anything about not wanting the cooperation or not welcoming the cooperation of the Minority in the Senate.

Mr. BARR. Mr. President, will the gentleman from Allegheny, Senator Walker, yield for a moment? I desire to interrogate him.

The PRESIDING OFFICER. Will the gentleman from Allegheny, Mr. Walker, permit himself to be interrogated?

Mr. WALKER. I will, Mr. President.

Mr. BARR. Senator Walker, do you remember saying, "It is the determination of the Majority?"

Mr. WALKER. Mr. President, I again refer the gentle-

man, to what I said was the determination of the Majority. I would invite the gentleman to tell me where in the phraseology that he has just quoted is there any suggestion directly or indirectly that I have refused or do not seek or we, if I may use the Lindbergh plural, and I, therefore, ask the gentleman from Allegheny, when I say we have decided that there will be no recess, where in that remark is there a suggestion that we do not seek or we have intention of seeking or that we refuse to accept the cooperation of the Minority? I think, Mr. President, the gentleman's suggestion is father of the thought.

PERMISSION TO ADDRESS SENATE

Mr. LANE asked and obtained unanimous consent to address the Senate.

Mr. LANE. Mr. President, I listened to the statement by the Majority Leader and took it that they did not want the cooperation of the Minority. Today in the Finance Committee meeting I think I made a statement that we of the Minority were willing to cooperate with the Majority in solving the budgetary problems of the Commonwealth. We made suggestions there whereby this should be a joint meeting between the House Ways and Means Committee and the Finance Committee of the Senate. We have signified that willingness on many occasions. The only thing that has disturbed me about this Session is the fact that the newspapers have not played up our willingness to cooperate with the Majority Party in this State. I say that we of the Minority have a responsibility. I think that we have a responsibility to the citizenry of this Commonwealth in solving these budgetary problems, and if the Majority Party will invite us to cooperate with them, we will sit down and do the job right.

PERMISSION TO ADDRESS SENATE

Mr. WALKER asked and obtained unanimous consent to address the Senate.

Mr. WALKER. Mr. President, I again would like to suggest to my distinguished colleagues that they take a look at the subject matter which was under discussion. Senator Dent was discussing a recess. I said very carefully that we on the Majority side determined at this time that there would be no recess.

Now, Mr. President, if by some quirk of the English language they can twist that into the determination that they are now expressing, that we are rejecting any cooperation or harmony, that they have gone far beyond the intent of the words. The subject matter under discussion with the Minority Leader was the question of a recess and I said very carefully we have decided there will be no recess. Nowhere in the discussion, nowhere in my remarks have I directly or indirectly mentioned the word "tax," and the implication placed upon it by the Senator from Washington or my distinguished friend and colleague from Pittsburgh is entirely their own interpretation. As to their disappointment over the promise given their position by the members of the press, I want to say, Mr. President, that is their hard luck, too.

PERMISSION TO ADDRESS SENATE

Mr. BARR asked and obtained unanimous consent to address the Senate.

Mr. BARR. Mr. President, if the gentleman from Allegheny would only remember that it is he and he alone that has had us in this mess for the last eight months.

SENATE MESSAGES

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, August 6, 1951.

Resolved, (if the House of Representatives concur), that when the Senate adjourns this week, it reconvene on Monday, August 13, 1951, at two o'clock P. M., Eastern Standard Time; and when the House of Representatives adjourns this week, it reconvene on Monday, August 13, 1951, at three thirty o'clock P. M., Eastern Standard Time.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1154

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1154, entitled:

An Act making an appropriation to provide funds for the Bushy Run Battlefield Park.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

BILL SIGNED

The President pro tempore (M. Harvey Taylor) announced that the Chief Clerk having reported that the following bill had passed both houses of the General Assembly and the same being correct, the title was publicly read as follows:

House Bill No. 1154, entitled:

An Act making an appropriation to provide funds for the Bushy Run Battlefield Park.

Whereupon,

The President pro tempore (M. Harvey Taylor) in the presence of the Senate signed the same.

ADJOURNMENT

Mr. WALKER. Mr. President, I move that the Senate do now adjourn until Monday, August 13, 1951, at 2:00 o'clock, p. m., Eastern Standard Time.

Mr. CROWE. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 4:45 o'clock, p. m., Eastern Standard Time, until Monday, August 13, 1951, at 2:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, August 7, 1951

The House met at 10:00 a. m. EST.

The SPEAKER (Herbert P. Sorg) in the Chair.

PRAYER

The Chaplain, Reverend William Hugh Fryer, offered the following prayer:

O Lord God Almighty, guide, we pray Thee, all those to whom Thou hast committed the government of this State, and grant to them Thy gifts of wisdom and understanding, of counsel and strength, that upholding what is right and following what is true, they may obey Thy holy will and fulfill Thy divine purpose, though Jesus Christ our Lord. Amen.

JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of Monday, August 6, 1951? If not, and without objection, the Journal is approved.

BILLS INTRODUCED AND REFERRED

By Mr. HEWITT. HOUSE BILL No. 1635.

An Act declaring and adopting the song "Pennsylvania," by Gertrude Martin Rohrer as the State song.

Referred to the Committee on State Government.

By Mr. VARNER. HOUSE BILL No. 1636.

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto a new section authorizing the creation of an additional debt by the Commonwealth for the payment of compensation to certain veterans.

Referred to the Committee on Judiciary.

By Mr. JOHNSON. HOUSE BILL No. 1637.

An Act to further amend section two, three and four of the act, approved the eleventh day of June, one thousand nine hundred thirty-five (P. L. 326), entitled "An act relating to counties of the first class; defining deceased service persons; providing for contributions by the county to the funeral expenses for such persons and their widows; providing for the erection and care of markers, headstones, and flags, and for the compilation of war records," by removing limitation regulating contributions made by county commissioners towards funeral expenses of deceased service persons and their widows.

Referred to the Committee on Counties.

By Mr. RIGBY. HOUSE BILL No. 1638.

An Act to further amend section thirteen of the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 955), entitled, as amended "An act to promote public health, safety, morals, and welfare by declaring the necessity of creating public bodies, corporate and politic, to be known as housing authorities to engage in clum clearance, and to undertake projects, to provide dwelling accommodations for persons of low income; providing for the organization of such housing authorities; defining their powers and duties; providing for the exercise of such powers, including the acquisition of property by purchase, gift or eminent domain, the renting and selling of property, and including borrowing money, issuing bonds, and other obligations, and giving security therefor; prescribing the

remedies of obligees of housing authorities; authorizing housing authorities to enter into agreements, including agreements with the United States, and Commonwealth, and political subdivisions, and municipalities thereof; defining the application of zoning, sanitary, and building laws and regulations to projects built or maintained by such housing authorities; exempting the property and securities of such housing authorities from taxation; and imposing duties and conferring powers upon the State Planning Board, and certain other State officers and departments," by providing that rentals to persons dependent upon veterans' benefits or public assistance or similar income payments from government agencies shall not be more than that charged to other families of comparable size and income.

Referred to the Committee on Welfare.

By Mrs. MARKLEY and Mr. VANSANT.

HOUSE BILL No. 1639.

An Act defining and providing for the licensing and regulation of private driver education or training schools; conferring powers and imposing duties on the Department of Public Instruction; and imposing penalties.

Referred to the Committee on Education.

By Mr. BOWER.

HOUSE BILL No. 1640.

An Act to amend subsection (b) of Section 1403 of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 133), entitled, "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by further providing for the composition of the return board.

Referred to the Committee on Elections and Apportionment.

By Messrs. MAZZA and POLEN.

HOUSE BILL No. 1642.

An Act to add Section 599-A to Article V, subdivision (j) of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by authorizing the appointment of special school police and defining their powers and duties.

Referred to the Committee on Townships.

By Mr. JOHNSON.

HOUSE BILL No. 1642.

An Act to further amend Section 422, 423 and 424 of the act approved the second day of May, one thousand nine hundred twenty-nine (I L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by removing limitation regulating contributions made by county commissioners towards funeral expenses of deceased service persons and their widows.

Referred to the Committee on Counties.

By Mr. JOHNSON.

HOUSE BILL No. 1643.

An Act fixing the fees and mileage of the coroner in counties of the sixth class.

Referred to the Committee on Counties.

By Messrs. MAZZA, TOMPKINS, ZIEGLER,
SCHMIDT, SARRAF and PAUL F. JONES.

HOUSE BILL No. 1644.

An Act declaring the Communist Party illegal; making membership in the Communist Party or any organization furthering the revolutionary conspiracy by force and violence a felony and providing penalties.

Referred to the Committee on Judiciary.

By Messrs. WOOD and ROYER.

HOUSE BILL No. 1645.

An Act transferring money from the World War II Veterans' Compensation Fund to the World War II Veterans' Compensation Sinking Fund for the purpose of meeting interest and sinking fund requirements on World War II Veterans' Compensation Bonds.

Referred to the Committee on Appropriations.

By Mr. LEISEY

HOUSE BILL No. 1646.

An Act to add subsection (4) to section 2 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirteen (P. L. 965), entitled "An act defining commodities; regulating the sale thereof; and providing penalties for violation hereof," by providing for the transportation, sale, and delivery of manure.

Referred to the Committee on State Government.

By Messrs. TOMPKINS and ZIEGLER.

HOUSE BILL No. 1647.

An Act to add section three hundred twenty-seven to the act approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by making it a crime to picket or parade in or near any building housing a court of the Commonwealth of Pennsylvania, with the intent of influencing any judge, juror, witness or court officer in the discharge of his duty; and prescribing penalties.

Referred to the Committee on Judiciary.

By Mr. SMITH.

HOUSE BILL No. 1648.

An Act to further amend the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county board of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by further regulating the date of the primary election.

Referred to the Committee on Elections and Apportionment.

By Mr. HARRY W. PRICE, Jr. HOUSE BILL No. 1649.

An Act to further amend section 220 of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448) entitled "An act relating to fish; and amending, revising, consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by authorizing the granting of free licenses to residents who are totally blind.

Referred to the Committee on Fisheries.

By Mr. McMILLEN.

HOUSE BILL No. 1650.

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the power and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor; and certain other executive and administrative officers; providing deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by creating the Pennsylvania Aeronautics Commission as an independent administrative commission; defining its powers and duties and providing for the membership thereof; transferring certain property and employees of the commission and moneys heretofore appropriated to the commission as a departmental administrative commission to the Pennsylvania Aeronautics Commission as an independent administrative commission.

Referred to the Committee on State Government.

By Mr. McMILLEN.

HOUSE BILL No. 1651.

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," by creating the Vocational Technical Institute Board of Pennsylvania as an administrative board of the Department of Public Instruction and defining its powers and duties.

Referred to the Committee on State Government.

By Messrs. HAUDENSHIELD and EWING.

HOUSE BILL No. 1652.

An Act to further amend Section 13 of the act approved the seventh day of June, one thousand nine hundred one (P. L. 493), entitled as amended "An act providing for the examination, licensure and registration of persons, firms or corporations engaged or engaging in the business or work of plumbing or house drainage, and prescribing certain rules, regulations and requirements for the construction of plumbing, house drainage and cesspools, in cities of the second class, second class A and third class and by permitting the use of certain concrete pipe as sewer pipe under certain conditions.

Referred to the Committee on Public Health and Sanitation.

By Mr. FILO.

HOUSE BILL 1653.

An Act authorizing inmates of State institutions to donate, after death, the corneas of their eyes to blind persons; and imposing duties on authorities in charge of State institutions,

Referred to the Committee on Welfare.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 384.

An Act to further amend subsection (c) of Section 401 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for special permits for certain vehicles of nonresidents.

Referred to the Committee on Motor Vehicles.

SENATE BILL No. 399.

An Act to amend Section 11.1 of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the use and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending the time for the retention of membership in the State Employees' Retirement association by any contributor who ceases to a State employee and a member of the Public School Employees' Retirement Association.

Referred to the Committee on State Government.

SENATE BILL No. 400.

An Act to amend Section 12.1 of the act approved the eighteenth day of June one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a

retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending the time for the retention of membership in the Public School Employees' Retirement Association by an contributor who ceases to be public school employe and becomes a State employe and a member of the State Employees' retirement Association.

Referred to the Committee on State Government.

SENATE BILL No. 647.

An Act to further amend Section 429 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for an reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of the State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executives and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by increasing the salaries of the members of the Pennsylvania Securities Commission.

Referred to the Committee on State Government.

SENATE BILL No. 675.

An Act to further amend the act approved the sixth day of May one thousand eight hundred seventy-four (P. L. 125) entitled "An act regulating State tax on certain county offices" by increasing the maximum amount of fees that certain county officers may retain before being required to pay over half the excess to the county treasurer.

Referred to the Committee on Counties.

SENATE BILL No. 676.

An Act to amend the act approved the twenty-eighth day of June one thousand nine hundred forty-seven (P. L. 1144) entitled "An act relating to the annual salaries of certain county officers of counties of the second class" by increasing the salaries of certain county officers.

Referred to the Committee on Cities and County—Second Class.

SENATE BILL No. 677.

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 973) entitled "An act relating to the annual salaries of certain county officers of counties of the third class" by increasing the salaries of certain county officers.

Referred to the Committee on Counties.

SENATE BILL No. 678.

An Act to further amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 947) entitled "An act relating to the annual salaries of certain county officers of counties of the fourth class" by increasing the salaries of certain county officers.

Referred to the Committee on Counties.

SENATE BILL No. 679.

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 972) entitled "An act relating to the annual salaries of certain county officers of counties of the fifth class" by increasing the salaries of certain county officers.

Referred to the Committee on Counties.

SENATE BILL No. 680.

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 928) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the sixth class" by increasing the salaries of certain county officers.

Referred to the Committee on Counties.

SENATE BILL No. 681.

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 971) entitled "An Act relating to the annual salaries and compensation of certain county officers of counties of the eighth class" by increasing the salaries of certain county officers.

Referred to the Committee on Counties.

SENATE BILL No. 682.

An Act to amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 938) entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the seventh class" by increasing the salaries of certain county officers.

Referred to the Committee on Counties.

SENATE BILL No. 688.

An Act to further amend Section 303 of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2017) entitled "An act creating in each county (except of the first class) as a separate corporation and in each city of the first and second class as a part of the city government an institution district for the care and maintenance of certain indigent persons and children prescribing the powers and duties of county commissioners county treasurers city departments of public welfare the State Department of Welfare and the State Department of Public Assistance in respect thereto abolishing certain poor districts and terminating the terms of directors overseers guardians and managers of the poor and poor district auditors and providing for the temporary employment of certain of them providing for the transfer vesting sale and disposition of the property of poor districts and the payment of their obligations imposing certain existing obligations on institution districts and on the Commonwealth regulating the affairs of poor districts until abolished revising amending changing and consolidating the law relating to the care of the poor and repealing existing laws" by directing that an allowance be paid to certain county controllers for the expenses pertaining to the institution district for a temporary period.

Referred to the Committee on Counties.

SENATE BILL No. 701.

An Act to amend paragraph five of section one of the act approved the twenty-third day of May one thousand nine hundred forty-nine (P. L. 1669) entitled as amended "An act to provide revenue for school districts of the first class by imposing a tax on persons engaging in certain businesses professions occupations trades vocations and commercial activities therein providing for its levy and collection and imposing powers and duties on the Board of Public Education receiver of school taxes and school treasurer in such districts and prescribing penalties" by further defining "receipts."

Referred to the Committee on Education.

SENATE BILL No. 723.

An Act to amend section 3 of the act approved the fifteenth day of June one thousand nine hundred thirty-nine (P. L. 359) entitled "An act relating to recognizances and official bonds of present and future sheriffs and coroners and to their sureties thereon imposing the expense of corporate suretyships on such obligations upon the several counties and various duties upon the courts of common pleas and county officers thereof authorizing the substitution of approved surety companies for individual or corporate sureties upon such obligations and the release of any surety upon any such recognizance by such court upon certain conditions dispensing with sureties on such recognizances but providing for the acknowledgment recording and indexing of same as liens on certain real estate regulating such liens and releases therefrom providing for refunds to sheriffs and coroners of certain premiums paid to sureties on their official bonds and recognizances and repealing inconsistent laws except as to existing claims or pending suits thereunder subject to certain limitations" by fixing the time the lien of such recognizances shall run including those heretofore executed.

Referred to the Committee on Counties.

SENATE BILL No. 746.

An Act requiring water companies supplying water to cities boroughs towns and townships to fluoridate the same under certain conditions.

Referred to the Committee on Public Health and Sanitation.

SENATE BILL No. 765.

An Act to further amend the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating special funds in the custody of the State Treasurer and prescribing penalties" by changing the definition of wages as to the rights and obligations of employers and employees where a successor-in-interest has acquired assets of a predecessor.

Referred to the Committee on Workmen's Compensation.

SENATE BILL No. 788.

An Act to further amend the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 364) entitled "An act relating to business corporations

defining and providing for the organization merger consolidation reorganization winding up and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and shareholders prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the second class within the provisions of this act prescribing the terms and conditions upon which foreign business corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas and certain State departments commissions and officers authorizing certain State departments boards commissions or officers to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" by requiring the establishment of a permanent lot care fund with corporate trustee of a certain amount by cemetery and burial corporations hereafter organized prior to the sale of burial lots and requiring a fixed percentage of the sale price of burial lots to be added to such fund.

Referred to the Committee on Judiciary.

SENATE BILL No. 793.

An Act to validate and quiet the title to real estate in this Commonwealth held by a foreign corporation not authorized to transact business in Pennsylvania and heretofore conveyed to a citizen or citizens of the United States or corporation authorized to hold such real estate.

Referred to the Committee on Judiciary.

SENATE BILL No. 796.

An Act prohibiting the occupation of living quarters over or the depositing of foreign substances in any body of water which is the source of water used for human consumption prescribing penalties and authorizing the courts of common pleas to enjoin violations.

Referred to the Committee on Public Health and Sanitation.

SENATE BILL No. 798.

An Act to further amend the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and continuing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending the time within which State mental hospital employees may become members and within which State employees may become "original members" and permitting additional persons to change from the one one-hundred-sixtieth (1-160) to the one one-hundredth (1-100) class and providing for obtaining full benefits by contributors heretofore or hereafter making such change.

Referred to the Committee on State Government.

SENATE BILL No. 799.

An Act to further amend Section 14 of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from funds from contributions by the Commonwealth and contributing employees defining the

uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by further providing for minimum retirement allowances.

Referred to the Committee on Education.

SENATE BILL No. 800.

An Act to further amend the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by providing for minimum retirement allowances in certain cases and appropriations for payment of the costs thereof.

Referred to the Committee on State Government.

SENATE BILL No. 801.

An Act to further amend the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by permitting employees to make up back payments to the retirement system from the time they enter school service and securing to such employees the full benefits of the retirement system from the time they entered school service.

Referred to the Committee on Education.

SENATE BILL No. 808.

An Act to further amend Section 1201 of the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by further providing for the sale of borough property.

Referred to the Committee on Boroughs.

SENATE BILL No. 809.

An Act to further amend the act approved the twenty-fifth day of June one thousand nine hundred forty-seven (P. L. 1145) entitled "An act empowering cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes and permitting penalties to be imposed and

enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court" by further limiting the maximum rate of certain taxes levied by certain political subdivisions.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 810.

An Act to further amend the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" by authorizing townships of the second class to levy assess and collect certain additional taxes subject to maximum limitations for general revenue purposes.

Referred to the Committee on Townships.

SENATE MESSAGE

AMENDED HOUSE BILLS RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1102.

An Act to provide for liens for the cost of hospital care and treatment of persons wilfully or negligently injured, the liens to exist on rights of action and on counterclaims and on verdicts and judgments recovered as the result of such injuries and on moneys paid in settlement of such actions and counterclaims; and providing rights of action to recover such liens if not paid.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend the bill, Section 1, Page 3, line 10, by inserting after the word "record" the words "and to any insurance carrier which has insured him against such liability."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. JOHNSON. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGES

AMENDED HOUSE BILLS RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1154.

An Act making an appropriation to provide funds for the Bushy Run Battlefield Park.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1, by striking out after the word "of" the words and figures "twenty-five thousand dollars (\$25,000)" and inserting in lieu thereof the words and figures "four thousand dollars (\$4000)".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSON. I request that the House concur in the amendments inserted by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraff,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Beaer,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchia,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toil,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dairymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewics,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBols,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1288.

An Act to further amend clause fifth of subsection (a) of Section 3 of the act approved the thirteenth day of May one thousand nine hundred nine (P. L. 520) entitled "An act relating to food defining food providing for the protection of the public health and the prevention of fraud and deception by prohibiting the manufacture or sale the offering for sale or exposing for sale or the having in possession with intent to sell of adulterated misbranded or deleterious foods prescribing certain duties of the Dairy and Food Commissioner in reference thereto and providing penalties for the violation thereof" by changing the amount of sulphur dioxide which may be used in the preparation of certain foods

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend the bill, Section 3, Page , Line 15, by inserting after the word "twenty" the word "five" and by striking out after the word "hundred" the figures and brackets "(2000)" and inserting in lieu thereof the figures and brackets "(2500)."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. JOHNSON. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 757.

An Act to add Article XVI-A to the act approved the seventh day of March one thousand nine hundred one (P. L. 20) entitled "An act for the government of cities of the second class" by providing for the establishment of a municipal traffic court in cities of the second class.

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading on said bill was reconsidered in the House and the bill amended, in which amendments the Senate has non-concurred.

Mr. JOHNSON. Mr. Speaker, I move that the House insist upon its amendments non-concurred in by the Senate to House Bill No. 757.

The motion was agreed to.

Ordered, that the Clerk inform the Senate accordingly.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, August 3, 1951.
To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 55, Printer's No. 612, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

JOHN S. FINE.

COMMUNICATION AND BILL LAID ON TABLE

Mr. JOHNSON. Mr. Speaker, I move that the communication from the Governor together with the bill be laid on the table.

The motion was agreed to.

BILL INTRODUCED AND REFERRED

By Messrs. ROYER and ANDREWS.

HOUSE BILL No. 1654.

An Act to provide for the expenses of the Joint State Government Commission of the General Assembly for the two fiscal years beginning June first one thousand nine hundred and fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and fifty-one.

Referred to the Committee on Appropriations.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, someone has said that politics and statesmanship involve the solution or procedure along the lines of the possible. And so when any group faces what seems to be an impossible situation there is a need for a different approach than the approach that seems to be barred by factors that cannot be removed.

I have asked the Legislative Reference Bureau to prepare a bill amending the Administrative Code to provide that the General Assembly can suggest to the Governor the preparation of an annual budget. If the Governor approves, the General Assembly can then proceed to frame an annual budget.

The measure also provides that the Governor can suggest to the General Assembly the preparation of an annual budget, and if the General Assembly approves, he can then proceed to frame an annual budget.

It would seem to me that this is the common sense approach to the problems that have arisen. We all know the extent to which the present situation has become befogged by misunderstandings, personalities, factionalism, possible stubbornness and at least a trace here and there of sheer stupidity.

An annual session next year for the purpose of dealing with fiscal problems and other matters that arise will certainly be no more expensive than the prolonging of the present session or the convening of a special session after this General Assembly has adjourned sine die; the convening of a special session for the purpose of proceeding exactly from the point where we laid down the job when we adjourned sine die.

Republican Senators have framed what they termed an alternative tax program, a possible substitute for the income tax proposal which is the cause of the present dead-lock. I am quite convinced that if the features of the program which the Republican Senators have framed were submitted to this House under majority party sponsorship, that at least some of the provisions in that program would be acceptable to at least a considerable number of the minority Members of this chamber.

The Minority, with open minds concerning the features of a substitute alternative tax program, will not be a party,—we want the people of this Commonwealth to understand, that we will not be a party to the sabotaging of essential activities of this Commonwealth on behalf of the schools, public health and other equally important matters purely as a result of an internecine political quarrel. We most emphatically resent any imputation that we vote for appropriations and refuse to accept a reasonable responsibility in providing the money that we vote.

We concede, and we have continually conceded on this side of the House that the estimates in the Governor's budget did not accurately reflect the needs of the Commonwealth. It has been my position that there was a need for more money than the Governor in his budget said he needed, and we are ready and willing to consider the proposals of a tax program designed to finance the needs which we admit exist.

We have taken the position that as far as our votes can stop it, we will not permit the Executive to thrust down the legislative throat of this chamber, or of the other chamber, a particular tax program, and we take that position particularly in view of the fact that while the Executive apparently as far as the majority membership in this House is concerned, takes the immovable position that it must be income tax or nothing, in public declarations, statements made in the press, the Executive has been represented as saying that he is willing to accept a tax program formulated by the General Assembly.

My proposal is, first, that the Administrative Code be amended to make it possible for the General Assembly to prepare an annual budget. That we then prepare an annual budget; that we finance the Commonwealth for the current fiscal year, and then that we meet at a proper time in the coming year for the purpose of financing the remaining year of the biennium.

That is logical, it is sensible, it gets us out of the present situation with some semblance of dignity, and it ends apparently a quarrel seated in the other chamber which it seems impossible for either party to resolve. They burned too many bridges to go back apparently, and so in view of the fact that politics is the art of the possible, it is a part of wisdom to proceed along the lines that it is possible. So for that reason we will offer these measures amending the Administrative Code when the House convenes next Monday.

PERMISSION TO ADDRESS HOUSE

Mr. SMITH asked and obtained unanimous consent to address the House.

Mr. Speaker, I think we on this side of the House can assure the gentleman that his proposal will be given every consideration. But I would like to remaind him that

we have no assurance yet that the situation is quite as desparate as he pictures it, that is, no official assurance.

I would also like to say that we in the House as the majority party have accepted the challenge that there is a need for new money and that there has been a need for new money. I am glad to hear the gentleman say that he does too. I know that he has made that remark in the past. We have accepted the challenge and we have passed the tax program on the basis of that challenge. What the other body of the Legislature does is at this time still their business, although I hope they will accept the challenge and recognize what the gentleman now recognizes, that there is a need for new money and that someone has to pay the bill.

Mr. ANDREWS. Mr. Speaker, I simply desire to remind the Majority Leader that regarding the need for new money I am simply repeating now what I said months ago, and it is not a case of belated recognition of the Commonwealth's fiscal needs.

Long ago, months ago, as the record will show, we took the position on the floor of this House that the Governor's budget short-changed the schools, that the Governor's budget short-changed mental health, and that the Governor's budget short-changed many other essential activities. And I repeat that the record will show that that was our position.

Mr. SMITH. Mr. Speaker, for the gentleman's information, I did not wish to infer that he had never admitted that; he did. I wish to infer that while we in this House admitted it, it took a long while on the part of some individuals in the other body to admit it, and I think up to this date they do not even recognize the responsibility of that very thing.

BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1559, entitled:

An Act providing that chattel mortgage and conditional sale contracts filed in the prothonotary's office shall be surrendered upon satisfaction of record to the person causing such satisfaction.

And said bill having been read at length the first time. Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 248, entitled:

An Act to further amend subsection (a) of Section 722 of the act approved the first day of May one thousand nine thundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the poyers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of

vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by exempting motor vehicles of war amputees from the payment of title or registration fees.

The first section was read.

On the question,

Will the House agree to the section?

Mr. WELSH offered the following amendments:

Amend Section 1, (Sec. 722), Page 5, line 9, by inserting a bracket before the word "certificates."

Amend Section 1, (Sec. 722), Page 5, line 10, by striking out the bracket before the word "which."

Amend Section 1, (Sec. 722), Page 5, line 11, by inserting after the word "Administration" the following: "A certificate of title or registration of a specially equipped motor vehicle not exceeding one such vehicle at any one time owned and used by a war amputee."

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. WELSH offered the following amendment:

Amend Title, Page 2, next to last line of Title, by inserting after the word "exempting" "certain."

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1006, entitled:

An Act fixing the minimum salaries for tipstaves in the courts of record in counties of the fourth class.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1170, entitled:

An Act to further amend subsection (a) of Section 1201 of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the

Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by authorizing the bringing of informations for violations of the summary provisions of this act occurring on a highway dividing two municipalities before the nearest available magistrate in either one of said municipalities

The first section was read.

On the question,

Will the House agree to the section?

Mr. BOLTON offered the following amendments:

Amend Sec. 1 (Sec. 1201), page 4, line 9, by striking out the word "municipalities" and inserting in lieu thereof: "of said political subdivision."

Amend Sec. 1 (Sec. 1201), page 4, lines 10 and 11, by striking out the words "said municipalities" and inserting in lieu thereof: "them."

They were agreed to.

The section was agreed to as amended.

The second section was read and agreed to.

The title was read.

On the question,

Will the House agree to the title?

Mr. BOLTON offered the following amendments:

Amend Title, page 2, next to last line of title, by striking out the word "municipalities" and inserting in lieu thereof: "political subdivisions."

Amend Title, page 2, last line of title, by striking out the words "said municipalities" and inserting in lieu thereof: "them."

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1329, entitled:

An Act to further amend section 78 of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by changing the law as to who may attend the annual meetings of the state association of controllers

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. WOOD asked and obtained permission for the Committee on Appropriations to meet during the session of the House.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1556, entitled:

An Act to add section 5.1 to the act approved the first day of June one thousand nine hundred forty-five (P. L. 1340) entitled "An act relating to the financial responsibility of operators and owners of motor vehicles and to make uniform the law with reference thereto requiring owners and operators in certain cases to furnish proof of financial responsibility providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases regulating insurance policies which may be accepted as proof of financial responsibility imposing duties upon the Secretary of Revenue the State Treasurer and prothonotaries and prescribing penalties" by adding thereto reciprocity provisions.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1628, entitled:

An Act to amend the title and certain sections of and to add new sections to the act approved the thirtieth day of June one thousand nine hundred forty-seven (P. L. 1154) entitled "An act to prohibit the manufacture and sale of oleomargarine or butterine and other similar products when colored in imitation of yellow butter to provide for license fees to be paid by manufacturers wholesale and retail dealers and by proprietors of hotels restaurants dining-rooms and boarding-houses for the manufacture or sale of oleomargarine butterine or other similar products not colored in imitation of yellow butter to regulate the manufacture sale and advertising of oleomargarine butterine or other similar products not colored in imitation of yellow butter and prevent and punish fraud and deception in such manufacture sale and advertising as an imitation butter to prescribe penalties and punishment for violation of this act and the means and method of procedure for its enforcement to regulate certain matters of evidence in such procedure and to prescribe certain powers and duties of the Department of Agriculture" by permitting the manufacture and except in certain cases the sale of colored oleomargarine butterine and similar products

The first section was read.

On the question,

Will the House agree to the section?

Mr. GOODLING offered the following amendments:

Amend Sec. 1 (Title), page 3, line 14, by inserting after the word "session" the following: "use."

Amend Sec. 1 (Title), page 3½ line 15, by inserting after the word "sale" the following: "possession."

Amend Sec. 1 (Title), page 3, line 16, by inserting a bracket before the word "when" and after the word "butter."

Amend Sec. 1, (Title), page 4, line 5, by inserting after the word "sale" the following: "use."

They were agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the House agree to the section?

Mr. GOODLING offered the following amendments:

Amend Sec. 2, page 4, line 11, by striking out the figures "2, 3, and 4" and inserting in lieu thereof "1, 2, 3, and 4."

Amend Bill, page 4, by inserting between lines 12 and 13 the following:

Section 1. Definitions.

The following words and terms as used in this act shall be construed as follows:

"Department" means the Department of Agriculture

of the Commonwealth of Pennsylvania, its agents, employees, attorneys and representatives;

"Secretary" means the Secretary of the Department of Agriculture of the Commonwealth of Pennsylvania;

"Wholesale dealer" means all persons, firms and corporations who shall sell to dealers, and persons, who shall buy to sell again, and all persons, firms and corporations, who make sales in quantities of ten pounds and over at any time;

"Retail dealer" means all persons, firms and corporations, who shall sell in quantities of less than ten pounds;

"Hotel, Restaurant, Dining Room or Boarding House" shall mean any public restaurant lunch room public institution or other place where food is served to the public inmates or employees for a consideration whether such consideration be in the form of cash service or otherwise;

"Serve or use" shall not only include the serving of oleomargarine or butterine but shall include its use in the preparation of food in eating places as herein defined;

"Premises" shall mean and include all buildings or structures used for the preparation, storage or serving of food;

Section headings shall not be construed to affect in any manner the scope or meaning of any section of this act.

The singular shall be construed to include the plural. The masculine shall be construed to include the feminine and the neuter, and conversely the neuter shall be construed to include the masculine and the feminine.

They were agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the House agree to the section?

Mr. GOODLING offered the following amendment:

Amend Section 3, (Sec. 4.1), page 8, line 14, by striking out the words "in a form ready for serving."

It was agreed to.

The section was agreed to as amended.

The fourth section was read.

On the question,

Will the House agree to the section?

Mr. GOODLING offered the following amendments:

Amend Sec. 4, page 9, line 10, by striking out "6 and 7" and inserting in lieu thereof: "6, 7 and 8."

Amend Sec. 4, (Sec. 7), page 10, line 14, by inserting a bracket before the word "Recovery."

Amend Sec. 4, (Sec. 7), page 10, line 15, by inserting a bracket after the word "Fines."

Amend Sec. 4, (Sec. 7), page 10, line 19, by inserting a bracket before the word "with" and after the word "sell" and striking out immediately thereafter "or serve to customers."

Amend Sec. 4, (Sec. 7), page 11, line 4, by inserting a bracket before the word "shall."

Amend Sec. 4, (Sec. 7), page 11, line 13, by inserting a bracket after the word "Treasury" and inserting immediately thereafter the following: "or any rule, regulation or order made pursuant to this act, shall, for the first or second offense, upon conviction thereof in a summary proceeding, be sentenced to pay a fine of not less than sixty dollars nor more than one hundred dollars and costs of prosecution, and, in default of payment of such fine and costs, shall be sentenced to undergo imprisonment in the county jail for not more than thirty days, and for a third or subsequent offense, shall be guilty of a misdemeanor, and shall, upon conviction thereof be sentenced to pay a fine of not less than five hundred dollars nor more than one thousand dollars, or to undergo imprisonment not exceeding one year, or both, in the discretion of the court."

Section 8 [Violation of Act Penalty.

In addition to the above penalty, every person firm or corporation and every officer, agent, servant or employee of such person, firm or corporation, who violates any of

the provisions of this act, shall also be guilty of a misdemeanor, and upon conviction thereof shall be punished for the first offense by a fine or not less than one hundred dollars nor more than five hundred dollars, or by imprisonment in the county jail for not more than three months, or both, at the discretion of the court, and upon conviction of any subsequent offense shall be punished by a fine of not less than five hundred dollars nor more than one thousand dollars, and by imprisonment in the county jail for not less than six months nor more than twelve months.] Proceedings by Attorney General Based on Violation of Act. The Attorney General, at the request of the Department of Agriculture, may, in the name of the Commonwealth, institute proceedings in equity in the Court of Common Pleas of Dauphin County for the purpose of enjoining any person, violating any of the provisions of this act, from selling oleomargarine, butterine or any similar substance in this Commonwealth, and for such purpose, jurisdiction is hereby conferred upon such court. In such cases the Attorney General shall not be required to give bond."

They were agreed to.

The section was agreed to as amended.

The fifth section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

PERMISSION TO ADDRESS HOUSE

Mr. GOODLING asked and obtained unanimous consent to address the House.

Mr. Speaker, the membership of this House received a circular letter in their mail boxes today or yesterday with a copy of a certain telegram enclosed. As a member of the organization sending the communication, I want the record to show quite clearly that I resent some of the implications contained in that letter.

In the second paragraph of this letter the word "malodorous" is used. As far as I know there is nothing ill-smelling about this particular bill that we have just passed on second reading.

In the same sentence a little later on, the words "sinister implications" are used. Now Mr. Webster says that sinister means: wrong, dishonest and corrupt. I would like the record to show that so far as I know, as one of the sponsors of this bill, there is nothing wrong about it, there is nothing sinister about it, there is nothing dishonest about it, there is nothing corrupt about it.

Further on in the letter the writer says: "Industry has been given absolute assurance that the Pennsylvania House of Representatives would vote to repeal the ban on colored oleo." Now if there is anyone on Capitol Hill that is authorized to make a statement like that which concerns the membership of this House, I would not know who he would be. Certainly there is not anyone authorized to make a statement of that nature.

In another paragraph of the letter he states he is certain that the legislators will not—and this is the part I want to pay strict attention to—"take orders from anyone acting for a mercenary group." As one of the sponsors of this bill, I want to say that it was prepared in good faith, there was absolutely no collusion; it was brought to the floor of this House because of a demand from the general public and not from any mercenary group.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, the gentleman from York should not be unduly exercised by anything the opponents of oleo legislation have to say. That is what they have said for thirty years. That is the kind of stuff they have been putting out to bamboozle the Republican majority in this House.

I am glad at long last that there is evidence of good works meet for repentance, that that the gentlemen on the other side have recognized how malicious, how deceptive the propaganda has been. I cannot express my feeling of, not exactly elation, that at long last there has been the courage to break through the ring that misrepresentation in times past had formed around the majority membership in this House.

BILL ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 481, entitled:

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-one (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by defining "antique motor vehicle" and authorizing the operation of such vehicles with limitations as to use of lighting equipment in certain cases.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILLS PASSED OVER

There being no objection,

Senate Bill No. 598, Printer's No. 497,

Senate Bill No. 615, Printer's No. 408,

Senate Bill No. 653, Printer's No. 407,

Senate Bill No. 654, Printer's No. 449,

Senate Bill No. 655, Printer's No. 378, and

Senate Bill No. 656, Printer's No. 405,

were passed over at the request of the SPEAKER.

COMMITTEE GRANTED PERMISSION TO MEET DURING SESSION

Mr. FILO. Mr. Speaker, for the information of the House there is a Highway Committee meeting upstairs at the present time. They would like to have some of the members of the Committee attend.

The SPEAKER. Does the Chair understand that the meeting referred to is a regularly scheduled meeting?

Mr. FILO. It is sir. It is on the board, Mr. Speaker.

The SPEAKER. Does the gentleman ask the unanimous consent of the House to hold a meeting during the session of the House?

Mr. FILO. Yes, Mr. Speaker, I so ask, sir.

The SPEAKER. The gentleman from Allegheny, Mr. Filo, on behalf of the Chairman of the Committee of Highways, the gentleman from Lancaster Mr. Royer, asks consent of the House to hold a meeting of the Committee of Highways immediately. The Chair hears no objections and consent is granted.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 703, entitled:

An Act authorizing the capture or destruction of birds in any city or borough in certain cases.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection,

Senate Bill No. 708, Printer's No. 338, was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 734, entitled:

An Act to amend sections one and two of the act, approved the twentieth day of May, one thousand nine hundred forty-nine (P. L. 1511), entitled "An act defining cold storage; requiring licenses to operate cold storage warehouses and locker plants; requiring records, reports, marking, wrapping, protecting, limiting time of storage, disposition, sale, return or transfer of foods in cold storage; conferring powers on the Department of Agriculture, including adoption of rules and regulations, special permits for storage of feeding stuffs for animal use, and providing penalties for violation of this act," by redefining the term "Cold Storage Warehouse" and reducing the license fee.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILL ON FINAL PASSAGE RECALLED FROM GOVERNOR

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 678, as follows:

An Act to further amend Section 1803 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain departments boards and commissions defining the powers and duties of the Governor and other executive and administra-

tive officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and others assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by authorizing the Department of Forests and Waters to grant certain rights of way to utility companies

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1803 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as amended by the act approved the sixteenth day of July one thousand nine hundred thirty-five (P. L. 1652) is hereby further amended by adding to Section 1803 subsection (h) to read as follows

Section 1803 Forests Powers The Department of Forests and Waters shall have the power

* * * * *

(h) To grant to public utility companies lawfully doing business in this Commonwealth the privilege to construct maintain and operate their lines over along and upon highways and roads which lie within or border on any State forests and to grant right of access by such companies to or through State forest lands in order to bring public utilities to camps and cottages in State forest lands and in other homes and farms adjacent to State forest lands

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Beal,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. E.	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Heim,	Miller, H. G.,	Spencer,
Bower,	Herach,	Miller, J. C.,	Stank,
Brelach,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintom,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tabl,
Cella,	Johnson,	Moran,	Taylor,

Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenen,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. P.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglass,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewica,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Krats,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Welsh,
Duffy,	Lafore,	Pitzer,	Weidner,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON FINAL PASSAGE

BILLS PASSED OVER

There being no objection

House Bill No. 1356, Printer's No. 844,

House Bill No. 1357, Printer's No. 838, and

Senate Bill No. 11, Printer's No. 495,

were passed over at the request of the SPEAKER.

Agreeably to order

The House proceeded to the consideration on final passage Senate Bill No. 54, entitled:

An Act to provide for an additional law judge of the court of common pleas in the seventh judicial district.

On the question,

Shall the bill pass finally?

RECONSIDERATION OF VOTE

Mr. KELLER. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. SPENCER. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Bucks, Mr. Keller, vote on the final passage of this bill?

Mr. KELLER. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Lackawanna, Mr. Spencer, vote on the final passage of this bill?

Mr. SPENCER. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

It was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. KELLER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Section 2, Page 3, line 7, by striking out the words "fifty-two" and inserting in lieu thereof "fifty-four".

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILL PASSED OVER

There being no objection

Senate Bill No. 636, Printer's No. 498, was passed over at the request of the SPEAKER.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. GOODLING asked and obtained permission for the Committee on Game and Forestry to meet during the session of the House.

BILLS ON THIRD READING

BILL PASSED OVER

There being no objection

House Bill No. 163, Printer's No. 829, was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 185, entitled:

An Act making an appropriation to the Department of Agriculture for the payment of the compensation and expenses of the Expert Tree Crop Advisor and other incidental expenses relative thereto

On the question,

Will the House agree to the bill on third reading?

Mr. ANDREWS. Mr. Speaker, I arise to ask someone to tell me what an "Expert Tree Crop Advisor" is; just what he does and who he is.

The SPEAKER. Is the gentleman from Perry, Mr. Toomey, in the Hall of the House?

Mr. HEWITT. Mr. Speaker, Mr. Toomey is in the Highway meeting upstairs.

The SPEAKER. The Chair is informed that the sponsor of the bill is now attending a meeting of the Committee of Highways.

Mr. ANDREWS. If there is no pressing immediate need before next Monday this bill should be passed today. I suggest that it go over until then.

The SPEAKER. If there are no objections this bill will be passed over temporarily.

Mr. ANDREWS. However, if there is no pressing immediate need before next Monday, this bill should be passed over today. If somebody is going to lack their breakfast because this bill does not get by, then we will have to open the gate and let it by.

BILL PASSED OVER

There being no objection,

House Bill No. 185, Printer's No. 836, was passed over at the request of Mr. ANDREWS.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 253, as follows:

An Act to further amend clause (2) of Section 12 of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by further providing for disability retirement allowances of persons able to engage in gainful occupations.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (2) of Section 12 of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as last amended by the act approved the twenty-fifth day of April one thousand nine hundred forty-nine (P. L. 743) is hereby further amended to read as follows

Disability Retirement

Section 12 Retirement upon disability shall be made and discontinued as follows

(2) Once each six months and at such other times as may be deemed necessary the retirement board shall require any disability annuitant to undergo medical examination by a physician or physicians designated by the retirement board said examination to be made at the place of residence of said beneficiary or other place mutually agreed upon. Should such physician or physicians thereupon report and certify to the retirement board that such disability beneficiary is no longer physically or mentally incapacitated for the performance of duty and should the retirement board concur in such report then the disability retirement allowance shall be discontinued or should such physician or physicians thereupon report and certify to the retirement board that such disability beneficiary is able to engage in a gainful occupation and should the retirement board concur in such report then the disability beneficiary's present salary or wages shall be ascertained and he shall continue to receive a disability retirement allowance but the sum of the disability retirement allowance and the disability beneficiary's present salary or

wages shall in no event exceed three hundred [dollars (\$300)] fifty dollars (\$350) per month

(a) Each three months it shall be the duty of any disability annuitant to furnish a written statement of all earnings from his business occupation or profession from whatever source derived and information showing whether or not he is able to engage in a gainful occupation and such other information as may be required by the retirement board. On failure neglect or refusal to furnish such information for the period of the preceding three months the retirement board may refuse to make further disability retirement allowance payments to the disability annuitant until he has furnished such information to the satisfaction of the retirement board and should such refusal continue for six months all his rights in or to the disability retirement allowance constituted by this act shall be forfeited

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Höcker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dairympile,	Kline,	Penglass,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
Duffy,	Kubacki,	Pichney,	Weidner,
Dunn,	Lafore,	Pitzer,	Welsh,
Erb,	Lederer,	Polaski,	Westcott,
Ewing,	Leisey,	Polen,	Westrick,
Fenrich,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenster,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fillip,	Leven,	Readinger,	White,
Filo,	Light,	Reagan,	Williams,
Firmstone,	Limper,	Reese,	Wilt,
Flack,	Loftus,	Reidenbach,	Wood,
Frost,	Lopresti,	Reilly, J. M.,	Yeakel,
Gaffney,	Lovett,	Rigby,	Yester,
Geer,	Lutty,	Riley, R. L.,	Ytzer,
Gibson,	Lyons,	Robertson,	Young,
Gleason,	Madden,	Rose,	Ziegler,
Good,	Madigan,	Rosen,	Sorg,
	Markley,	Rovansek,	Speaker

NAYS—1

DuBois,

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection,
House Bill No. 488, Printer's No. 476, and
House Bill No. 682, Printer's No. 801
were passed over at the request of the SPEAKER.

Agreeably to order,
The House proceeded to the third reading and consideration of House Bill No. 718 as follows:

An Act making a deficiency appropriation to aid certain school districts
The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of two hundred seventy thousand dollars (\$270,000) is hereby appropriated to the Department of Public Instruction for the payment of the deficiency in the appropriation for the purpose of aiding financially handicapped and distressed school districts in such sums and in such manner as the Superintendent of Public Instruction shall determine and for defraying the necessary cost for the administration thereof for the balance of the two fiscal years ending May thirty-first one thousand nine hundred and fifty-one and for the succeeding fiscal biennium until the thirtieth day of September one thousand nine hundred and fifty-one

Section 2 This act shall become effective immediately upon final enactment

On the question,
Will the House agree to the bill on third reading?
It was agreed to.

On the question,
Shall the bill pass finally?

Mr. LOVETT. Mr. Speaker, May I ask the sponsor to explain just what school districts they are talking about in this particular bill?

Mr. WOOD. Mr. Speaker, I understand about a hundred school districts in the state of Pennsylvania have applied for this aid. It totals about \$270,000. That is what the bill calls for.

Mr. LOVETT. May I further ask the gentleman in what way, or who is responsible or makes the decision in paying this money to these school districts?

Mr. WOOD. The Superintendent of Public Instruction has the final say.

Mr. LOVETT. May I ask if it is entirely in the hands of the Superintendent of Public Instruction?

Mr. WOOD. The Department of Public Instruction, yes. That is my understanding of it.

Mr. LOVETT. I thank the gentleman, Mr. Speaker.

Mr. Speaker, I noticed in reading over the bill that the Secretary of Public Instruction had the sole jurisdiction in the distribution of this money to distressed school districts. On what grounds and in what way I do not know. I think it is a good bit of power to put into the hands of one individual just to give money where he sees fit and refuse it in other places.

For that reason I do not think this legislation is good unless somebody will explain to me just what rhyme, or reason, or rule or regulation binds the Secretary of Public Instruction in handing out this money to these

distressed school districts, because I know in some instances they refused this money to school districts. Unless someone can explain just what happens in this particular bill I do not think it is good legislation.

On the question recurring,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Amarando,	Goodling,	Maxwell,	Rovansek,
Andrews,	Graybill,	Marza,	Royer,
Banker,	Greenwood,	McConnell,	Rubin,
Barkdoll,	Greer,	McCormack,	Sarra,
Baumunk,	Guarnieri,	McCullough,	Sax,
Beas,	Gutendorf,	McDermitt,	Scanlon,
Beaver,	Guthrie,	McGee,	Schmidt,
Beech,	Hagerty,	McInroy,	Schuster,
Berkstrosmer,	Hall,	McKinney,	Scott,
Blair,	Hamilton, R. K.,	McMillen,	Seyler,
Bloom,	Hamilton, W. H.,	McNally,	Shoemaker,
Boles,	Harney,	Metz,	Shotwell,
Boiton,	Haudensfield,	Mihm,	Smith,
Bomberger,	Headlee,	Mikula,	Snider,
Boorne,	Helm,	Miller, H. G.,	Sollenberger,
Bower,	Hersch,	Miller, J. C.,	Spencer,
Brelsach,	Hewitt,	Mills,	Stank,
Breth,	Hocker,	Mintzes,	Stimmel,
Brown,	Hoggard,	Monroe,	Stoner,
Bucchin,	Hunter,	Moore, C. E.,	Swartz,
Byrne,	Jenkins,	Moore, H. A.,	Swope,
Cella,	Johnson,	Moran,	Tahl,
Clapper,	Jones, G. E.,	Muldowney,	Taylor,
Clendenen,	Jones, J. M.,	Munley,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Murray,	Thompson, E. L.,
Conway,	Jones, T. E. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnes,
Dairymple,	Kline,	Penglass,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewics,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
Duffy,	Kubacki,	Pichney,	Weidner,
Dunn,	Lafore,	Pitzer,	Welsh,
Erb,	Lederer,	Polaski,	Wescott,
Ewing,	Lemey,	Polen,	Westrick,
Fenrich,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenster,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Filip,	Leven,	Readinger,	Williams,
Filo,	Light,	Reagan,	Wilt,
Firmstone,	Limper,	Reese,	Wood,
Flack,	Loftus,	Reidentach,	Yeakel,
Frost,	Lopresti,	Relly, J. M.,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetsner,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,		Speaker

NAYS—4

DuBois,	Lovett,	Toll,	White,
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NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1205, entitled:

An Act defining clinical laboratory, regulating the operation of the same requiring such laboratories to obtain permits and to be operated under the direct supervision

of a duly licensed physician qualified in pathology or clinical pathology or other qualified persons imposing certain duties upon the Department of Health and providing penalties.

Whereas the health and lives of the citizens of this Commonwealth are endangered by incompetent supervision of clinical laboratory tests and

Whereas a due regard for public health and preservation of human life demands that none put scientists competent and properly qualified by sufficient training in the fundamental sciences and experienced in their applications in the clinical laboratory shall be permitted to supervise the work of such laboratories

On the question,

Will the House agree to the bill on third reading?

Mr. ROSE. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Title, page 1, line 1 of title, by striking out "clinical" and inserting in lieu thereof: "analytical, biochemical and biological".

Amend Title, page 1, lines 3 and 4 of title, by striking out "a duly licensed" in line 3 and all of line 4.

Amend Bill, page 2, line 2 from top of page, by striking out "clinical" and inserting in lieu thereof: "analytical, biochemical and biological".

Amend Bill, page 2, line 9 from top of page, by striking out "clinical" and inserting in lieu thereof: "analytical, biochemical and biological".

Amend Sec. 1, page 2, line 2, by striking out "clinical" and inserting in lieu thereof: "analytical, biochemical and biological".

Amend Sec. 2, page 2, line 3, by striking out "clinical" and inserting in lieu thereof: "analytical, biochemical and biological".

Amend Sec. 2, page 2, line 6, by inserting after the word "serological" the following: "or".

Amend Sec. 2, page 2, line 6, by striking out "or other".

Amend Sec. 3, page 3, line 5, by striking out "clinical" and inserting in lieu thereof: "analytical, biochemical and biological".

Amend Sec. 3, page 3, lines 7 and 8, by striking out both of said lines.

Amend Sec. 3, page 3, line 9, by striking out the figure "(2)" and inserting in lieu thereof: "(1)".

Amend Sec. 3, page 3, line 15, by striking out the word "clinical".

Amend Sec. 3, page 3, line 17, by striking out the figure "(3)" and inserting in lieu thereof: "(2)".

Amend Sec. 3, page 4, line 3, by striking out the word "clinical".

Amend Sec. 3, page 4, line 5, by striking out the figure "(4)" and inserting in lieu thereof: "(3)".

Amend Sec. 3, page 4, line 10, by striking out the word "clinical".

Amend Sec. 3, page 4, line 11, by striking out the word "clinical".

Amend Sec. 3, page 4, line 12, by striking out the figure "(5)" and inserting in lieu thereof: "(4)".

Amend Sec. 3, page 4, line 13, by striking out the word "clinical" and inserting in lieu thereof: "analytical, biochemical and biological".

Amend Sec. 3, page 4, line 14, by striking out "clinical pathologic" and inserting in lieu thereof: "analytical, biochemical and biological".

Amend Sec. 4, page 4, line 19, by striking out the word "clinical" and inserting in lieu thereof: "analytical, biochemical and biological".

Amend Sec. 5, page 5, line 7, by striking out the word "clinical" and inserting in lieu thereof: "analytical, biochemical and biological".

Amend Sec. 5, page 5, lines 11 and 12, by striking out "physician or other qualified".

Amend Sec. 9, page 7, line 3, by striking out "qualified physician or other".

Amend Sec. 10, page 7, line 7, by striking out the word "or" and inserting in lieu thereof: "of".

Amend Sec. 13, page 9, lines 9 and 10, by striking out in lieu thereof: "licensed to practice in this Commonwealth "where the" in line 9 and all of line 10, and inserting in or to laboratories maintained and operated in hospitals".

Amend Sec. 14, page 9, line 12, by striking out the word "clinical" and inserting in lieu thereof: "analytical, biochemical and biological".

Amend the bill page 9, Section 13, line 10, by inserting after the word "Practice" the following words: "nor shall it apply to a laboratory maintained and operated by any industrial organization such laboratory be in charge of a duly licensed physician."

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1445 as follows:

An Act to add section three hundred twenty-eight to the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" by making it a crime to falsify a material fact or make fraudulent statements in any matter within the jurisdiction of any department board or commission of the Commonwealth and prescribing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" is hereby amend by adding immediately after section three hundred twenty-seven a new section to read as follows

Section 328 Falsification In Matters Within Jurisdiction Of State Agencies Whoever in any matter within the jurisdiction of any department board commission or agency of the Commonwealth of Pennsylvania knowingly and willfully falsifies conceals or covers up by any trick or devise a material fact or makes any false fictitious or fraudulent statements or representations or makes or uses any false writing or document knowing the same to contain any false fictitious or fraudulent statement or entry shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding three hundred dollars (\$300) or undergo imprisonment not exceeding one (1) year or both

Section 2 The provisions of this act shall become effective ten (10) days after its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Marwell,	Royer,
Andrews,	Graybill,	Mama,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McOullough,	Scanlon,
Beal,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,

Berkstresser,	Hall,	McKinney,	Soyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersach,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyte,	Kent,	Olsen,	Varner,
Dairymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Krats,	Pfaff,	Watkins,
DuBola,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. O.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reldenbach,	Wood,
Flack,	Lopresti,	Relly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1482, as follows:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire by gift suitable ground and buildings to be used by the Department of Welfare as a State training school for female juvenile delinquents

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Property and Supplies with the approval of the Governor is hereby authorized to acquire by gift in the name of the Commonwealth suitable ground together with any and all buildings thereon erected for use by the Department of Welfare in carrying out the provisions of the act approved the fifteenth day of May one thousand nine hundred forty-five (P. L. 574) entitled "An act authorizing a State training school for female juvenile delinquents creating a board of trustees to supervise and manage such institution making the admission and cost of care and maintenance of such juvenile delinquents"

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question.

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Marwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Soyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersach,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyte,	Kent,	Olsen,	Varner,
Dairymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Krats,	Pfaff,	Watkins,
DuBola,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. O.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reldenbach,	Wood,
Flack,	Lopresti,	Relly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection,

House Bill No. 1500, Printer's No. 804.

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1505, as follows:

An Act to amend the act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 510)

entitled "An act providing for the licensure and regulation of certain private nursing homes and private the Department of Welfare and providing penalties" hospitals conferring certain powers and duties upon by further providing for the licensure and regulation of such nursing homes and hospitals

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 510) entitled "An act providing for the licensure and regulation of certain private nursing homes and private hospitals conferring certain powers and duties upon the Department of Welfare and providing penalties" is hereby amended by adding after Section 5 thereof a new section to read as follows

Section 5.1 No person who because of inability to satisfy the character requirements deemed necessary by the department has been refused a license shall thereafter be in any way connected with any private nursing home private home for aged persons or any private hospital licensed pursuant to the provisions of this act

Section 2 Section 6 of said act is hereby amended to read as follows

Section 6 Wherever the Department of Welfare shall upon inspection investigate or sworn complaint learn of any violation of rules or regulations adopted by the department or any failure to establish provide or maintain standard and facilities required by the department it shall give written notice thereof to the offending licensee The department may revoke the license of said licensee if such violations do not cease or such standards and facilities are not established or brought in conformity with those prescribed by the department [three] two months after such written notice

And said bill having been read at length the third time, considered and agreed to.

On the question.

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando.	Goodling.	Maxwell.	Royer.
Andrews.	Graybill.	Mazza.	Rubin.
Banker.	Greenwood.	McConnell.	Sarraff.
Barkdoll.	Greer.	McCormack.	Sax.
Baumunk.	Guarnieri.	McCullough.	Scanlon.
Bear.	Gutendorf.	McDermitt.	Schmidt.
Beaver.	Guthrie.	McGee.	Schuster.
Beech.	Hagerty.	McInroy.	Scott.
Berkstresser.	Hall.	McKinney.	Seyler.
Blair.	Hamilton, R. K.	McMillen.	Shoemaker.
Bloom.	Hamilton, W. H.	McNally.	Shotwell.
Boles.	Harney.	Meitz.	Smith.
Bolton.	Haudenshield.	Mihm.	Snider.
Bomberger.	Headlee.	Mikula.	Sollenberger.
Boorse.	Helm.	Miller, H. G.	Spencer.
Bower.	Hersch.	Miller, J. C.	Stank.
Breisch.	Hewitt.	Mills.	Stimmel.
Breth.	Hocker.	Mintess.	Stoner.
Brown.	Hoggard.	Monroe.	Swartz.
Buccin.	Hunter.	Moore, C. E.	Swope.
Byrne.	Jenkins.	Moore, H. A.	Tahl.
Cella.	Johnson.	Moran.	Taylor.
Clapper.	Jones, G. E.	Muldowney.	Thompson, E. F.
Clendening.	Jones, J. M.	Munley.	Thompson, R. L.
Cochran.	Jones, P. F.	Murray.	Toll.
Conway.	Jones, T. H. W.	Musto.	Tompkins.
Cooper.	Jump.	Najaka.	Toomey.
Corr.	Kamyk.	Naugle.	VanSant.
Costa.	Keller.	Needham.	Varallo.
Coyle.	Kent.	Olsen.	Varnier.
Dalrymple.	Kline.	Penglase.	Verona.
Davis.	Kohl.	Pets.	Wachhaus.
Dennison.	Kolankiewicz.	Petrosky.	Wargo.
Dougherty.	Kornick.	Pettigrew.	Waterhouse.
Dowling.	Kratz.	Pfaff.	Watkins.
Duffy.	Kubacki.	Pichney.	Weldner.
Dunn.	Lafore.	Pitzer.	Welsh.
Erb.	Lederer.	Polaski.	Wescott.

Ewing.	Lelsey.	Polen.	Westrick.
Fenrich.	Leonard, L.	Price, H. W. Jr.	Whalley.
Ferster.	Leonard, W. C.	Price, R. A.	Wheeler.
Fillip.	Leven.	Readinger.	White.
Filo.	Light.	Reagan.	Williams.
Firmstone.	Limper.	Reese.	Wilt.
Flack.	Loftus.	Reidenbach.	Wood.
Frost.	Lopresti.	Reilly, J. M.	Yeakel.
Gaffney.	Lovett.	Rigby.	Yester.
Geer.	Lutty.	Riley, R. L.	Yetzer.
Gibson.	Lyons.	Robertson.	Young.
Gleason.	Madden.	Rose.	Ziegler.
Good.	Madigan.	Rosen.	Sorg.
	Markley.	Rovansek.	Speaker

NAYS—1

DuBois.

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1526, as follows:

An Act authorizing the Department of Property and Supplies to exchange certain lands located in Penn Township Snyder County Pennsylvania necessary for the better administration of the Selinsgrove State Colony for Epileptics

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Property and Supplies as agent for the Department of Welfare and the Board of Trustees of the Selinsgrove State Colony for Epileptics and subject to the approval of the Governor is hereby authorized to convey the following tract or parcel of land situate in Penn Township Snyder County Pennsylvania being a part of land now owned by the Commonwealth of Pennsylvania and more fully described as beginning at a stake at the southeast corner of the intersection of a public township road T443 and the State Highway Route 54042 thence south 88 degrees 53' west 330.7 feet to a stake thence 31 degrees 44' west 169.2 feet to a stake thence north 39 degrees 18' west 188.9 feet to a monument thence south 83 degrees 51' east 461.1 feet to a monument at the east right of way line of State Highway Route thence along the right of way of State Highway south 17 degrees 36' east 345.7 feet to the stake said point being the point of beginning containing an area of 2.2 acres more or less in exchange for a grant and conveyance of a tract or parcel of land situate in Penn Township Snyder County Pennsylvania being a parcel or tract now or formerly owned by the Salem Evangelical Lutheran and Reformed Church of Selinsgrove Pennsylvania and being more fully described as beginning at a monument which is on a line north 8 degrees 56' east and 33 feet distance from the monument marking the southeastern corner of present institution property thence south 83 degrees 51' east 175.3 feet to a point thence south 80 degrees 05' east 603.9 feet to a monument thence along the line of H D Moyer property south 80 degrees 19' west 817 feet to a stake thence north 8 degrees 56' east 263 feet to the monument said point being the point of beginning containing an area of 2.3 acres more or less said exchange being necessary for the better administration of the said Selinsgrove State Colony for Epileptics

Section 2 Before such exchange of conveyances is made the Department of Property and Supplies shall enter into a written agreement with the parties involved subject to the approval of the Governor

Section 3 The title of the tract to be acquired by the Commonwealth shall be approved by the Department of Justice

Section 4 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Blair,	Hagerty,	McInroy,	Scott,
Beech,	Hall,	McKinney,	Seyler,
Berkstresser,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsach,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBols,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polem,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Levan,	Readinger,	Williams,
Filip,	Light,	Reagan,	Wilt,
Filo,	Limper,	Reese,	Wood,
Firmstone,	Loftus,	Reidenbach,	Yeakel,
Flack,	Lopresti,	Reilly, J. M.,	Yester,
Frost,	Lovett,	Rigby,	Yetzer,
Gaffney,	Lutty,	Riley, R. L.,	Young,
Geer,	Lyons,	Robertson,	Ziegler,
Gibson,	Madden,	Rose,	Borg,
Gleason,	Madigan,	Rosen,	
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1531, as follows:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for essential repairs to buildings of the property at Ambridge Beaver County Pennsylvania known as "Old Economy"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of twenty-five thousand dollars (25,-

000) or as much thereof as may be necessary is hereby specifically appropriated to the Pennsylvania Historical and Museum Commission for essential repairs to buildings of the property at Ambridge Beaver County Pennsylvania known as "Old Economy" in order further to prepare the same for public use as a museum commemorating the life and times of the former owner The Harmony Society its notable past in the industrial development of western Pennsylvania and its world-wide fame as an experiment in community life

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Andrews,	Goodling,	Maxwell,	Royer,
Amarando,	Graybill,	Mazza,	Rubin,
Banker,	Greer,	McConnell,	Sarra,
Barkdoll,	Greenwood,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsach,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
Duffy,	Kubacki,	Pichney,	Weidner,
Dunb,	Lafore,	Pitzer,	Welsh,
Erb,	Lederer,	Polaski,	Wescott,
Ewing,	Lelsey,	Polem,	Westrick,
Fenrich,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Filip,	Levan,	Readinger,	Williams,
Filo,	Light,	Reagan,	Wilt,
Firmstone,	Limper,	Reese,	Wood,
Flack,	Loftus,	Reidenbach,	Yeakel,
Frost,	Lopresti,	Reilly, J. M.,	Yester,
Gaffney,	Lovett,	Rigby,	Yetzer,
Geer,	Lutty,	Riley, R. L.,	Young,
Gibson,	Lyons,	Robertson,	Ziegler,
Gleason,	Madden,	Rose,	Borg,
Good,	Madigan,	Rosen,	Speaker
DuBols,	Markley,	Rovansek,	

NAYS—1

White,

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1533, as follows:

An Act to further amend Section 28 of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 414) entitled "An act relating to vital statistics and to make uniform the law with reference thereto" by further providing for payment of the compensation of local registrars

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 28 of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 414) entitled "An act relating to vital statistics and to make uniform the law with reference thereto" as amended by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1193) is hereby further amended to read as follows

Section 28 Compensation of Local Registrars Each local registrar shall be paid the sum of [fifty] seventy-five cents for each complete birth death or stillbirth certificate returned by him to the department in accordance with the regulations of the department In case no birth death or stillbirth was registered during any calendar month the local registrar shall so report and be paid the sum of fifty cents for the report The department is authorized to change by regulation the amounts specified herein to be paid to local registrars and the department shall limit the aggregate amount of fee to be paid per annum to any local registrar either by setting an annual aggregate maximum of such fees or by graduating the fees according to the number of registrations The fees of the local registrars shall be paid by the Commonwealth from funds appropriated to the Department of Health

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—206

Amarando.	Goodling.	Maxwell.
Andrews.	Graybill.	Mazza.
Banker.	Greenwood.	McConnell.
Barkdoll.	Greer.	McCormack.
Baumunk.	Guarnieri.	McCullough.
Bear.	Gutendorf.	McDermitt.
Beaver.	Guthrie.	McGee.
Beech.	Hagerty.	McInroy.
Berkstreaser.	Hall.	McKinney.
Blair.	Hamilton, R. K.	McMillen.
Bloom.	Hamilton, W. H.	McNally.
Boles.	Harney.	Metz.
Bolton.	Haudenschild.	Mihm.
Bombberger.	Headlee.	Mikula.
Boorse.	Helm.	Miller, H. G.
Bower.	Hersch.	Miller, J. C.
Brelsach.	Hewitt.	Mills.
Breth.	Hocker.	Mintess.
Brown.	Hoggard.	Monroe.
Bucchin.	Hunter.	Moore, C. E.
Byrne.	Jenkins.	Moore, H. A.
Cells.	Johnson.	Moran.
Clapper.	Jones, G. E.	Muldowney.
Clendening.	Jones, J. M.	Munley.
Cochran.	Jones, P. F.	Murray.
Conway.	Jones, T. H. W.	Musto.
Cooper.	Jump.	Najaka.
Corr.	Kamyk.	Naugle.
Costa.	Keller.	Needham.
Coyle.	Kent.	Olsen.
Dalrymple.	Kline.	Penglase.
Davis.	Kohl.	Peta.
Dennison.	Kolankiewics.	Petroaky.
Dougherty.	Kornick.	Pettigrew.
Dowling.	Kratz.	Pfaff.
Duffy.	Kubacki.	Pichney.

Dunn.	Lafore.	Pitzer.	Welsh.
Erb.	Lederer.	Polaski.	Wescott.
Ewing.	Leisey.	Polen.	Westrick.
Fenrich.	Leonard, L.	Price, H. W. Jr.	Whalley.
Ferster.	Leonard, W. C.	Price, R. A.	Wheeler.
Filip.	Leven.	Readinger.	White.
Filo.	Light.	Reagan.	Williams.
Firmstone.	Limper.	Reese.	Wilt.
Flack.	Loftus.	Reidenbach.	Wood.
Frost.	Lopresti.	Reilly, J. M.	Yeakel.
Gaffney.	Lovett.	Rigby.	Yester.
Geer.	Lutty.	Riley, R. L.	Yetzer.
Gibson.	Lyons.	Robertson.	Young.
Gleason.	Madden.	Rose.	Ziegler.
Good.	Madigan.	Rosen.	Sorg.
	Markley.	Rovansek.	Speaker

NAYS—1

DuBois.

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 1550, Printer's No. 808 was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1552, as follows:

An Act to amend subsection (d) of section 4 and section 9.1 of the act approved the thirty-first day of March one thousand nine hundred forty-nine (P. L. 372) entitled "An act to promote the welfare of the people of the Commonwealth creating The General State Authority as a body corporate and politic with power to construct improve equip furnish and operate projects and to lease the same and to fix fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds for said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Property and Supplies to grant assign convey or lease to the Authority lands of the Commonwealth and interests therein and to acquire lands therefor granting the right of eminent domain empowering The General State Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act" by authorizing the leasing of wholly or partially completed projects of the General State Authority

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (d) of section 4 and section 9.1 of the act approved the thirty-first day of March one thousand nine hundred forty-nine (P. L. 372) entitled "An act to promote the welfare of the people of the Commonwealth creating The General State Authority as a body corporate and politic with power to construct improve equip furnish and operate projects and to lease the same and to fix fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds for said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Property and Supplies to grant assign convey or lease to the Authority lands of the Commonwealth and interests therein and to

acquire lands therefor granting the right of eminent domain empowering the General State Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act" are hereby amended to read as follows

Section 4 Purposes and Powers The Authority is created for the purpose of constructing improving equipping furnishing maintaining acquiring and operating sewers systems and sewage treatment works for State institutions of every kind and character (heretofore or hereafter constructed) public buildings for the use of the Commonwealth an official residence in the City of Harrisburg which shall thereafter be used as the official residence of the Governor of the Commonwealth State arsenals armories and military reserves State airports and landing fields State institutions of every kind and character (heretofore or hereafter constructed) additions and improvements to land grant colleges school buildings and the furnishings and equipment thereof for the use of the public schools State highways and bridges toll bridges tunnels and traffic circles on State highways swimming pools and lakes on State land low head dams improvements to river embankments desilting dams impounding basins (any and all the foregoing being herein called "projects") Provided however That the purpose and intent of this act being to benefit the people of the Commonwealth by among other things increasing their commerce and prosperity and not to unnecessarily burden or interfere with existing business by the establishment of competitive enterprises none of the powers granted hereby (other than for the construction improvement maintenance of bridges) shall be exercised in the construction improvement maintenance extension or operation of any project or projects which in whole or in part shall duplicate or compete with existing enterprises serving substantially the same purposes and the Authority is hereby granted and shall have and may exercise all powers necessary or convenient for the carrying out of the aforesaid purposes including but without limiting the generality of the foregoing the following rights and powers

(d) To acquire purchase hold and use any property real personal or mixed tangible or intangible or any interest therein necessary or desirable for carrying out the purposes of the Authority and (without limitation of the foregoing) to lease as lessee with the approval of the Governor any property real personal or mixed or any interest therein for a term not exceeding ninety-nine (99) years at a nominal rental or at such annual rental as may be determined and with the approval of the Governor to lease as lessor to the Commonwealth of Pennsylvania and any city county school district or other political subdivision or any agency department or public body of the Commonwealth or land grant college any project at any time constructed by the Authority whether wholly or partially completed and any property real personal or mixed tangible or intangible or any interest therein at any time acquired by the Authority whether wholly or partially completed and with the approval of the Governor to sell transfer and convey to the Commonwealth of Pennsylvania any project at any time constructed by the Authority and any property real personal or mixed tangible or intangible or any interest therein at any time acquired by the Authority

Section 9.1 Contracts to Lease and Leases by Department from Authority The department shall have power and authority with the approval of the Governor to enter into contracts with the Authority to lease as lessee from the Authority any or all of the projects undertaken by the Authority for a term with respect to each project [constructed] not exceeding thirty (30) years at such rental or rentals as may be determined by the Authority and upon the completion of the said projects or when said projects are used or occupied by the Commonwealth the department shall have power and authority with the

approval of the Governor to lease as lessee any or all of the projects [completed by the Authority] for a term with respect to each project leased not exceeding thirty (30) years at such rental or rentals as may be determined by the Authority The use and occupancy by the Commonwealth of any project prior to its completion shall not be construed as a release to the Authority or its designated contractor from its duty to complete said project

The department shall also have power and authority with the approval of the Governor to lease as lessee any equipment and furnishings from the Authority required for the use and occupancy of any project previously leased by the department where such prior lease did not include such equipment and furnishings

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Seanon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beck,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelach,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Pengilase,	Verona,
Davis,	Kohl,	Feta,	Wachhaus,
Dennison,	Kolankiewics,	Petroaky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBols,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Weacott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Forster,	Levan,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Luffy,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Borg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1554, as follows:

An Act to authorize the Secretary of Public Assistance of the Commonwealth of Pennsylvania to apply to the Secretary of Agriculture of the United States for the return of assets of the Former Pennsylvania Rural Rehabilitation Corporation to receive deposit and administer such assets for rural rehabilitation or other authorized purposes and to enter into agreements with the Secretary of Agriculture of the United States with respect to the future administration of said assets

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Secretary of Public Assistance of the Commonwealth of Pennsylvania is hereby designated as the official of the Commonwealth of Pennsylvania to make application to the Secretary of Agriculture of the United States or any other proper Federal official for the return of the trust assets either funds or property held by the United States as trustees in behalf of the former Pennsylvania Rural Rehabilitation Corporation

Section 2 The Secretary of Public Assistance of the Commonwealth of Pennsylvania is hereby authorized to receive and to deposit the funds and proceeds of the said assets in the Treasury of the Commonwealth earmarked for rural rehabilitation and to administer expend and use in the Commonwealth of Pennsylvania by payments made on the warrant of the Auditor General upon requisition of the Secretary of Agriculture all or any part of the said funds and proceeds so received and the income therefrom only for such of the rural rehabilitation purposes as were set forth in the charter of the former Pennsylvania Rural Rehabilitation Corporation or for carrying out the purposes of Titles I and II of the Bankhead-Jones Farm Tenant Act pursuant to the applicable provisions of Title IV thereof as now or hereafter amended as may from time to time be agreed upon by the Secretary of Public Assistance of the Commonwealth of Pennsylvania and the Secretary of Agriculture of the United States or any other proper Federal official pursuant to the Rural Rehabilitation Corporation Trust Liquidation Act (Public Law 499 81st Congress)

Section 3 The Secretary of Public Assistance of the Commonwealth of Pennsylvania is hereby authorized and empowered to (a) Collect compromise adjust or cancel claims and obligations arising out of or administered under this act or under any mortgage lease, contract or agreement entered or administered pursuant to this act and if in his judgment necessary and advisable pursue the same to final collection in any court having jurisdiction (b) bid for and purchase at any execution foreclosure or other sale or otherwise to acquire property upon which he has a lien by reason of a judgment or execution or which is pledged mortgaged conveyed or which otherwise secure any loan or other indebtedness owing to or acquired by him under this act and (c) accept title to any property so purchased or acquired to operate or lease such property for such period as may be deemed necessary to protect the investment therein and to sell or otherwise dispose of such property in a manner consistent with the provisions of this act

Section 4 The Secretary of Public Assistance of the Commonwealth of Pennsylvania is further authorized hereby in his discretion to enter into agreements with the Secretary of Agriculture of the United States upon such terms and conditions and for such periods of time as may be mutually agreeable authorizing the Secretary of Agriculture of the United States to accept administer expend and use in the Commonwealth of Pennsylvania all or any part of such trust assets either funds or proceeds and the income therefrom or any other funds of the Commonwealth of Pennsylvania which may be appro-

riated for such uses for carrying out the purposes of Titles I and II of the Bankhead-Jones Farm Tenant Act pursuant to the applicable provisions of Title IV thereof as now or hereafter amended and to do any and all things necessary to effectuate and carry out the purposes of said agreements

Section 5 The authority conferred upon the Secretary of Public Assistance of the Commonwealth of Pennsylvania by the provisions of section 3 of this act may be delegated to the Secretary of Agriculture of the United States with respect to any funds or assets authorized to be administered and used by the said Secretary of Agriculture of the United States under any agreements entered pursuant to section 4 of this act

Section 6 The United States and the Secretary of Agriculture thereof shall be held free from liability by virtue of the transfer of the assets to the Secretary of Public Assistance of the Commonwealth of Pennsylvania pursuant to this act

Section 7 All acts and parts of acts in conflict herewith are hereby repealed

Section 8 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarrat,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchia,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldoney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dairymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0
NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1557, entitled:

An Act to amend clause (h) of Section 9 of the act approved the twenty-fourth day of May one thousand nine hundred forty-five (P. L. 991) entitled "An act to promote elimination of blighted areas and supply sanitary housing in areas throughout the Commonwealth by declaring acquisition sound replanning and redevelopment of such areas to be for the promotion of health safety convenience and welfare creating public bodies corporate and politic to be known as Redevelopment Authorities authorizing them to engage in the elimination of blighted areas and to plan and contract with private corporate or governmental redevelopers for their redevelopment providing for the organization of such authorities defining and providing for the exercise of their powers and duties including the acquisition of property by purchase gift or eminent domain the leasing and selling of property including borrowing money issuing bonds and other obligations and giving security therefor restricting the interest of members and employes of authorities providing for notice and hearing supplying certain mandatory provisions to be inserted in contracts with redevelopers prescribing the remedies of obligees of redevelopment authorities conferring certain duties upon local planning commissions the governing bodies of cities and counties and on certain State officers boards and departments" by clarifying the provisions of said section with respect to the power of Redevelopment Authorities to acquire real property

On the question,

Will the House agree to the bill on third reading?

Mr. YOUNG. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Title, page 2, last line of Title, by striking out the word "Acquire" and inserting in lieu thereof "purchase."

Amend Sec. 1, (Sec. 9), page 4, line 16 by striking out the word "acquired" and inserting in lieu thereof "purchased."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

BILLS PASSED OVER

There being no objection

House Bill No. 1566, Printer's No. 767 and

House Bill No. 1567, Printer's No. 839

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1577 as follows:

An Act fixing the salary of the Director of the Legislative Reference Bureau

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The annual salary of the Director of the Legislative Reference Bureau shall be ten thousand five hundred dollars (\$10,500)

Section 2 All acts and parts of acts are repealed in so far as inconsistent herewith

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bea,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Besch,	Hagerty,	McInroy,	Scott,
Berkstreser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsach,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Buechlin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendenning,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Westcott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted

in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1603, as follows:

An Act to further amend Section 4 to amend subsection (d) of Section 4.1 to add Sections 4.2 and 4.3 and to amend paragraph (1) of Section 14 of the act approved the twentieth day of May one thousand nine hundred fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employees of said cities and all county or other public employees if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" by clarifying the amount of contributions by certain pensioners and the method of computing lesser pensions changing date of completing certain payments and the age to which pension increments may be computed fixing minimum pensions and providing benefits for surviving spouse

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 4 of the act approved the twentieth day of May one thousand nine hundred fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employees of said cities and all county or other public employees if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" as last amended by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 852) is hereby further amended to read as follows

Section 4 During the lifetimes of the said person he or she shall be entitled to receive a pension from the fund set aside for the purpose of fifty per centum of the amount which would constitute the average rate of pay at which he or she was employed during the highest salaried five years of his or her employment by the said city or other public employment as aforesaid Said pension shall be paid in monthly payments Provided That if any pension be granted to a person who has not been a contributor to the pension fund as herein provided during a period of twenty years such person shall be required to pay into the board of pensions monthly an amount equal to [two] four per centum of his or her pension until such time as his or her contribution shall have extended during a period of twenty years Should any person so employed after twenty years of service be dismissed voluntarily retire or be in any manner deprived of his position or employment before attaining the age of sixty years upon continuing a monthly payment to the fund equal to the last amount due and paid monthly while in active service said person shall be entitled to a pension above mentioned notwithstanding he or she has not attained the age of sixty years at the time of his or her separation from the public service but said pension shall not commence until he or she has attained the age of sixty years Should any employee however become totally and permanently disabled while in the service after twenty years of service and before attaining the age of sixty years he or she shall be entitled to the said pension Proof of total and permanent disability shall consist of the sworn statement of three practicing physicians designated by the board that the employee is in a permanent condition of health which would totally disable him or her from performing the duties of his or her position or office Provided That in cases where the nature of such disability is such as to disable the employee from performing any work whatsoever either within or without the scope of his regular duties or within or without the service of such city or county the board may upon a recommendation of the three practicing physicians herein provided for retire upon

pension such applicant after a service of fifteen years Provided further That the benefits of this amendment shall apply to members of the pension fund who have been contributors to the said fund for five years or more the pension paid to any one employee whose monthly payments into the pension fund have been four dollars or less a month shall not exceed one hundred dollars per month The pension paid to any one employee whose monthly payments into the pension fund have been more than four dollars a month for a period of at least two years may exceed one hundred dollars per month but shall not exceed two hundred dollars per month Provided That if an employee upon the date of retirement from service shall have made payments of more than four dollars a month into the pension fund for a period of less than two years his or her pension shall not exceed one hundred dollars per month but an amount equal to the total amount paid in excess over four dollars a month shall be returned to such employee

The pension to be paid to any former employee who was dismissed voluntarily retired or in any manner was deprived of his position and employment after having twenty years of service as an employee of said city and who has continued making payments to the fund equal to the last amount due and paid monthly while in active service and who has not accepted any pension under the provisions of the act to which this is an amendment shall be at the pension rate as provided in section five and his payments to the board of pensions after the first day of September one thousand nine hundred forty-five shall be in an amount equal to the amount which he would have been permitted to make had he continued in the employ of said city after the first day of September one thousand nine hundred forty-five and had continued to be paid the same salary as he received when he was last employed by said city This new amount whether it be more less or the same as the amount which he paid prior to the first day of September one thousand nine hundred forty-five he shall continue to pay until he applies for a pension under the provisions of this act If there be any difference between the amount which he has paid from the first day of September one thousand nine hundred forty-five and the amount which he has elected to pay under the provisions of section five he shall pay such difference into the board of pensions [within six months of the effective date of this amendment] on or before the first day of December one thousand nine hundred fifty-one

Section 2 Subsection (d) of Section 4.1 of said act as added thereto by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 845) is hereby further amended to read as follows

Section 4.1

(d) Every such lesser pension shall be proportionate to the pension which the employee would be entitled to receive after twenty years of service and contribution computed as if he had continued to receive during the remainder of the twenty years the [same salary as at the time of the termination of his active service] average rate of pay at which he was employed during the highest salaried five years of his active service as his number of months of service is to two hundred forty-months

Section 3 Sections 4.2 and 4.3 are hereby added to said act to read as follows

Section 4.2 In no event shall the pension hereafter payable after twenty (20) years of service be less than seventy-five dollars (\$75.00) a month or after fifteen (15) years and less than twenty (20) years of service be less than sixty dollars (\$60.00) a month to any person now or hereafter entitled to a pension under the provisions of this act

Section 4.3 Any married person retiring under the provisions of this act shall at the time of his or her retirement receive the pension provided by this act during his or her lifetime and a pension after his or her death payable to his or her surviving spouse at the time of retirement equal to fifty per centum of his or her pension Provided That such person so retiring shall have been married to his or her spouse for not less than five years prior

to the date of retirement and the spouse is dependent upon such deceased employe at the time of his or her death

The pension to be paid to such surviving spouse shall begin on the first day of the month in which the death of the deceased spouse occurs on the first day of the month following the surviving spouse's attainment of the age of fifty-five whichever is the later and shall continue to and terminate upon the death of such surviving spouse unless such surviving spouse shall re-marry in which event the payment of his or her survivor's pension shall thereupon be terminated

The word "pension" as used in this section shall be construed to mean the sum of the pension provided by this act plus the amount of service increment if any to which the married person retiring under the provisions of this act shall be entitled

Section 4 Paragraph (1) of Section 14 of said act as added thereto by the act approved the second day of May one thousand nine hundred forty-nine (P. L. 852) is hereby amended to read as follows

Section 14 In addition to the pension which is authorized by this act and notwithstanding the limitations therein placed upon pensions and upon contributions every contributor who shall become entitled to the payment of a pension and who has been employed by the said city or county for at least twenty-one years shall also be entitled to the payment in addition to the said pension of a "service increment" in accordance with and subject to the conditions hereinafter set forth

(1) Service increment shall be the sum obtained by computing the number of whole years in excess of twenty years during which a contributor has been employed by such city or county and paid out of the city treasury and multiplying the said number of ears so computed by an amount equal to one-fortieth of the pension which has become payable to such contributor in accordance with the provisions of this act Provided That no service increment may be paid for employment of more than twenty such excess years nor for any excess years which shall accrue after a contributor has reached the age of [sixty-five] seventy years and no service increment shall be paid in excess of one hundred dollars (\$100.00) per month

Section 5 Nothing contained in this act shall be construed to affect the power of a city of the first class or the powers or duties of any board department or the council thereof to provide and administer pension and retirement system covering officers and employes of the city as provided by and authorized and directed under the Home Rule Charter of such city

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarraf,
Barkdoll,	Creer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Seanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Breisch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,

Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Glendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1615, as follows:

An Act making an appropriation to the State Veterans' Commission for the expenses of the commission furnishing certain assistance to needy Pennsylvania veterans of any war or their dependents for participation in certain defense activities for the rehabilitation and care of veterans including the acquisition of land by purchase condemnation or gift and construction of buildings for such purpose

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one hundred thousand dollars (\$100,000) or as much thereof as may be necessary is hereby appropriated to the State Veterans' Commission for the two fiscal years beginning June first one thousand nine hundred fifty-one for the payment of traveling expenses and other authorized disbursements of the commission salaries wages and expenses of its employes for furnishing funds to provide the necessities of life for and to assist otherwise such Pennsylvania veterans of any war or the widows and infant children or dependents of such veterans as are sick disabled or indigent and who are without means for planning and providing for the rehabilitation and care of veterans and for the acquisition of land by purchase condemnation or gift and the construction of buildings with the approval of the Governor as may be deemed necessary for the rehabilitation and care of veterans

Section 2 When approved by the Governor the appropriation in the act providing moneys for the purposes herein indicated for the biennium will be reduced by the amount appropriated by this act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando.	Goodling.	Maxwell,	Royer,
Andrews.	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenshield,	Mihm,	Snider,
Bombberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varner,
Coyle,	Kent,	Olsen,	Varallo,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Pets,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBols,	Kubacki,	Pichney,	Weldner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Geer,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

Senate Bill No. 211, Printer's No. 246.

Senate Bill No. 303, Printer's No. 144.

Senate Bill No. 365, Printer's No. 470 and

Senate Bill No. 397, Printer's No. 199

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 418, as follows

An Act to further amend the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or many continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of act relating to corporations" by permitting the Department of State to copy and destroy or return certain documents permitting corporations to borrow money acquire and dispose of real estate and make alter amend and repeal by-laws with the approval of a majority of the members present and entitled to vote thereon permitting a change of registered office pursuant to action of directors permitting directors to fill vacancies in the board of directors resulting from an increase in the number of directors deleting certain requirements as to the appointment compensation and duties of agents providing that meetings of members at which directors are to be elected may be adjourned for periods of fifteen days each fixing the method of cumulative voting in cases where directors are elected separately by the members of different classes defining "doing business" by foreign corporations and further providing for service of process on the Secretary of the Commonwealth with respect to such corporations

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section twelve of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" as added by the act approved the twenty-fourth day of May one thousand nine hundred forty-five (P. L. 957) is hereby amended to read as follows

Section 12 Powers of Department of State The Department of State shall have the power and authority reasonably necessary to enable it to administer this act efficiently and to perform the duties imposed upon it by this act All articles papers and other documents required by this act to be filed with the Department of State shall be in such form as shall be prescribed by that department The Department of State may make a copy on microfilm or otherwise of any document filed with or by it pursuant to this act or any act hereby repealed and thereafter destroy such document or return it to the person who filed the same

Section 2 Section three hundred eight of said act is hereby amended to read as follows

Section 308 Procedure to Borrow Money and to Acquire or Dispose of Real Estate Unless its articles or by-laws provide for the approval of another body a nonprofit corporation shall not borrow money or purchase sell lease away or otherwise dispose of any real estate unless and until a resolution authorizing the same shall have been approved by a majority of the members of the corporation who are present in person or by proxy and entitled to vote thereon at a regular or special meeting duly convened upon proper notice of this purpose A resolution of the members authorizing the borrowing of money need not specify the particular sums rates of interest or times of maturity of the loans but such items may be agreed upon and authorized by the directors of the corporation Every nonprofit corporation may mortgage sell lease away or otherwise dispose of any of its real estate without application to and the authorization or confirmation of any court except in those cases where the Revised Price Act of one thousand nine hundred seventeen approved the seventh day of June one thousand nine hundred seventeen (P. L. 388) and its amendments and supplements confers jurisdiction upon the orphans' court or the court of common pleas of a particular county to authorize or confirm the selling leasing conveying upon ground rent or mortgaging of real estate by a corporation All proceeds derived by a nonprofit corporation from any loan sale lease ground rent or mortgage shall be faithfully and specifically used for or applied to the lawful activities of the corporation and in case such proceeds are derived from any real estate subject to a trust the trust shall be impinged upon such proceeds

Section 3 Paragraph A of Section three hundred sixteen of said act as last amended by the act approved the thirty-first day of July one thousand nine hundred forty-one (P. L. 631) is hereby further amended to read as follows

Section 316 Registered Office Records A Every nonprofit corporation shall maintain an office in this Commonwealth to be known as its registered office The location and post office address of the registered office shall be stated in the articles as heretofore provided in this act After incorporation the location of the registered office may be changed

(1) From one location to another in the same county by resolution adopted by a majority of all the [members including members not entitled by the articles or by-laws to vote] directors On or before the day that such change is made notice of such change and of the post office address of the new registered office shall be filed with and recorded by the recorder of deeds of the county At the same time notice of such change shall also be filed with and recorded by the Secretary of the Commonwealth

(2) From one county to another county by resolution adopted by a majority of all the [members including members not entitled by the articles or by-laws to vote] directors On or before the day that such change is made notice of such change and of the post office address of the new registered office shall be filed with and recorded by the recorder of deeds of the county from which and of the county to which the registered office is to be moved At the same time notice of such change shall be filed with and recorded by the Secretary of the Commonwealth In addition a certified copy of the articles of the corporations shall be filed with and recorded by the recorder of deeds of the county in which the registered office is to be located before the corporation shall transact any business in such county

Section 4 Section four hundred one of said act as amended by the act approved the second day of July one thousand nine hundred thirty-seven (P. L. 2838) is hereby further amended to read as follows

Section 401 Power to Make By-Laws The members of a nonprofit corporation shall have the power to make alter amend and repeal the by-laws of a nonprofit corporation but the authority to make alter amend and repeal such by-laws may be expressly vested by the articles or the by-laws in the board of directors subject always to the power of the members to change such

action Unless the articles or by-laws otherwise provide the powers hereby conferred shall be exercised by a majority vote of the members of the board of directors or of the members of the corporation who are present in person or by proxy and entitled to vote thereon as the case may be at any regular or special meeting duly convened after notice to the members or directors of that purpose

Section 5 Subsection (b) of Section five hundred two of said act is hereby amended to read as follows

Section 502 Number Qualifications and Election of Directors Subject to the provisions of this act the number qualifications terms of office manner of election the compensation and the powers and duties of the directors the time place and manner of calling giving notice of and conducting directors' meetings and the number of directors which shall constitute a quorum may be prescribed by the articles or by-laws If the by-laws so provide meetings of directors may be held outside of the Commonwealth Except as otherwise provided in the articles or by-laws

(b) Vacancies in the board of directors including vacancies resulting from an increase in the number of directors shall be filled by a majority of the remaining members of the board though less than a quorum and each person so elected shall be a director until his successor is elected by the members who may make such election at the next annual meeting of the members or at any special meeting duly called for that purpose and held prior thereto

Section 6 Section five hundred four of said act as amended by the act approved the second day of July one thousand nine hundred thirty-seven (P. L. 2838) is hereby further amended to read as follows

Section 504 Officers [and Agents] Every nonprofit corporation shall have a president a secretary and a treasurer and may have such other officers and assistant officers [and agents] as it shall authorize from time to time The articles or by-laws may prescribe special qualifications for such officers The president and secretary shall be natural persons of full age the treasurer however may be a corporation but if a natural person shall be of full age The officers and assistant officers [and agents] shall be elected [or appointed] either by the board of directors or by the members at such time in such manner and for such terms and compensation as the by-laws may prescribe It shall not be necessary for the officers to be directors If the by-laws so provide any two or more offices may be held by the same person except the offices of president and secretary The board of directors may secure the fidelity of any or all of such officers by bond or otherwise Unless otherwise provided in the by-laws the board of directors shall have power to fill any vacancies in any office occurring from whatever reason All officers [and agents] of the corporation as between themselves and the corporation shall respectively have such authority and perform such duties in the management of the property and affairs of the corporation as may be provided in the by-laws or in the absence of controlling provisions in the by-laws as may be determined by resolution of the board of directors

Section 7 Paragraph D of Section six hundred three of said act is hereby amended to read as follows

D Adjournment or adjournments of any annual or special meeting may be taken but any meeting at which directors are to be elected shall be adjourned only from day to day or for such longer periods not exceeding fifteen days each as a majority of the members present in person or by proxy shall direct until such directors have been elected

Section 8 Section six hundred six of said act is hereby amended to read as follows

Section 606 Members' Voting Rights Unless otherwise provided in the articles or by-laws every member of a nonprofit corporation shall be entitled to one vote Voting by members shall be only in person unless the by-laws specifically provide for voting by proxy The manner of voting may be by ballot mail or any reasonable means

provided in the articles or by-laws. In all elections for directors [or other officers] each member having a right to vote shall have the right to multiply the number of votes to which he may be entitled by the total number of directors of all classes to be elected by either the members of the class or classes of which he is a part or by the members of any other class or classes and he may cast the whole number of his votes for one candidate or distribute them upon two or more candidates as he may prefer. The candidates receiving the highest number of votes from each class or group of classes entitled to elect directors separately up to the number of directors to be elected by such class or group of classes shall be elected. No member shall sell his vote or issue a proxy for money or anything of value. Upon request of a member the books or records of membership shall be produced at any general or special meeting of the corporation. If at any meeting the right of a person to vote is challenged the presiding officer shall require such books or records to be produced as evidence of the right of the person challenged to vote and all persons who appear by such books or records to be members may vote.

Section 9 Section nine hundred five of said act as amended by the act approved the second day of July one thousand nine hundred thirty-seven (P. L. 2838) is hereby further amended to read as follows:

Section 905 Issuance and Recording of Certificate of Authority. If the Department of State finds that the provisions of this article have been complied with and that the applicant corporation is entitled to a certificate of authority to do business in this Commonwealth it shall forthwith but not prior to the day specified in the advertisement heretofore required in this article endorse its approval upon the application for a certificate of authority and when all fees and charges have been paid as required by law shall [file the application and the copy of the articles and shall] issue to the corporation a certificate of authority to do business in this Commonwealth to which the application may be attached and shall make and retain a copy thereof. The certificate of authority shall set forth the name of the corporation, the address of its initial registered office in this Commonwealth and the business which the corporation is authorized to transact in this Commonwealth. Upon the [issuance of the] approval of the application for a certificate of authority by the Department of State the corporation may do in this Commonwealth any or all of the kinds of business referred to in the certificate of authority and no other subject however to the right of the Commonwealth to cancel or revoke such right to transact business in this Commonwealth as provided in this act. The certificate of authority shall be [returned] delivered to the corporation or its representative and such certificate and a verified copy of its articles shall be recorded in the office of the recorder of deeds of the county in which the registered office of the corporation in this Commonwealth is located. The certificate of authority upon being recorded by the recorder of deeds shall be returned to the corporation or its representative.

Section 10 Paragraph C of Section nine hundred seven of said act as last amended by the act approved the twenty-fourth day of May one thousand nine hundred forty-five (P. L. 957) is hereby further amended to read as follows:

C If the Department of State finds that the provisions of this article have been complied with that the certificate herein required evidencing payment of all taxes or bonus or charges is in proper form and that the applicant corporation is entitled to an amended certificate of authority it shall upon payment of the filing fee forthwith but not prior to the day specified in the advertisement heretofore required by this section endorse its approval upon the application [shall file the application and] issue to the applicant corporation an amended certificate of authority setting forth the desired changes to which the application shall be attached and shall make and retain a copy thereof. The amended certificate of authority shall be recorded in the office of the recorder

of deeds of the county in which the original certificate of authority was recorded.

Section 11 Section nine hundred twelve of said act as amended by the act approved the second day of July one thousand nine hundred thirty-seven (P. L. 2838) is hereby amended to read as follows:

Section 912 Service of Process upon the Secretary of the Commonwealth. A service of process against a qualified foreign nonprofit corporation upon the Secretary of the Commonwealth shall be made by the sheriff of Dauphin County by leaving the fee the plaintiff is required by law to pay to the Secretary of the Commonwealth for this service and two copies of the process at the office of the Secretary of the Commonwealth. The sheriff shall make due return of his service of the process to the court magistrate or justice of the peace issuing the same. Such process may be issued by any court magistrate or justice of the peace having jurisdiction of the subject matter of the controversy in any county of the Commonwealth in which the corporation shall have its registered office or in the county in which the right of action arose. When legal process against any such corporation has been served upon the Secretary of the Commonwealth he shall immediately send by mail postage prepaid one copy of such process directed to the corporation at its registered address. The fee paid by the plaintiff to the Secretary of the Commonwealth at the time of the service shall be taxed in the plaintiff's costs if he prevails in the suit necessitating the service of the process. The Secretary of the Commonwealth shall keep a record of the day and hour of the service of such process on him and a certified copy of such record shall be sufficient evidence thereof. The service of process on the Secretary of the Commonwealth under this section shall be of the same legal force and validity as if the process had been served on the corporation and the authority for such service of process shall continue in force as long as any liability remains outstanding against the corporation in this Commonwealth. Nothing herein contained shall limit or affect the right to serve any process notice or demand required or permitted by law to be served upon a foreign corporation in any other manner now or hereafter permitted by law.

B Any foreign nonprofit corporation which shall have done any business in this Commonwealth without procuring a certificate of authority to do so from the Department of State shall be conclusively presumed to have designated the Secretary of the Commonwealth as its true and lawful attorney authorized to accept on its behalf service of process in any action arising out of acts or omissions of such corporation within this Commonwealth on petition alleging conduct of business within the Commonwealth by any corporation not qualified by the Secretary of the Commonwealth or having otherwise designated him as agent for the service of process. The court of the county in which the action is instituted shall authorize service to be made upon the Secretary of the Commonwealth. Service shall be made by the sheriff of such county by transmitting to the Secretary of the Commonwealth and to the defendant at his last known residence or place of business by registered mail return receipt requested a copy of such process together with a copy of the petition and order of the court properly certified as such by the prothonotary. The return receipt by the post office department shall be evidence of service under this act. Nothing herein contained shall limit or affect the right to serve any process notice or demand required or permitted by law to be served upon a foreign nonprofit corporation in any other manner now or hereafter permitted by law.

C For the purposes of this act the entry of any corporation into this Commonwealth for the doing of a series of similar acts for the purpose of thereby realizing pecuniary benefit or otherwise accomplishing an object or doing a single act in this Commonwealth for such purpose with the intention of thereby initiating a series of such acts shall constitute "doing business."

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Maxwell,	Royer,
Andrews,	Graybill,	Mazza,	Rubin,
Banker,	Greenwood,	McConnell,	Sarra,
Barkdoll,	Greer,	McCormack,	Sax,
Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Bresch,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Buchlin,	Hunter,	Moore, C. E.,	Swape,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varnier,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Weidner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Loderer,	Polsaki,	Wescott,
Erb,	Lelsey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Fenster,	Leven,	Readinger,	White,
Filip,	Light,	Reagan,	Williams,
Filo,	Limper,	Reese,	Wilt,
Firmstone,	Loftus,	Reidenbach,	Wood,
Flack,	Lopresti,	Reilly, J. M.,	Yeakel,
Frost,	Lovett,	Rigby,	Yester,
Gaffney,	Lutty,	Riley, R. L.,	Yetzer,
Gear,	Lyons,	Robertson,	Young,
Gibson,	Madden,	Rose,	Ziegler,
Gleason,	Madigan,	Rosen,	Sorg,
Good,	Markley,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILL PASSED OVER

There being no objection

Senate Bill No. 456, Printer's No. 173 was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 508, as follows:

An Act to amend Sections 1 and 2 of the act approved the eighteenth day of April one thousand nine hundred

forty-five (P. L. 253 No. 114) entitled "An act relating to suits by shareholders against officers or directors in a corporation domestic or foreign to enforce a secondary right because the corporation refuses to enforce rights which may be asserted by it requiring that plaintiff be a shareholder at the time of the transaction of which he complains or that his shares thereafter devolved upon him by operation of law requiring security for defendant's expenses including attorneys' fees and providing for the assessment and recovery of such expenses including attorneys' fees" by extending the provisions thereof to corporations having no capital stock and authorizing corporations to indemnify directors officers and other persons against certain expenses

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 1 and 2 of the act approved the eighteenth day of April one thousand nine hundred forty-five (P. L. 253 No. 114) entitled "An act relating to suits by shareholders against officers or directors in a corporation domestic or foreign to enforce a secondary right because the corporation refuses to enforce rights which may be asserted by it requiring that plaintiff be a shareholder at the time of the transaction of which he complains or that his shares thereafter devolved upon him by operation of law requiring security for defendant's expenses including attorneys' fees and providing for the assessment and recovery of such expenses including attorneys' fees" are hereby amended to read as follows

Section 1 In any suit brought to enforce a secondary right on the part of one or more shareholders of or owners of a proprietary interest in a corporation domestic or foreign against any officer or director or former officer or director or former officer or director of [a] such corporation [domestic or foreign] because such corporation refuses to enforce rights which may properly be asserted by it the plaintiff or plaintiffs must aver and it must be made to appear that the plaintiff or each plaintiff was a stockholder or owned such proprietary interest at the time of the transaction of which he complains or that his stock or proprietary interest devolved upon him by operation of law from a person who was a stockholder or owner of such proprietary interest at such time

Section 2 In any such suit instituted or maintained by holder or holders of less than five per centum of the outstanding shares of any class of such corporation's stock or voting trust certificates or less than five per centum of the value of the total proprietary interests in a corporations having no capital stock the corporation in whose right such action is brought shall be entitled at any stage of the proceedings to require the plaintiff or plaintiffs to give security for the reasonable expenses including attorneys' fees which may be incurred by it in connection with such suit and by the other parties defendant in connection therewith for which it may become liable pursuant to section three of this act to which security the corporation shall have recourse in such amount as the court having jurisdiction shall determine upon the termination of such action. The amount of such security may from time to time be increased in the discretion of the court having jurisdiction of such action upon showing that the security provided has or may become inadequate

Section 2 Said act is hereby amended by adding after Section 3 a new section to read as follows

Section 4 Any corporation organized under the laws of this Commonwealth whether a stock corporation or organized on the mutual plan without capital stock shall have power to indemnify any and all of its directors or officers or former directors or officers or any person who may have served at its request as a director or officer of another corporation in which it owns shares of capital stock or of which it is a creditor against expenses actually and necessarily incurred by them in connection with the defense of any action suit or proceeding in which they or any of them are made parties or a party by reason of being or having been directors or officers or a director or officer of the corporation or of such other corporation

except in relation to matters as to which any such director or officer or former director or officer or person shall be adjudged in such action suit or proceeding to be liable for negligence or misconduct in the performance of duty. Such indemnification shall not be deemed exclusive of any other rights to which those indemnified may be entitled under any by-law agreement vote of shareholders or otherwise.

Section 3 The provisions of this act shall become effective immediately upon final enactment.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando.	Goodling.	Maxwell.	Royer.
Andrews.	Graybill.	Mazza.	Rubin.
Banker.	Greenwood.	McConnell.	Sarraff.
Barkdoll.	Greer.	McCormack.	Sax.
Baumunk.	Guarnieri.	McCullough.	Scanlon.
Bear.	Gutendorf.	McDermitt.	Schmidt.
Beaver.	Guthrie.	McGee.	Schuster.
Beech.	Hagerty.	McInroy.	Scott.
Berkstresser.	Hall.	McKinney.	Seyler.
Blair.	Hamilton, R. K.	McMillen.	Shoemaker.
Bloom.	Hamilton, W. H.	McNally.	Shotwell.
Boles.	Harney.	Metz.	Smith.
Bolton.	Haudenschild.	Mihm.	Snider.
Bomberger.	Headlee.	Mikula.	Sollenberger.
Boorse.	Helm.	Miller, H. G.	Spencer.
Bower.	Hersch.	Miller, J. C.	Stank.
Brelsach.	Hewitt.	Mills.	Stimmel.
Breth.	Hocker.	Mintess.	Stoner.
Brown.	Hoggard.	Monroe.	Swartz.
Bucchin.	Hunter.	Moore, C. E.	Swope.
Byrne.	Jenkins.	Moore, H. A.	Tahl.
Cella.	Johnson.	Moran.	Taylor.
Clapper.	Jones, G. E.	Muldowney.	Thompson, E. F.
Clendening.	Jones, J. M.	Munley.	Thompson, R. L.
Cochran.	Jones, P. F.	Murray.	Toll.
Conway.	Jones, T. H. W.	Musto.	Tompkins.
Cooper.	Kamp.	Najaka.	Toomey.
Corr.	Kamyk.	Naugle.	VanSant.
Costa.	Keller.	Needham.	Varallo.
Coyle.	Kent.	Olsen.	Varnier.
Dalrymple.	Kline.	Penglase.	Verona.
Davis.	Kohl.	Peta.	Wachhaus.
Dennison.	Kolankiewicz.	Petrosky.	Wargo.
Dougherty.	Kornick.	Pettigrew.	Waterhouse.
Dowling.	Kratz.	Pfaff.	Watkins.
DuBois.	Kubacki.	Pichney.	Weidner.
Duffy.	Lafore.	Pitzer.	Welsh.
Dunn.	Lederer.	Polaski.	Wescott.
Erb.	Lelsey.	Polen.	Westrick.
Ewing.	Leonard, L.	Price, H. W. Jr.	Whalley.
Fenrich.	Leonard, W. C.	Price, R. A.	Wheeler.
Ferster.	Leven.	Readinger.	White.
Filip.	Light.	Reagan.	Williams.
Filo.	Limper.	Reese.	Wilt.
Firmstone.	Lofthus.	Reidenbach.	Wood.
Flack.	Lopresti.	Reilly, J. M.	Yeakel.
Frost.	Lovett.	Rigby.	Yester.
Gaffney.	Lutty.	Riley, R. L.	Yetzer.
Geer.	Lyons.	Robertson.	Young.
Gibson.	Madden.	Rose.	Ziegler.
Gleason.	Madigan.	Rosen.	Sorg.
Good.	Markley.	Rovansek.	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 733, as follows:

An Act concerning mutual military aid and assistance by and between the Commonwealth of Pennsylvania and other states in an emergency and agreeing to approving and authorizing and empowering the Governor to enter into a compact with the State of New Jersey and the State of New York and any other state concurring therein or otherwise approving thereof for such purpose.

Whereas On the twelfth day of December one thousand nine hundred and fifty the Governor of the State of New York for and on behalf of the State of New York and the Governor of the State of New Jersey for and on behalf of the State of New Jersey agreed to an interstate compact for mutual military aid and assistance between such respective States in an emergency and

Whereas The aforesaid compact was ratified by the 1951 Sessions of the Legislatures of New Jersey and New York and

Whereas Article II of said compact provides "This compact shall become effective as to the signatory States when the Legislatures thereof have approved it and when the Congress has given its consent either before or after the date hereof Any State not a party to this compact at the date hereof may become a party hereto" and

Whereas It is the purpose and object of said compact to promote the national security and the security of the States signatory thereto and further protect the public health safety and welfare and

Whereas It is the purpose and object of this act to authorize the Commonwealth of Pennsylvania to enter into and become a party of said interstate compact

The General Assembly of the Commonwealth of Pennsylvania enacts as follows

Section 1 The Commonwealth of Pennsylvania does hereby join approve and become a party to a solemn compact with the State of New Jersey and the State of New York and any other State concurring therein or otherwise approving thereof in form and terms as heretofore agreed to by the Governor of the State of New Jersey and the Governor of the State of New York and approved by the respective Legislatures thereof as follows

An Interstate Compact For Mutual Military Aid In An Emergency

Article I

(1) The purposes of this compact are
a to provide for mutual military aid and assistance in an emergency by the military forces of a signatory State to the military forces of the other signatory States or of the United States including among other military missions the protection of interstate bridges tunnels ferries pipe lines communications facilities and other vital installations plants and facilities and the military support of civil defense agencies

b to provide for the fresh pursuit in case of an emergency by the military forces or any part or member thereof of a signatory State into another State of insurrectionists saboteurs enemies or enemy forces or persons seeking or appearing to seek to overthrow the government of the United States or of a signatory State

c to make provision for the powers duties rights privileges and immunities of the members of the military forces of a signatory State while so engaged outside of their own State

(2) a "Emergency" as used in this compact shall mean and include invasion or other hostile action disaster insurrection or imminent danger thereof

b "State" as used in this compact shall include any signatory State

c "Military forces" as used in this compact shall include the organized militia or any force thereof of a signatory State

Article II

This compact shall become effective as to the signatory States when the Legislatures thereof have approved it and when the Congress has given its consent either before or after the date hereof Any State not a party to this compact at the date hereof may become a party hereto

Article III

The Governor of each signatory State or his designated military representative shall constitute the Committee for Mutual Military Aid for the signatory States It shall be the duty of the Committee for Mutual Military Aid to make joint plans for the employment of the military forces of the signatory States for mutual military aid and assistance in case of emergency

Article IV

(1) It shall be the duty of each signatory State to integrate its plan for the employment of its military forces in case of emergency with the joint plans recommended by the Committee for Mutual Military Aid and with the emergency plans of the armed forces of the United States

(2) In case of emergency upon the request of the Governor of a signatory State the Governor of each signatory State to the extent consistent with the needs of his own State shall order its military forces or such part thereof as he in his discretion may find necessary to assist the military forces of the requesting State in order to carry out the purposes set forth in this compact In such case it shall be the duty of the Governor of each signatory State receiving such a request to issue the necessary orders for such use of the military forces of his State without the borders of his State and to direct the commander of such forces to place them under the operational control of the commander of the forces of the requesting State or of the United States which may be engaged in meeting the emergency

(3) The Governor of any signatory State in his discretion may recall the military forces of his State serving without its borders or any part or any member of such forces

Article V

In case of an emergency any unit or member of the military forces of a signatory State which has been ordered into active service by the Governor may upon order of the officer in immediate command thereof continue beyond the borders of his own State into another signatory State in fresh pursuit of insurrectionists saboteurs enemies or enemy forces or persons seeking or appearing to seek to overthrow the government of the United States or of any one of the signatory States until they are apprehended by such unit or member Any such person who shall be apprehended or captured in a signatory State by a unit or member of the military forces of another signatory State shall without unnecessary delay be surrendered to the military or police forces of the State in which he is taken or to the forces of the United States Such surrender shall not constitute a waiver by the State of the military forces making the capture of its right to extradite or prosecute such persons for any crime committed in that State

Article VI

(1) Whenever the military forces or any part thereof of any signatory State are engaged outside of their own State in carrying out the purposes of this compact the individual members of such military forces so engaged shall not be liable civilly or criminally for any act or acts done by them in the performance of their duty

(2) The individual members of such forces shall have the same powers duties rights privileges and immunities as the members of the military forces of the State in which they are engaged but in any event

(3) Each signatory State shall save harmless any member of its military forces wherever serving and any

member of the military forces of any other signatory State serving within its borders for any act or acts done by them in the performance of their duty while engaged in carrying out the purposes of this compact

Article VII

(1) Each signatory State shall provide in the same amounts and manner as if they were on duty within their own State for the pay and allowances of the personnel of its military forces and for the medical and hospital expenses disability and death benefits pensions and funeral expenses of wounded injured or sick personnel and of dependents or representatives of deceased personnel of its military forces in case such personnel shall suffer wounds injuries disease disability or death while engaged without the State pursuant to this compact and while going to and returning from such other signatory State Each signatory State shall provide in the same amounts and manner as if they were on duty within their own State for the logistical support and for other costs and expenses of its military forces while engaged without the State pursuant to this compact and while going to and returning from such other signatory State

(2) Any signatory State rendering outside aid in case of insurrection or disaster not the result of invasion or hostile action shall if it so elects be reimbursed by the signatory State receiving such aid for the pay and allowances of its personnel logistical support and all other costs and expenses referred to in section one of this article and incurred in connection with the request for aid Such election shall be exercised by the Governor of the aiding State presenting a statement and request for reimbursement of such costs and expenses to the Governor of the requesting State

Article VIII

Nothing in this compact shall be construed to limit or restrict the power of any signatory State in case of an emergency affecting that State only to provide for the internal defense of any part of the territory of said State or for the protection and control of any bridge tunnel ferry installation plant or facility or any part thereof within the borders of such State or to prohibit the enforcement of any laws rules and regulations or the execution of any plan with regard thereto

Article IX

This compact shall continue in force and remain binding on each signatory State until the Legislature or the Governor of such State gives notice of withdrawal therefrom Such notice of withdrawal shall not be effective until six months after said notice has been given to the Governor of each of the other signatory States

Section 2 The Governor is hereby authorized and empowered to enter into and sign said solemn compact on behalf of the Commonwealth of Pennsylvania and thereafter duly authenticated copies of this act shall be transmitted to the Governor of the State of New Jersey to the Governor of the State of New York to the President of the Senate of the United States and to the Speaker of the United States House of Representatives

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agrreably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,
Andrews,
Banker,
Barkdoll,

Goodling,
Graybill,
Greenwood,
Greer,

Maxwell,
Mazza,
McConnell,
McCormack,

Royer,
Rubin,
Sarraf,
Sax,

Baumunk,	Guarnieri,	McCullough,	Scanlon,
Bear,	Gutendorf,	McDermitt,	Schmidt,
Beaver,	Guthrie,	McGee,	Schuster,
Beech,	Hagerty,	McInroy,	Scott,
Berkstresser,	Hall,	McKinney,	Seyler,
Blair,	Hamilton, R. K.,	McMillen,	Shoemaker,
Bloom,	Hamilton, W. H.,	McNally,	Shotwell,
Boles,	Harney,	Metz,	Smith,
Bolton,	Haudenschild,	Mihm,	Snider,
Bomberger,	Headlee,	Mikula,	Sollenberger,
Boorse,	Helm,	Miller, H. G.,	Spencer,
Bower,	Hersch,	Miller, J. C.,	Stank,
Brelsach,	Hewitt,	Mills,	Stimmel,
Breth,	Hocker,	Mintess,	Stoner,
Brown,	Hoggard,	Monroe,	Swartz,
Bucchin,	Hunter,	Moore, C. E.,	Swope,
Byrne,	Jenkins,	Moore, H. A.,	Tahl,
Cella,	Johnson,	Moran,	Taylor,
Clapper,	Jones, G. E.,	Muldowney,	Thompson, E. F.,
Clendening,	Jones, J. M.,	Munley,	Thompson, R. L.,
Cochran,	Jones, P. F.,	Murray,	Toll,
Conway,	Jones, T. H. W.,	Musto,	Tompkins,
Cooper,	Jump,	Najaka,	Toomey,
Corr,	Kamyk,	Naugle,	VanSant,
Costa,	Keller,	Needham,	Varallo,
Coyle,	Kent,	Olsen,	Varner,
Dalrymple,	Kline,	Penglase,	Verona,
Davis,	Kohl,	Peta,	Wachhaus,
Dennison,	Kolankiewicz,	Petrosky,	Wargo,
Dougherty,	Kornick,	Pettigrew,	Waterhouse,
Dowling,	Kratz,	Pfaff,	Watkins,
DuBois,	Kubacki,	Pichney,	Wedner,
Duffy,	Lafore,	Pitzer,	Welsh,
Dunn,	Lederer,	Polaski,	Wescott,
Erb,	Leisey,	Polen,	Westrick,
Ewing,	Leonard, L.,	Price, H. W. Jr.,	Whalley,
Fenrich,	Leonard, W. C.,	Price, R. A.,	Wheeler,
Ferster,	Leven,	Readinger,	White,
Fillo,	Light,	Reagan,	Williams,
Firmstone,	Limper,	Reese,	Wilt,
Flack,	Loftus,	Reidenbach,	Wood,
Frost,	Lopresti,	Reilly, J. M.,	Yeakel,
Gaffney,	Lovett,	Rigby,	Yester,
Geer,	Lutty,	Riley, R. L.,	Yetzer,
Gibson,	Lyons,	Robertson,	Young,
Gleason,	Madden,	Rose,	Ziegler,
Good,	Madigan,	Rosen,	Sorg,
	Markley,	Rovanseck,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 739, as follows:

An Act creating Mercy-Douglass State Hospital in Philadelphia County and authorizing the Department of Property and Supplies to sublease said Hospital to Mercy-Douglass Hospital and providing for the management thereof by the Board of Trustees of Mercy-Douglass Hospital

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The proposed addition to Philadelphia State Hospital of a Medical and Surgical Hospital to be constructed by The General State Authority on that certain site heretofore conveyed to it by Mercy-Douglass Hospital a corporation organized and existing under the laws of the Commonwealth of Pennsylvania and presently operating as a Medical and Surgical Hospital in the City and County of Philadelphia which site is bounded and described as follows

All that certain tract of land situate in the Fortieth Ward of the City of Philadelphia County of Philadelphia

and State of Pennsylvania more fully bounded and described as follows to wit

Beginning at a point being the most southwestern corner of Fiftieth Street and Woodland Avenue thence along the western line of Fiftieth Street south forty degrees thirty-two minutes thirty seconds east two hundred and thirty-six feet to a point thence the following courses and distances south forty-nine degrees twenty-seven minutes thirty second west ninety-eight feet north forty degrees thirty-two minutes thirty seconds west one hundred and eleven feet south forty-nine degrees twenty-seven minutes thirty-seconds west two hundred and four feet south forty degrees thirty-two minutes thirty seconds east one hundred and eleven feet and south forty-nine degrees twenty-seven minutes thirty seconds west ninety-eight feet to a point along the eastern line of Fifty-first Street as projected thence along the aforesaid line of Fifty-first Street as projected north forty degrees thirty-two minutes thirty seconds west two hundred and thirty-six feet to its intersection with the southern line of Woodland Avenue and thence along Woodland Avenue north forty-nine degrees twenty-seven minutes thirty seconds east four hundred feet to a point the place of beginning

Containing 1.647 acres more or less

Being the same premises which by indenture dated October thirtieth one thousand nine hundred fifty and recorded at Philadelphia in the Office of the Recorder of Deeds in Deed Book CJP No 2793 Page 37 &c were granted and conveyed by the said Mercy-Douglass Hospital unto The General State Authority absolutely and in fee shall upon the erection construction and completion thereof be created and constituted a separate State institution to be known as the Mercy-Douglass State Hospital

Section 2 The Mercy-Douglass State Hospital shall be used to provide medical and surgical treatment for the sick and disabled instruction and training for those desirous of becoming trained nurses training for intern doctors and facilities for training resident physicians in post-graduate work regardless of race creed color or national origin

Section 3 The Mercy-Douglass State Hospital shall be under the management of the Board of Trustees of Mercy-Douglass Hospital which Board shall select and appoint an administrator or director of sufficient qualifications and experience in the management of such a hospital

Section 4 In addition to the Board of Trustees hereinbefore provided for such hospital shall have a Medical Advisory Board composed of the Secretary of the Department of the Commonwealth having jurisdiction over State medical and surgical hospitals and qualified physicians selected by the Board of Trustees who shall submit recommendations necessary to carry out the purposes of the hospital as hereinbefore set forth

Section 5 All recommendations concerning the policies of the hospital and clinics which from the Medical Advisory Board shall be referred to the Board of Trustees of the Mercy-Douglass Hospital When such recommendations are considered by the Board of Trustees the Secretary of the Department of the Commonwealth who is a member of the Medical Advisory Board shall be invited to be present and to participate in the discussion of the same

Section 6 Upon the erection construction and completion of the Mercy-Douglass State Hospital and the leasing thereof by The General State Authority to the Commonwealth of Pennsylvania the Department of Property and Supplies with the approval of the Governor is hereby authorized and directed to sublease for the rental of one dollar (\$1.00) per annum to the Board of Trustees of Mercy-Douglass Hospital all the lands buildings and equipment in the City of Philadelphia County of Philadelphia Pennsylvania which comprise the Mercy-Douglass State Hospital for such term as shall be agreed upon

Section 7 The sublease shall be prepared by the Department of Justice and executed by the Secretary of Property and Supplies with the approval of the Governor and the Attorney General

Section 8 During the term of said sublease or any renewal thereof the Mercy-Douglass State Hospital shall be subject to the laws of the Commonwealth of Pennsylvania and to the rules and regulations promulgated by any department board or commission of the Commonwealth or any agency thereof as fully as if it were a private non-profit institution

Section 9 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Amarando,	Goodling,	Markley,	Rovansek,
Andrews,	Graybill,	Maxwell,	Royer,
Banker,	Greenwood,	Mazza,	Rubin,
Barkdoll,	Greer,	McConnell,	Sarraf,
Baumunk,	Guarneri,	McCormack,	Sax,
Beal,	Gutendorf,	McCullough,	Scanlon,
Beaver,	Guthrie,	McDermitt,	Schmidt,
Beech,	Hagerty,	McGee,	Schuster,
Berkatreaser,	Hall,	McInroy,	Scott,
Blair,	Hamilton, R. K.,	McKinney,	Seyler,
Bloom,	Hamilton, W. H.,	McMillen,	Shoemaker,
Boles,	Harney,	McNally,	Shotwell,
Bolton,	Haudenshield,	Metz,	Smith,
Bomberger,	Headlee,	Mihm,	Snider,
Boorae,	Heim,	Mikula,	Sollenberger,
Bower,	Hersch,	Miller, H. G.,	Spencer,
Breisch,	Hewitt,	Miller, J. C.,	Stank,
Breth,	Hocker,	Mills,	Stimmel,
Brown,	Hoggard,	Mintess,	Stoner,
Buechlin,	Hunter,	Monroe,	Swartz,
Byrne,	Jenkins,	Moore, C. E.,	Swope,
Cella,	Johnson,	Moore, H. A.,	Tahl,
Clapper,	Jones, G. E.,	Moran,	Taylor,
Clendenning,	Jones, J. M.,	Muldowney,	Thompson, E. F.,
Cochran,	Jones, P. F.,	Munley,	Thompson, R. L.,
Conway,	Jones, T. H. W.,	Murray,	Toll,
Cooper,	Jump,	Musto,	Tompkins,
Corr,	Kamyk,	Najaka,	Toomey,
Costa,	Keller,	Naugle,	VanSant,
Coyle,	Kent,	Needham,	Varallo,
Dalrymple,	Kline,	Olsen,	Varner,
Davis,	Kohl,	Penglass,	Verona,
Dennison,	Kolankiewicz,	Peta,	Wachhaus,
Dougherty,	Kornick,	Petrosky,	Wargo,
Dowling,	Kratz,	Pettigrew,	Waterhouse,
DuBois,	Kubacki,	Pfaff,	Watkins,
Duffy,	Lafore,	Pichney,	Weidner,
Dunn,	Lederer,	Pitzer,	Welsh,
Erb,	Leisey,	Polaski,	Wescott,
Ewing,	Leonard, L.,	Polen,	Westrick,
Fenrich,	Leonard, W. C.,	Price, H. W. Jr.,	Whalley,
Ferster,	Leven,	Price, R. A.,	Wheeler,
Filip,	Light,	Readinger,	White,
Filo,	Limper,	Reagan,	Williams,
Flack,	Loftus,	Reese,	Wilt,
Firmstone,	Lopresti,	Reidenbach,	Wood,
Frost,	Lovett,	Reilly, J. M.,	Yeakel,
Gaffney,	Lutty,	Rigby,	Yester,
Geer,	Lyons,	Riley, R. L.,	Yetter,
Gibson,	Madden,	Robertson,	Young,
Gleason,	Madigan,	Rose,	Ziegler,
Good,		Rosen,	Sorg,

Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection

Senate Bill No. 752, Printer's No. 485

was passed over at the request of the SPEAKER.

REPORTS FROM COMMITTEES

Mr. SNIDER from the Committee on Game and Forestry, re-reported as amended, House Bill No. 769, entitled:

An Act to further amend clause (a) of section one thousand eight hundred three and clause (e) of section one thousand eight hundred six of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for an reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative department boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and administrative officers providing for the appointment of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executives of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" by further regulating the leasing and sale of State forest and park lands by the Commonwealth and defining the powers and duties of the Department of Forests and Waters and the rights of lessees with respect to such leased lands.

Mr. DENNISON from the Committee on Appropriations, reported as committed, House Bill No. 1286, entitled:

An Act authorizing the Commonwealth to negotiate temporary emergency loans to defray current and other expenses of the State government during any fiscal biennium evidenced by tax anticipation notes, secured by and payable from current revenues of any current biennium levied, assessed, collectible and accruing during such fiscal biennium; defining the powers and duties of the Governor, the Auditor General and the State Treasurer in relation thereto; providing for the payment of interest on and the repayment of such loans and making an appropriation.

Mr. DENNISON from the Committee on Appropriations, reported as committed, House Bill No. 1645, entitled:

An Act transferring money from the World War II Veterans' Compensation Fund to the World War II Veterans' Compensation Sinking Fund for the purpose of meeting interest and sinking fund requirements on World War II Veterans' Compensation Bonds.

Mr. DENNISON from the Committee on Appropriations, reported as committed, House Bill No. 1654, entitled:

An Act to provide for the expenses of the Joint State Government Commission of the General Assembly for the two fiscal years beginning June first one thousand nine hundred and fifty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and fifty-one

Mr. WATERHOUSE from the Committee on Highways, reported as committed, Senate Bill No. 110, entitled:

An Act to facilitate traffic in the northern section of the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point on the Erie extension to a point on the Scranton extension of the Pennsylvania Turnpike or to a point on the northeastern extension of the Pennsylvania Turnpike at such points as the Pennsylvania Turnpike Commission may decide are the most feasible and practicable for the further extension of the Pennsylvania Turnpike from or near the City of Erie in Erie County to or near the City of Scranton in Lackawanna County to a point on the northeastern extension of the Pennsylvania Turnpike conferring powers and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike and to issue notes or other evidences of indebtedness providing that no debt of the Commonwealth shall be incurred in the exercise of the powers granted by this act providing for the collection of tolls for the payment of such bonds notes or other evidences of indebtedness and for the cost of maintenance operation and repair of the turnpike making such turnpike bonds notes or other evidences of indebtedness exempt from taxation constituting such bonds legal investments in certain instances requiring suits against the commission to be brought in Dauphin County prescribing conditions on which such turnpike shall become free providing for grade separations grade changes relocations restoration and vacation of public roads and state highways affected by the turnpike providing for the purchasing or condemnation of land and procedure for determining damages in condemnation granting certain powers and authority to municipal subdivisions and agencies of the issuance of turnpike revenue refunding bonds.

Mr. FILO from the Committee on Highways, re-reported as committed, Senate Bill No. 249, entitled:

An Act to amend subsection (a) of Section 411 of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulation of public utilities including to a limited extent municipalities engaging in public utility business by prescribing defining and limiting their duties powers and liabilities and regulating the exercise surrender or abandonment of their powers privileges and franchises defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervision of financial and contractual relations between public utilities and affiliated interests and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant costs and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporations (except municipal

corporations) subject to regulation the cost of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of the commission action giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and superseded by or inconsistent with this act" by relieving cities of the second class A and third class and the counties in which they are located from payment of damages occasioned by and costs of construction reconstruction repair and maintenance of certain bridges and viaducts.

BILLS ON FIRST READING

Mr. DENNISON asked and obtained unanimous consent for House Bill No. 1286, to be read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1286, entitled:

An Act authorizing the Commonwealth to negotiate temporary emergency loans to defray current and other expenses of the State government during any fiscal biennium evidenced by tax anticipation notes, secured by and payable from current revenues of any current biennium levied, assessed, collectible and accruing during such fiscal biennium; defining the powers and duties of the Governor, the Auditor General and the State Treasurer in relation thereto; providing for the payment of interest on and the repayment of such loans and making an appropriation.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Mr. DENNISON asked and obtained unanimous consent for House Bill No. 1645 to be read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1645, entitled:

An Act transferring money from the World War II Veterans' Compensation Fund to the World War II Veterans' Compensation Sinking Fund for the purpose of meeting interest and sinking fund requirements on World War II Veterans' Compensation Bonds.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Mr. DENNISON asked and obtained unanimous consent for House Bill No. 1654 to be read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1654, entitled:

An Act to provide for the expenses of the Joint State Government Commission of the General Assembly for the two fiscal years beginning June first one thousand nine hundred and fifty-one for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and fifty-one

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Mr. WATERHOUSE asked and obtained unanimous consent for Senate Bill No. 110 to be read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 110, entitled:

An Act to facilitate traffic in the northern section of the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point on the Erie extension to a point on the Scranton extension of the Pennsylvania Turnpike or to a point on the northeastern extension of the Pennsylvania Turnpike at such points as the Pennsylvania Turnpike Commission may decide are the most feasible and practicable for the further extension of the Pennsylvania Turnpike from or near the City of Erie in Erie County to or near the City of Scranton in Lackawanna County or to a point on the northeastern extension of the Pennsylvania Turnpike conferring powers and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of such turnpike and to issue notes or other evidences of indebtedness providing that no debt of the Commonwealth shall be incurred in the exercise of the powers granted by this act providing for the collection of tolls for the payment of such bonds notes or other evidences of indebtedness and for the cost of maintenance operation and repair of the turnpike making such turnpike bonds notes or other evidences of indebtedness exempt from taxation constituting such bonds legal investments in certain instances requiring suits against the commission to be brought in Dauphin County prescribing conditions on which such turnpike shall become free providing for grade separations grade changes relocations restoration and vacation of public roads and state highways affected by the turnpike providing for the purchasing or condemnation of land and procedure for determining damages in condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds.

And said bill having been read at length the first time. Ordered, To be laid aside for second reading.

PERMISSION TO ADDRESS HOUSE

Mr. SCHMIDT asked and obtained unanimous consent to address the House.

Mr. Speaker, the people of the Commonwealth of Pennsylvania at the election last fall passed an amendment to the Constitution, the purpose of which was to grant to disabled war veterans who were hospitalized the right to cast an absentee ballot.

A situation developed in Allegheny County whereby bed-ridden veterans who were residents of Allegheny County and who were hospitalized at the Veterans Hospital in Aspinwall, which is located in Allegheny County, it was found that they were not covered by this amendment, inasmuch as the amendment provided that the bed-ridden veteran must be outside of the county of which he was a resident.

An appeal was taken to the Court of Common Pleas of Allegheny County by Mr. Louis Rosenberg, Assistant City Solicitor, in order to obtain this privilege for these veterans. The Court in its decision found that although they would have liked to have granted this permission, the amendment to the Constitution specifically provided that the bedridden veteran must be outside of the county on election day.

In order to clarify this mistake, I am about to introduce a joint resolution on behalf of the gentleman from Allegheny, Mr. Cooper, the gentleman from Allegheny, Mr. Saraff and myself, which would start an amendment to the Constitution that would rectify this error.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. SCHMIDT asked and obtained unanimous consent to add additional sponsors to a Joint Resolution to be introduced by him.

BILLS INTRODUCED AND REFERRED

By Mr. JOHN C. MILLER. HOUSE BILL No. 1655.

An Act to amend clause (b) of section 6 of the act, approved the eleventh day of June one thousand nine hundred forty-seven (P. L. 565), entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States or of any of her allied during World War II; providing the method of making payment to representatives of persons who, because of death or incapacity, cannot personally receive compensation; imposing certain duties on the Adjutant General; making an appropriation, and providing penalties," by making brothers and sisters eligible to receive compensation payments in case of death.

Referred to the Committee on Military Affairs.

By Mr. JOHN C. MILLER. HOUSE BILL No. 1656.

A Joint Resolution proposing an amendment to article nine, section one of the Constitution of the Commonwealth of Pennsylvania by exempting aged persons and real property owned by them from certain taxes.

Referred to the Committee on Judiciary.

By Mr. JOHN C. MILLER. HOUSE BILL No. 1657.

An Act authorizing the Department of Highways, with the approval of the Governor, to erect and maintain a bridge over the Ohio River between a point in or near the Borough of Aliquippa, Beaver County, and the Borough of Baden, Beaver County, to connect with State Highways, and to provide the necessary approaches and connections with such State highways; empowering counties to pay certain damages; and making an appropriation.

Referred to the Committee on Highways.

By Messrs. COOPER, SCHMIDT and SARRAF.
HOUSE BILL No. 1658.

A Joint Resolution proposing an amendment to article eight, section eighteen of the Constitution of the Commonwealth of Pennsylvania by further providing for absentee voting by qualified war veterans.

Referred to the Committee on Judiciary.

RECESS

The SPEAKER. If there is no objection, the Chair will declare a recess for one hour. The Chair hears none, and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Herbert P. Sorg) in the Chair.

SENATE MESSAGES

CONCURRENCE IN HOUSE RESOLUTIONS

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, August 6, 1951.

Resolved (if the Senate concur), that House Bill No. 1269, Printer's No. 526, entitled "An act to amend Section 15 of the act approved the twenty-second day of April one thousand eight hundred fifty (P. L. 538) entitled 'An act to secure the cities of Pittsburgh and Allegheny and the neighborhood thereof from damage by gunpowder to incorporate an association for the establishment of a house of refuge for western Pennsylvania and relative to the Pennsylvania State Lunatic hospital' by changing the maximum age for the commitment of delinquents to the Pennsylvania Training School at Canonsburg and changing admission requirements relative thereto," be recalled from the Governor for the purpose of amendment.

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, August 6, 1951.

Resolved (if the Senate concur), that House Bill No. 1270, Printer's No. 534, entitled "An act providing for the commitment and transfer of certain female juvenile delinquents to the Pennsylvania Training School for Girls or to certain other institutions and imposing duties on the courts of this Commonwealth relative thereto," be recalled from the Governor for the purpose of amendment.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

HOUSE BILL No. 1154.

An Act making an appropriation to provide funds for the Bushy Run Battlefield Park.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

Resolved, (if the House of Representatives concur), that when the Senate adjourns this week, it reconvene on Monday, August 13, 1951, at two o'clock p. m., Eastern Standard Time; and when the House of Representatives adjourns this week, it reconvene on Monday, August 13, 1951, at three thirty o'clock p. m., Eastern Standard Time.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

ADJOURNMENT

Mr. MORAN. Mr. Speaker, I move that this House do now adjourn until Monday, August 13, 1951 at 3:30 p. m. EST.

The motion was agreed to, and (at 4:20 p. m. EST) the House adjourned.

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